

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact §§ 2.2-115, 2.2-206.2, 2.2-419, 2.2-420, 2.2-424, 2.2-426, 2.2-430,*  
 3 *2.2-431, 2.2-3101, 2.2-3103.1, 2.2-3104, 2.2-3104.01, 2.2-3106, 2.2-3114 through 2.2-3118, 2.2-3121,*  
 4 *2.2-3124, 30-101, 30-103.1, 30-110, 30-111, 30-124, 30-126, 30-355, 30-356, and 30-357 of the*  
 5 *Code of Virginia and to amend the Code of Virginia by adding a section numbered 2.2-3103.2, by*  
 6 *adding in Article 2 of Chapter 13 of Title 30 a section numbered 30-103.2, and by adding a section*  
 7 *numbered 30-356.1, relating to the State and Local Government Conflict of Interests Act, the General*  
 8 *Assembly Conflicts of Interests Act, and the Virginia Conflict of Interest and Ethics Advisory*  
 9 *Council; certain gifts prohibited; approvals required for certain travel.*

10 [H 2070]

11 Approved

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

13 **1. That §§ 2.2-115, 2.2-206.2, 2.2-419, 2.2-420, 2.2-424, 2.2-426, 2.2-430, 2.2-431, 2.2-3101,**  
 14 **2.2-3103.1, 2.2-3104, 2.2-3104.01, 2.2-3106, 2.2-3114 through 2.2-3118, 2.2-3121, 2.2-3124, 30-101,**  
 15 **30-103.1, 30-110, 30-111, 30-124, 30-126, 30-355, 30-356, and 30-357 of the Code of Virginia are**  
 16 **amended and reenacted and that the Code of Virginia is amended by adding a section numbered**  
 17 **2.2-3103.2, by adding in Article 2 of Chapter 13 of Title 30 a section numbered 30-103.2, and by**  
 18 **adding a section numbered 30-356.1 as follows:**

19 **§ 2.2-115. Commonwealth's Development Opportunity Fund.**

20 A. As used in this section, unless the context requires otherwise:

21 "New job" means employment of an indefinite duration, created as the direct result of the private  
 22 investment, for which the firm pays the wages and standard fringe benefits for its employee, requiring a  
 23 minimum of either (i) 35 hours of the employee's time a week for the entire normal year of the firm's  
 24 operations, which "normal year" must consist of at least 48 weeks or (ii) 1,680 hours per year.

25 Seasonal or temporary positions, positions created when a job function is shifted from an existing  
 26 location in the Commonwealth to the location of the economic development project, positions with  
 27 suppliers, and multiplier or spin-off jobs shall not qualify as new jobs. The term "new job" shall include  
 28 positions with contractors provided that all requirements included within the definition of the term are  
 29 met.

30 "Prevailing average wage" means that amount determined by the Virginia Employment Commission  
 31 to be the average wage paid workers in the city or county of the Commonwealth where the economic  
 32 development project is located. The prevailing average wage shall be determined without regard to any  
 33 fringe benefits.

34 "Private investment" means the private investment required under this section.

35 B. There is created the ~~Governor's~~ *Commonwealth's* Development Opportunity Fund (the Fund) to be  
 36 used by the Governor to attract economic development prospects and secure the expansion of existing  
 37 industry in the Commonwealth. The Fund shall consist of any funds appropriated to it by the general  
 38 appropriation act and revenue from any other source, public or private. The Fund shall be established on  
 39 the books of the Comptroller, and any funds remaining in the Fund at the end of a biennium shall not  
 40 revert to the general fund but shall remain in the Fund. Interest earned on the Fund shall be credited to  
 41 the Fund. The Governor shall report to the Chairmen of the House Committees on Appropriations and  
 42 Finance and the Senate Committee on Finance as funds are awarded in accordance with this section.

43 C. Funds shall be awarded from the Fund by the Governor as grants or loans to political  
 44 subdivisions. The criteria for making such grants or loans shall include (i) job creation, (ii) private  
 45 capital investment, and (iii) anticipated additional state tax revenue expected to accrue to the state and  
 46 affected localities as a result of the capital investment and jobs created. Loans shall be approved by the  
 47 Governor and made in accordance with guidelines established by the Virginia Economic Development  
 48 Partnership and approved by the Comptroller. Loans shall be interest-free unless otherwise determined  
 49 by the Governor and shall be repaid to the Fund. The Governor may establish the interest rate to be  
 50 charged; otherwise, any interest charged shall be at market rates as determined by the State Treasurer  
 51 and shall be indicative of the duration of the loan. The Virginia Economic Development Partnership  
 52 shall be responsible for monitoring repayment of such loans and reporting the receivables to the  
 53 Comptroller as required.

54 Beginning with the five fiscal years from fiscal year 2006-2007 through fiscal year 2010-2011, and  
 55 for every five fiscal years' period thereafter, in general, no less than one-third of the moneys  
 56 appropriated to the Fund in every such five-year period shall be awarded to counties and cities having

57 an annual average unemployment rate that is greater than the final statewide average unemployment rate  
58 for the calendar year that immediately precedes the calendar year of the award. However, if such  
59 one-third requirement will not be met because economic development prospects in such counties and  
60 cities are unable to fulfill the applicable minimum private investment and new jobs requirements set  
61 forth in this section, then any funds remaining in the Fund at the end of the five-year period that would  
62 have otherwise been awarded to such counties and cities shall be made available for awards in the next  
63 five fiscal years' period.

64 D. Funds may be used for public and private utility extension or capacity development on and off  
65 site; public and private installation, extension, or capacity development of high-speed or broadband  
66 Internet access, whether on or off site; road, rail, or other transportation access costs beyond the funding  
67 capability of existing programs; site acquisition; grading, drainage, paving, and any other activity  
68 required to prepare a site for construction; construction or build-out of publicly or privately owned  
69 buildings; training; or grants or loans to an industrial development authority, housing and redevelopment  
70 authority, or other political subdivision for purposes directly relating to any of the foregoing. However,  
71 in no case shall funds from the Fund be used, directly or indirectly, to pay or guarantee the payment for  
72 any rental, lease, license, or other contractual right to the use of any property.

73 It shall be the policy of the Commonwealth that moneys in the Fund shall not be used for any  
74 economic development project in which a business relocates or expands its operations in one or more  
75 Virginia localities and simultaneously closes its operations or substantially reduces the number of its  
76 employees in another Virginia locality. The Secretary of Commerce and Trade shall enforce this policy  
77 and for any exception thereto shall promptly provide written notice to the Chairmen of the Senate  
78 Finance and House Appropriations Committees, which notice shall include a justification for any  
79 exception to such policy.

80 E. 1. a. Except as provided in this subdivision, no grant or loan shall be awarded from the Fund  
81 unless the project involves a minimum private investment of \$5 million and creates at least 50 new jobs  
82 for which the average wage, excluding fringe benefits, is no less than the prevailing average wage. For  
83 projects, including but not limited to projects involving emerging technologies, for which the average  
84 wage of the new jobs created, excluding fringe benefits, is at least twice the prevailing average wage for  
85 that locality or region, the Governor shall have the discretion to require no less than one-half the  
86 number of new jobs as set forth for that locality in this subdivision.

87 b. Notwithstanding the provisions of subdivision a, a grant or loan may be awarded from the Fund if  
88 the project involves a minimum private investment of \$100 million and creates at least 25 new jobs for  
89 which the average wage, excluding fringe benefits, is no less than the prevailing average wage.

90 2. Notwithstanding the provisions of subdivision 1 a, in localities (i) with an annual unemployment  
91 rate for the most recent calendar year for which such data is available that is greater than the final  
92 statewide average unemployment rate for that calendar year or (ii) with a poverty rate for the most  
93 recent calendar year for which such data is available that exceeds the statewide average poverty rate for  
94 that year, a grant or loan may be awarded from the Fund pursuant to subdivision 1 a if the project  
95 involves a minimum private investment of \$2.5 million and creates at least 25 new jobs for which the  
96 average wage, excluding fringe benefits, is no less than 85 percent of the prevailing average wage.

97 3. Notwithstanding the provisions of subdivisions 1 a and 2, in localities (i) with an annual  
98 unemployment rate for the most recent calendar year for which such data is available that is greater than  
99 the final statewide average unemployment rate for that calendar year and (ii) with a poverty rate for the  
100 most recent calendar year for which such data is available that exceeds the statewide average poverty  
101 rate for that year, a grant or loan may be awarded from the Fund pursuant to such subdivisions if the  
102 project involves a minimum private investment of \$1.5 million and creates at least 15 new jobs for  
103 which the average wage, excluding fringe benefits, is no less than 85 percent of the prevailing average  
104 wage.

105 4. For projects that are eligible under subdivision 2 or 3, the average wage of the new jobs,  
106 excluding fringe benefits, shall be no less than 85 percent of the prevailing average wage. In addition,  
107 for projects in such localities, the Governor may award a grant or loan for a project paying less than 85  
108 percent of the prevailing average wage but still providing customary employee benefits, only after the  
109 Secretary of Commerce and Trade has made a written finding that the economic circumstances in the  
110 area are sufficiently distressed (i.e., high unemployment or underemployment and negative economic  
111 forecasts) that assistance to the locality to attract the project is nonetheless justified. However, the  
112 minimum private investment and number of new jobs required to be created as set forth in this  
113 subsection shall still be a condition of eligibility for an award from the Fund. Such written finding shall  
114 promptly be provided to the chairs of the Senate Committee on Finance and the House Committee on  
115 Appropriations.

116 F. 1. The Virginia Economic Development Partnership shall assist the Governor in developing  
117 objective guidelines and criteria that shall be used in awarding grants or making loans from the Fund.

118 The guidelines may require that as a condition of receiving any grant or loan incentive that is based on  
 119 employment goals, a recipient company must provide copies of employer quarterly payroll reports that  
 120 have been provided to the Virginia Employment Commission to verify the employment status of any  
 121 position included in the employment goal. The guidelines may include a requirement for the affected  
 122 locality or localities to provide matching funds which may be cash or in-kind, at the discretion of the  
 123 Governor. The guidelines and criteria shall include provisions for geographic diversity and a cap on the  
 124 amount of funds to be provided to any individual project. At the discretion of the Governor, this cap  
 125 may be waived for qualifying projects of regional or statewide interest. In developing the guidelines and  
 126 criteria, the Virginia Economic Development Partnership shall use the measure for Fiscal Stress  
 127 published by the Commission on Local Government of the Department of Housing and Community  
 128 Development for the locality in which the project is located or will be located as one method of  
 129 determining the amount of assistance a locality shall receive from the Fund.

130 2. a. Notwithstanding any provision in this section or in the guidelines, each political subdivision that  
 131 receives a grant or loan from the Fund shall enter into a contract with each business beneficiary of  
 132 funds from the Fund. A person or entity shall be a business beneficiary of funds from the Fund if grant  
 133 or loan moneys awarded from the Fund by the Governor are paid to a political subdivision and (i)  
 134 subsequently distributed by the political subdivision to the person or entity or (ii) used by the political  
 135 subdivision for the benefit of the person or entity but never distributed to the person or entity.

136 b. The contract between the political subdivision and the business beneficiary shall provide in detail  
 137 (i) the fair market value of all funds that the Commonwealth has committed to provide, (ii) the fair  
 138 market value of all matching funds (or in-kind match) that the political subdivision has agreed to  
 139 provide, (iii) how funds committed by the Commonwealth (including but not limited to funds from the  
 140 Fund committed by the Governor) and funds that the political subdivision has agreed to provide are to  
 141 be spent, (iv) the minimum private investment to be made and the number of new jobs to be created  
 142 agreed to by the business beneficiary, (v) the average wage (excluding fringe benefits) agreed to be paid  
 143 in the new jobs, (vi) the prevailing average wage, and (vii) the formula, means, or processes agreed to  
 144 be used for measuring compliance with the minimum private investment and new jobs requirements,  
 145 including consideration of any layoffs instituted by the business beneficiary over the course of the  
 146 period covered by the contract.

147 The contract shall state the date by which the agreed upon private investment and new job  
 148 requirements shall be met by the business beneficiary of funds from the Fund and may provide for the  
 149 political subdivision to grant up to a 15-month extension of such date if deemed appropriate by the  
 150 political subdivision subsequent to the execution of the contract. Any extension of such date granted by  
 151 the political subdivision shall be in writing and promptly delivered to the business beneficiary, and the  
 152 political subdivision shall simultaneously provide a copy of the extension to the Virginia Economic  
 153 Development Partnership.

154 The contract shall provide that if the private investment and new job contractual requirements are not  
 155 met by the expiration of the date stipulated in the contract, including any extension granted by the  
 156 political subdivision, the business beneficiary shall be liable to the political subdivision for repayment of  
 157 a portion of the funds provided under the contract. The contract shall include a formula for purposes of  
 158 determining the portion of such funds to be repaid. The formula shall, in part, be based upon the fair  
 159 market value of all funds that have been provided by the Commonwealth and the political subdivision  
 160 and the extent to which the business beneficiary has met the private investment and new job contractual  
 161 requirements. Any such funds repaid to the political subdivision that relate to the award from the  
 162 Governor's Commonwealth's Development Opportunity Fund shall promptly be paid over by the political  
 163 subdivision to the Commonwealth by payment remitted to the State Treasurer. Upon receipt by the State  
 164 Treasurer of such payment, the Comptroller shall deposit such repaid funds into the Governor's  
 165 Commonwealth's Development Opportunity Fund.

166 c. The contract shall be amended to reflect changes in the funds committed by the Commonwealth or  
 167 agreed to be provided by the political subdivision.

168 d. Notwithstanding any provision in this section or in the guidelines, whenever layoffs instituted by a  
 169 business beneficiary over the course of the period covered by a contract cause the net total number of  
 170 the new jobs created to be fewer than the number agreed to, then the business beneficiary shall return  
 171 the portion of any funds received pursuant to the repayment formula established by the contract.

172 3. Notwithstanding any provision in this section or in the guidelines, prior to executing any such  
 173 contract with a business beneficiary, the political subdivision shall provide a copy of the proposed  
 174 contract to the Attorney General. The Attorney General shall review the proposed contract (i) for  
 175 enforceability as to its provisions and (ii) to ensure that it is in appropriate legal form. The Attorney  
 176 General shall provide any written suggestions to the political subdivision within seven days of his  
 177 receipt of the copy of the contract. The Attorney General's suggestions shall be limited to the  
 178 enforceability of the contract's provisions and the legal form of the contract.

179 4. Notwithstanding any provision in this section or in the guidelines, a political subdivision shall not  
 180 expend, distribute, pledge, use as security, or otherwise use any award from the Fund unless and until  
 181 such contract as described herein is executed with the business beneficiary.

182 G. Within the 30 days immediately following June 30 and December 30 of each year, the Governor  
 183 shall provide a report to the Chairmen of the House Committees on Appropriations and Finance and the  
 184 Senate Committee on Finance which shall include, but is not limited to, the following information  
 185 regarding grants and loans awarded from the Fund during the immediately preceding six-month period  
 186 for economic development projects: the name of the company that is the business beneficiary of the  
 187 grant or loan and the type of business in which it engages; the location (county, city, or town) of the  
 188 project; the amount of the grant or loan committed from the Fund and the amount of all other funds  
 189 committed by the Commonwealth from other sources and the purpose for which such grants, loans, or  
 190 other funds will be used; the amount of all moneys or funds agreed to be provided by political  
 191 subdivisions and the purposes for which they will be used; the number of new jobs agreed to be created  
 192 by the business beneficiary; the amount of investment in the project agreed to be made by the business  
 193 beneficiary; the timetable for the completion of the project and new jobs created; the prevailing average  
 194 wage; and the average wage (excluding fringe benefits) agreed to be paid in the new jobs.

195 H. The Governor shall provide grants and commitments from the Fund in an amount not to exceed  
 196 the dollar amount contained in the Fund. If the Governor commits funds for years beyond the fiscal  
 197 years covered under the existing appropriation act, the State Treasurer shall set aside and reserve the  
 198 funds the Governor has committed, and the funds shall remain in the Fund for those future fiscal years.  
 199 No grant or loan shall be payable in the years beyond the existing appropriation act unless the funds are  
 200 currently available in the Fund.

201 *I. Any person or entity submitting an application for a grant or loan from the Fund shall certify, on*  
 202 *a form acceptable to the Virginia Economic Development Partnership, that it shall not provide any*  
 203 *contribution, gift, or other item with a value greater than \$100 to the Governor or to his campaign*  
 204 *committee or a political action committee established on his behalf during (i) the period in which the*  
 205 *person or entity's application for such award is pending and (ii) the one-year period immediately after*  
 206 *any such award is made. Any person or entity who so certifies and who receives an award from the*  
 207 *Fund shall repay, if such person or entity provided or provides such a contribution, gift, or other item*  
 208 *of value during these periods, the amount of the award received within 90 days after receipt of written*  
 209 *notice from the Virginia Economic Development Partnership. In addition, any person or entity that*  
 210 *knowingly provided or provides such a contribution, gift, or other item of value during these periods in*  
 211 *violation of this subsection shall be subject to a civil penalty of \$500 or up to two times the amount of*  
 212 *the contribution or gift, whichever is greater, and the contribution, gift, or other item shall be returned*  
 213 *to the donor. The attorney for the Commonwealth shall initiate civil proceedings to enforce the civil*  
 214 *penalties. Any civil penalties collected shall be payable to the State Treasurer for deposit to the general*  
 215 *fund and shall be used exclusively to fund the Virginia Conflict of Interest and Ethics Advisory Council.*  
 216 *For purposes of this subsection, "entity" includes individuals who are officers, directors, or owners of or*  
 217 *who have a controlling ownership interest in such entity.*

218 **§ 2.2-206.2. Economic incentive grant programs; responsibilities of the Secretary.**

219 A. By July 15 of each year, the agencies listed in subdivisions B 1 through 7 shall report the  
 220 information outlined in subsection C to the Secretary of Commerce and Trade for the three prior  
 221 calendar or fiscal years, as applicable, so that the Secretary may develop and issue a report on the  
 222 effectiveness of economic development incentive grant programs administered by the Commonwealth in  
 223 meeting performance goals and stimulating economic activity.

224 By September 15 of each year, the Secretary shall submit the draft report to the Joint Legislative  
 225 Audit and Review Commission for its review of the accuracy of the information contained in the report  
 226 and the effectiveness of the evaluation methods.

227 The Joint Legislative Audit and Review Commission shall provide its comments on the content of  
 228 the report and the Secretary's analysis to the Secretary, and such comments shall be included as an  
 229 appendix to the final report, which shall be submitted to the Chairmen of the House Appropriations and  
 230 Senate Finance Committees by November 15 of each year.

231 B. The report shall include a review of allocations from the following economic development  
 232 incentive programs and funds for the previous three calendar or fiscal years, as applicable, as follows:

233 1. Virginia Economic Development Partnership: Advanced Shipbuilding Training Facility Grant  
 234 Program, Aerospace Engine Manufacturing Performance Grant Program, Clean Energy Manufacturing  
 235 Incentive Grant Program, Governor's Commonwealth's Development Opportunity Fund, Investment  
 236 Partnership Grant subfund, Major Eligible Employer Grant subfund, Semiconductor Memory or Logic  
 237 Wafer Manufacturing Performance Grant Program, Specialized Biotechnology Research Performance  
 238 Grant Program, Economic Development Incentive Grant subfund, and any customized incentive grants;

239 2. Virginia Economic Development Partnership Authority: Virginia Jobs Investment Program;

240 3. Department of Housing and Community Development: Enterprise Zone Job Creation and Real  
241 Property Investment Grant Programs;

242 4. Tobacco Indemnification and Community Revitalization Commission: Tobacco Region Opportunity  
243 Fund;

244 5. Virginia Tourism Authority: Governor's Motion Picture Opportunity Fund;

245 6. Virginia Port Authority: Port of Virginia Economic and Infrastructure Development Grant  
246 Program; and

247 7. Innovation and Entrepreneurship Investment Authority: Growth Acceleration Program.

248 C. The report shall assess the effectiveness of allocations made for each program listed in subsection

249 B. Each agency administering programs outlined in subsection B shall submit the applicable data  
250 regarding jobs, wages, capital investment, and any other related information requested by the Secretary  
251 of Commerce and Trade for purposes of evaluating economic development incentive programs in  
252 meeting their performance goals and stimulating economic activity.

253 For each program, the report shall include (i) an explanation of the overall goals of the program,  
254 describing whether the program is focused on job creation and capital investment or investments are  
255 governed by ancillary goals of community development and revitalization or the development of a  
256 particular industry sector in the Commonwealth; (ii) for each of the previous three calendar or fiscal  
257 years, as applicable, summary information, including the total amount of grant funding made available  
258 for the program, the total dollar amount of the grants awarded, the total number of grants awarded, the  
259 average dollar amount approved per job and average wage expected, where applicable, and any grant  
260 amounts repaid; (iii) for each of the three previous calendar or fiscal years, as applicable, for projects  
261 that have reached completion or a performance milestone, an aggregate comparison of the projects'  
262 performance measures, including the actual number of jobs created, the actual average wages paid, and  
263 the actual amount of capital investment, with the expected number of jobs, assumed average wage, and  
264 planned capital investment when the grant awards were made, and the proportion of projects that met or  
265 exceeded the project-specific goals relevant to the program; (iv) for each of the three previous calendar  
266 or fiscal years, as applicable, for all projects that have reached completion or a performance milestone,  
267 an aggregate assessment of the projects' actual rate of return on the Commonwealth's investment  
268 compared with the expected rate of return when the grant awards were made; (v) for each of the three  
269 previous calendar or fiscal years, as applicable, for all projects that have reached completion or a  
270 performance milestone, an aggregate estimate of the projects' total economic impact measured by the  
271 Virginia Economic Development Partnership Authority on the basis of estimated state tax revenues  
272 generated directly or indirectly by the projects, where applicable; and (vi) for all projects that reached  
273 completion five calendar or fiscal years, as applicable, prior to the year of the report, an aggregate final  
274 comparison of jobs reported by companies at the time of completion and jobs at the end of the most  
275 recent calendar year, and an aggregate final comparison of the projects' rate of return at the time of  
276 completion and a five-year rate of return based on the most recent job levels.

277 **§ 2.2-419. Definitions.**

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

279 "Anything of value" means:

280 1. A pecuniary item, including money, or a bank bill or note;

281 2. A promissory note, bill of exchange, order, draft, warrant, check, or bond given for the payment  
282 of money;

283 3. A contract, agreement, promise, or other obligation for an advance, conveyance, forgiveness of  
284 indebtedness, deposit, distribution, loan, payment, gift, pledge, or transfer of money;

285 4. A stock, bond, note, or other investment interest in an entity;

286 5. A receipt given for the payment of money or other property;

287 6. A right in action;

288 7. A gift, tangible good, chattel, or an interest in a gift, tangible good, or chattel;

289 8. A loan or forgiveness of indebtedness;

290 9. A work of art, antique, or collectible;

291 10. An automobile or other means of personal transportation;

292 11. Real property or an interest in real property, including title to realty, a fee simple or partial  
293 interest, present or future, contingent or vested within realty, a leasehold interest, or other beneficial  
294 interest in realty;

295 12. An honorarium or compensation for services;

296 13. A rebate or discount in the price of anything of value unless the rebate or discount is made in  
297 the ordinary course of business to a member of the public without regard to that person's status as an  
298 executive or legislative official, or the sale or trade of something for reasonable compensation that  
299 would ordinarily not be available to a member of the public;

300 14. A promise or offer of employment; or

301 15. Any other thing of value that is pecuniary or compensatory in value to a person.  
 302 "Anything of value" does not mean a campaign contribution properly received and reported pursuant  
 303 to Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2.

304 "Compensation" means:

305 1. An advance, conveyance, forgiveness of indebtedness, deposit, distribution, loan, payment, gift,  
 306 pledge, or transfer of money or anything of value; or

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

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

312 "*Council*" means the Virginia Conflict of Interest and Ethics Advisory Council established in  
 313 § 30-355.

314 "Executive action" means the proposal, drafting, development, consideration, amendment, adoption,  
 315 approval, promulgation, issuance, modification, rejection, or postponement by an executive agency or  
 316 official of legislation or executive orders issued by the Governor. "*Executive action*" includes  
 317 *procurement transactions*.

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

321 "Executive official" means:

322 1. The Governor;

323 2. The Lieutenant Governor;

324 3. The Attorney General;

325 4. Any officer or employee of the office of the Governor or, Lieutenant Governor, or Attorney  
 326 General other than a clerical or secretarial employee;

327 5. The Governor's Secretaries, the Deputy Secretaries, and the chief executive officer of each  
 328 executive agency; or

329 6. Members of supervisory and policy boards, commissions and councils, as defined in § 2.2-2100,  
 330 however selected.

331 "Expenditure" means:

332 1. A purchase, payment, distribution, loan, forgiveness of a loan or payment of a loan by a third  
 333 party, advance, deposit, transfer of funds, a promise to make a payment, or a gift of money or anything  
 334 of value for any purpose;

335 2. A payment to a lobbyist for salary, fee, reimbursement for expenses, or other purpose by a person  
 336 employing, retaining, or contracting for the services of the lobbyist separately or jointly with other  
 337 persons;

338 3. A payment in support of or assistance to a lobbyist or the lobbyist's activities, including the direct  
 339 payment of expenses incurred at the request or suggestion of the lobbyist;

340 4. A payment that directly benefits an executive or legislative official or a member of the official's  
 341 immediate family;

342 5. A payment, including compensation, payment, or reimbursement for the services, time, or expenses  
 343 of an employee for or in connection with direct communication with an executive or legislative official;

344 6. A payment for or in connection with soliciting or urging other persons to enter into direct  
 345 communication with an executive or legislative official; or

346 7. A payment or reimbursement for categories of expenditures required to be reported pursuant to  
 347 this chapter.

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

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

353 "Gift" means anything of value to the extent that a consideration of equal or greater value is not  
 354 received, including any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other  
 355 item having monetary value, and includes services as well as gifts of transportation, local travel,  
 356 lodgings, and meals, whether provided in-kind or by purchase of a ticket, payment in advance, or  
 357 reimbursement after the expense has been incurred.

358 "Gift" does not mean:

359 1. Printed informational or promotional material;

360 2. A gift that is not used and, no later than 60 days after receipt, is returned to the donor or  
 361 delivered to a charitable organization and is not claimed as a charitable contribution for federal income

362 tax purposes;

363 3. A gift, devise, or inheritance from an individual's spouse, child, parent, grandparent, brother, sister,  
364 parent-in-law, brother-in-law, sister-in-law, nephew, niece, aunt, uncle, or first cousin or the spouse of  
365 that individual, if the donor is not acting as the agent or intermediary for someone other than a person  
366 covered by this subdivision; or

367 4. A gift of a value of \$50 or less;

368 5. Any offer of a ticket, coupon, or other admission or pass unless the ticket, coupon, admission, or  
369 pass is used;

370 6. Any food or beverages provided to an individual at an event at which the individual is performing  
371 official duties related to his public service;

372 7. Any food and beverages received at or registration or attendance fees waived for any event at  
373 which the individual is a featured speaker, presenter, or lecturer;

374 8. An unsolicited award of appreciation or recognition in the form of a plaque, trophy, wall  
375 memento, or similar item that is given in recognition of public, civic, charitable, or professional service;

376 9. Any gift from an individual's spouse, child, uncle, niece, nephew, or first cousin; a person to  
377 whom the donee is engaged to be married; the donee's or his spouse's parent, grandparent, grandchild,  
378 brother, sister, step-parent, step-grandparent, step-grandchild, step-brother, or step-sister; or the donee's  
379 brother's or sister's spouse;

380 10. Travel provided to facilitate attendance by a legislator at a regular or special session of the  
381 General Assembly, a meeting of a legislative committee or commission, or a national conference where  
382 attendance is approved by the House or Senate Committee on Rules; or

383 11. Travel related to an official meeting of the Commonwealth, its political subdivisions, or any  
384 board, commission, authority, or other entity, or any charitable organization established pursuant to  
385 § 501(c)(3) of the Internal Revenue Code affiliated with such entity, to which such person has been  
386 appointed or elected or is a member by virtue of his office or employment.

387 "Immediate family" means (i) the spouse and (ii) any ~~child~~ other person who resides in the same  
388 household as the executive or legislative official and who is a dependent of the official.

389 "Legislative action" means:

390 1. Preparation, research, drafting, introduction, consideration, modification, amendment, approval,  
391 passage, enactment, tabling, postponement, defeat, or rejection of a bill, resolution, amendment, motion,  
392 report, nomination, appointment, or other matter by the General Assembly or a legislative official;

393 2. Action by the Governor in approving, vetoing, or recommending amendments for a bill passed by  
394 the General Assembly; or

395 3. Action by the General Assembly in overriding or sustaining a veto by the Governor, considering  
396 amendments recommended by the Governor, or considering, confirming, or rejecting an appointment of  
397 the Governor.

398 "Legislative official" means:

399 1. A member or member-elect of the General Assembly;

400 2. A member of a committee, subcommittee, commission, or other entity established by and  
401 responsible to the General Assembly or either house of the General Assembly; or

402 3. Persons employed by the General Assembly or an entity established by and responsible to the  
403 General Assembly.

404 "Lobbying" means:

405 1. Influencing or attempting to influence executive or legislative action through oral or written  
406 communication with an executive or legislative official; or

407 2. Solicitation of others to influence an executive or legislative official.

408 "Lobbying" does not mean:

409 1. Requests for appointments, information on the status of pending executive and legislative actions,  
410 or other ministerial contacts if there is no attempt to influence executive or legislative actions;

411 2. Responses to published notices soliciting public comment submitted to the public official  
412 designated in the notice to receive the responses;

413 3. The solicitation of an association by its members to influence legislative or executive action; or

414 4. Communications between an association and its members and communications between a principal  
415 and its lobbyists.

416 "Lobbyist" means:

417 1. An individual who is employed and receives payments, or who contracts for economic  
418 consideration, including reimbursement for reasonable travel and living expenses, for the purpose of  
419 lobbying;

420 2. An individual who represents an organization, association, or other group for the purpose of  
421 lobbying; or

422 3. A local government employee who lobbies.

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

428 "Local government" means:

429 1. Any county, city, town, or other local or regional political subdivision;

430 2. Any school division;

431 3. Any organization or entity that exercises governmental powers that is established pursuant to an  
 432 interstate compact; or

433 4. Any organization composed of members representing entities listed in subdivisions 1, 2, or 3 of  
 434 this definition.

435 "Local government employee" means a public employee of a local government.

436 "Person" means an individual, proprietorship, firm, partnership, joint venture, joint stock company,  
 437 syndicate, business trust, estate, company, corporation, association, club, committee, organization, or  
 438 group of persons acting in concert.

439 "*Procurement transaction*" means all functions that pertain to obtaining all goods, services, or  
 440 construction on behalf of an executive agency, including description of requirements, selection and  
 441 solicitation of sources, preparation and award of contract, and all phases of contract administration.

442 "*Secretary*" means the Secretary of the Commonwealth.

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

446 "*Widely attended event*" means an event at which at least 25 persons have been invited to attend or  
 447 there is a reasonable expectation that at least 25 persons will attend the event and the event is open to  
 448 the public or is open to individuals (i) who share a common interest, (ii) who are members of a public,  
 449 civic, charitable, or professional organization, (iii) who are from a particular industry or profession, or  
 450 (iv) who represent persons interested in a particular issue.

451 **§ 2.2-420. Exemptions.**

452 The registration and reporting provisions of this article shall not apply to:

453 1. The Governor, Lieutenant Governor, Attorney General, and their immediate staffs or the  
 454 Governor's Secretaries and their immediate staffs, acting in an official capacity;

455 2. Members of the General Assembly and other legislative officials and legislative employees acting  
 456 in an official capacity;

457 3. Local elected officials acting in an official capacity;

458 4. Any employee of a state executive agency acting in an official capacity;

459 5. A duly elected or appointed official or employee of the United States acting in an official  
 460 capacity;

461 6. An individual who limits lobbying solely to (i) formal testimony before a public meeting of an  
 462 executive agency or legislative body and registers the appearance in the records of the agency or body  
 463 and (ii) testimony and information compelled by action of an executive agency or legislative body;

464 7. A person who receives \$500 or less in compensation and reimbursements, excluding personal  
 465 living and travel expenses that are not reimbursed from any other source, in a calendar year for his  
 466 lobbying activities;

467 8. A person who receives no compensation or anything of value for lobbying, and does not expend  
 468 more than \$500, excluding personal living and travel expenses that are not reimbursed from any other  
 469 source, in lobbying in the calendar year; or

470 9. An employee of a business, other entity, or local government whose job duties do not regularly  
 471 include ~~influencing or attempting to influence legislative or executive action~~ lobbying.

472 **§ 2.2-424. Registration fees.**

473 The Secretary shall collect an annual registration fee of ~~fifty dollars~~ \$100 from the lobbyist for each  
 474 principal for whom, or on whose behalf, the lobbyist will act. *This fee shall be deposited into the*  
 475 *general fund and used exclusively to fund the Council.*

476 **§ 2.2-426. Lobbyist reporting; penalty.**

477 A. Each lobbyist shall file with the ~~Virginia Conflict of Interest and Ethics Advisory Council~~ a  
 478 separate semiannual report of expenditures, including gifts, for each principal for whom he lobbies by  
 479 December 15 for the preceding six-month period complete through the last day of October and June 15  
 480 for the preceding six-month period complete through the last day of April.

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

484 requirements of this section.

485 C. The report shall be on a form provided by the Virginia Conflict of Interest and Ethics Advisory  
 486 Council, which shall be substantially as follows similar to the following and shall be accompanied by  
 487 instructions provided by the Council. All reports shall be submitted electronically and in accordance  
 488 with the standards approved by the Council pursuant to the provisions of § 30-356.

489 LOBBYIST'S DISCLOSURE STATEMENT

490 PART I:

491 (1) PRINCIPAL: \_\_\_\_\_

492 In Part I, item 2a, provide the name of the individual  
 493 authorizing your employment as a lobbyist. The lobbyist filing  
 494 this statement MAY NOT list his name in item 2a.

495 (2a) Name: \_\_\_\_\_

496 (2b) Permanent Business Address: \_\_\_\_\_

497 (2c) Business Telephone: \_\_\_\_\_

498 (3) Provide a list of executive and legislative actions (with as  
 499 much specificity as possible) for which you lobbied and a  
 500 description of activities conducted.

501 \_\_\_\_\_

502 \_\_\_\_\_

503 \_\_\_\_\_

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

506 Individual filing financial information: \_\_\_\_\_

507 Individuals to be included in the filing: \_\_\_\_\_

508 \_\_\_\_\_

509 (5) Please indicate which schedules will be attached to your  
 510 disclosure statement:

511 [ ] Schedule A: Entertainment Expenses

512 [ ] Schedule B: Gifts

513 [ ] Schedule C: Other Expenses

514 (6) EXPENDITURE TOTALS:

515 a) ENTERTAINMENT \$ \_\_\_\_\_

516 b) GIFTS \$ \_\_\_\_\_

517 c) COMMUNICATIONS \$ \_\_\_\_\_

518 d) PERSONAL LIVING AND TRAVEL EXPENSES \$ \_\_\_\_\_

519 e) COMPENSATION OF LOBBYISTS \$ \_\_\_\_\_

520 f) HONORARIA \$ \_\_\_\_\_

521 g) OTHER \$ \_\_\_\_\_

522 TOTAL \$ \_\_\_\_\_

523 PART II:

524 (1a) NAME OF LOBBYIST: \_\_\_\_\_

525 (1b) Permanent Business Address: \_\_\_\_\_

526 (1c) Business Telephone: \_\_\_\_\_

527 (2) As a lobbyist, you are (check one)

528 [ ] EMPLOYED (on the payroll of the principal)

529 [ ] RETAINED (not on the payroll of the principal, however  
 530 compensated)

531 [ ] NOT COMPENSATED (not compensated; expenses may be reimbursed)

532 (3) List all lobbyists other than yourself who registered to  
 533 represent your principal.

534 \_\_\_\_\_

535 \_\_\_\_\_

536 \_\_\_\_\_

537 (4) If you selected "EMPLOYED" as your answer to Part II, item 2,  
 538 provide your job title.

539 \_\_\_\_\_

540 PLEASE NOTE: Some lobbyists are not individually compensated for

541 lobbying activities. This may occur when several members of a firm  
 542 represent a single principal. The principal, in turn, makes a single  
 543 payment to the firm. If this describes your situation, do not answer  
 544 Part II, items 5a and 5b. Instead, complete Part III, items 1 and 2.  
 545 (5a) What was the DOLLAR AMOUNT OF YOUR COMPENSATION as a lobbyist?  
 546 (If you have job responsibilities other than those involving  
 547 lobbying, you may have to prorate to determine the part of your  
 548 salary attributable to your lobbying activities.) Transfer your  
 549 answer to this item to Part I, item 6e\_\_\_\_\_.

550 (5b) Explain how you arrived at your answer to Part II, item 5a.

551 \_\_\_\_\_  
 552 \_\_\_\_\_  
 553 \_\_\_\_\_

554 PART III:

555 PLEASE NOTE: If you answered Part II, items 5a and 5b, you WILL NOT  
 556 complete this section.

557 (1) List all members of your firm, organization, association,  
 558 corporation, or other entity who furnished lobbying services to  
 559 your principal.

560 \_\_\_\_\_  
 561 \_\_\_\_\_  
 562 \_\_\_\_\_

563 (2) Indicate the total amount paid to your firm, organization,  
 564 association, corporation, or other entity for services rendered.  
 565 Transfer your answer to this item to Part I, item 6e\_\_\_\_\_.

566 SCHEDULE A

567 ENTERTAINMENT EXPENSES

568 PLEASE NOTE: Any single entertainment event included in the expense  
 569 totals of the principal, with a value greater than \$50, should be  
 570 itemized below. Transfer any totals from this schedule to Part I,  
 571 item 6a. (Please duplicate as needed.)

572 Date and Location of Event:

573 \_\_\_\_\_  
 574 \_\_\_\_\_

575 Description of Event (*including whether or not it meets the criteria*  
 576 *of a widely attended event*):

577 \_\_\_\_\_  
 578 \_\_\_\_\_

579 Total Number of Persons Attending:

580 .....

581 Names of Legislative and Executive Officials or Members of Their  
 582 Immediate Families Attending: (List names only if the average value  
 583 for each person attending the event was greater than \$50.)

584 \_\_\_\_\_  
 585 \_\_\_\_\_  
 586 \_\_\_\_\_  
 587 \_\_\_\_\_

588	Food	\$	_____
589	Beverages	\$	_____
590	Transportation of Legislative and Executive Officials		
591	or Members of Their Immediate Families	\$	_____
592	Lodging of Legislative and Executive Officials or		
593	Members of Their Immediate Families	\$	_____
594	Performers, Speakers, Etc.	\$	_____
595	Displays	\$	_____
596	Rentals	\$	_____

597 Service Personnel \$ \_\_\_\_\_  
 598 Miscellaneous \$ \_\_\_\_\_  
 599 TOTAL \$ \_\_\_\_\_

SCHEDULE B  
 GIFTS

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

607	Name of each			
608	legislative or			
609	executive official			
610	or member of his			
611	immediate family			Cost of
612	Date	Description	who is a recipient	individual
613	of gift:	of gift:	of a gift:	gift:
614	_____	_____	_____	\$ _____
615	_____	_____	_____	\$ _____
616	_____	_____	_____	\$ _____
617	_____	_____	_____	\$ _____
618	TOTAL COST TO PRINCIPAL			\$ _____

SCHEDULE C  
 OTHER EXPENSES

621 PLEASE NOTE: This section is provided for any lobbying-related  
 622 expenses not covered in Part I, items 6a - 6f. An example of an  
 623 expenditure to be listed on schedule C would be the rental of a  
 624 bill box during the General Assembly session. Transfer the total  
 625 from this schedule to Part I, item 6g. (Please duplicate as needed.)

626	DATE OF EXPENSE	DESCRIPTION OF EXPENSE	AMOUNT
627	_____	_____	\$ _____
628	_____	_____	\$ _____
629	_____	_____	\$ _____
630	_____	_____	\$ _____
631	_____	_____	\$ _____
632	_____	_____	\$ _____
633	_____	_____	\$ _____
634	_____	_____	\$ _____
635	_____	_____	\$ _____
636	TOTAL "OTHER" EXPENSES		\$ _____

637 PART IV: STATEMENTS

638 The following items are mandatory and if they are not properly  
 639 completed, the entire filing will be rejected and returned to  
 640 the lobbyist:

- 641 (1) All signatures on the statement must be ORIGINAL in the format
- 642 specified in the instructions provided by the Council that
- 643 accompany this form. No stamps or other reproductions of the
- 644 individual's signature will be accepted.
- 645 (2) An individual MAY NOT sign the disclosure statement as lobbyist
- 646 and principal officer.

647 STATEMENT OF LOBBYIST

648 I, the undersigned registered lobbyist, do state that the information  
 649 furnished on this disclosure statement and on all accompanying  
 650 attachments required to be made thereto is, to the best of my  
 651 knowledge and belief, complete and accurate.  
 652

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\_\_\_\_\_  
Signature of lobbyist

\_\_\_\_\_  
Date

STATEMENT OF PRINCIPAL

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

\_\_\_\_\_  
Signature of principal

\_\_\_\_\_  
Date

D. A person who signs knowingly and intentionally makes a false statement of a material fact on the disclosure statement knowing it to contain a material misstatement of fact is guilty of a Class 5 felony.

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

**§ 2.2-430. Termination.**

A lobbyist may terminate a lobbyist registration at any time by filing a report required under § 2.2-426 including information through the last day of lobbying activity. A termination report shall indicate that the lobbyist intends to use the report as the final accounting of lobbying activity and shall include the effective date of the termination.

**§ 2.2-431. Penalties; filing of substituted statement.**

A. Every lobbyist failing to file the statement prescribed by § 2.2-426 within the time prescribed therein shall be assessed a civil penalty of fifty dollars \$50, and every individual failing to file the statement within ten 10 days after the time prescribed herein shall be assessed an additional civil penalty of fifty dollars \$50 per day from the eleventh day of such default until the statement is filed. The Council shall notify the Secretary of any lobbyist's failure to file the statement within the time prescribed, and the penalties shall be assessed and collected by the Secretary. The Attorney General shall assist the Secretary in collecting the penalties, upon request.

B. Every lobbyist's principal whose lobbyist fails to file the statement prescribed by § 2.2-426 shall be assessed a civil penalty of fifty dollars \$50, and shall be assessed an additional civil penalty of fifty dollars \$50 per day from the eleventh day of such default until the statement is filed. The Council shall notify the Secretary of any lobbyist's failure to file the statement within the time prescribed, and the penalties shall be assessed and collected by the Secretary. The Attorney General shall assist the Secretary in collecting the penalties, upon request.

C. No individual who has failed to file the statement required by § 2.2-426 or who has failed to pay all penalties assessed pursuant to this section, shall register or act as a lobbyist as long as he remains in default.

D. Whenever any lobbyist is or will be in default under § 2.2-426, and the reasons for such default are or will be beyond his control, or the control of his principal, or both, the Secretary may suspend the assessment of any penalty otherwise assessable and accept a substituted statement, upon the submission of sworn proofs that shall satisfy him that the default has been beyond the control of the lobbyist or his principal, and that the substituted statement contains the most accurate and complete information available after the exercise of due diligence.

E. Penalties collected pursuant to this section shall be payable to the State Treasurer for deposit to the general fund and shall be used exclusively to fund the Council.

**§ 2.2-3101. Definitions.**

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

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

"Affiliated business entity relationship" means a relationship, other than a parent-subsidary

713 relationship, that exists when (i) one business entity has a controlling ownership interest in the other  
 714 business entity, (ii) a controlling owner in one entity is also a controlling owner in the other entity, or  
 715 (iii) there is shared management or control between the business entities. Factors that may be considered  
 716 in determining the existence of an affiliated business entity relationship include that the same person or  
 717 substantially the same person owns or manages the two entities, there are common or commingled funds  
 718 or assets, the business entities share the use of the same offices or employees, or otherwise share  
 719 activities, resources or personnel on a regular basis, or there is otherwise a close working relationship  
 720 between the entities.

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

724 "Candidate" means a person who seeks or campaigns for an office of the Commonwealth or one of  
 725 its governmental units in a general, primary, or special election and who is qualified to have his name  
 726 placed on the ballot for the office. The candidate shall become subject to the provisions of this chapter  
 727 upon the filing of a statement of qualification pursuant to § 24.2-501. The State Board of Elections or  
 728 general registrar shall notify each such candidate of the provisions of this chapter. Notification made by  
 729 the general registrar shall consist of information developed by the State Board of Elections.

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

735 "Council" means the Virginia Conflict of Interest and Ethics Advisory Council established in  
 736 § 30-355.

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

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

743 "Gift" means any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item  
 744 having monetary value. It includes services as well as gifts of transportation, local travel, lodgings and  
 745 meals, whether provided in-kind, by purchase of a ticket, payment in advance or reimbursement after the  
 746 expense has been incurred. "Gift" does not include (i) any offer of a ticket, coupon, or other admission  
 747 or pass unless the ticket, coupon, admission, or pass is used; (ii) honorary degrees; (iii) any athletic,  
 748 merit, or need-based scholarship or any other financial aid awarded by a public or private school,  
 749 institution of higher education, or other educational program pursuant to such school, institution, or  
 750 program's financial aid standards and procedures applicable to the general public; (iv) a campaign  
 751 contribution properly received and reported pursuant to Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2;  
 752 (v) any gift related to the private profession or occupation of an officer or employee or of a member of  
 753 his immediate family; (vi) food or beverages consumed while attending an event at which the filer is  
 754 performing official duties related to his public service; (vii) food and beverages received at or  
 755 registration or attendance fees waived for any event at which the filer is a featured speaker, presenter,  
 756 or lecturer; (viii) unsolicited awards of appreciation or recognition in the form of a plaque, trophy, wall  
 757 memento, or similar item that is given in recognition of public, civic, charitable, or professional service;  
 758 (ix) a devise or inheritance; (x) travel disclosed pursuant to the Campaign Finance Disclosure Act  
 759 (§ 24.2-945 et seq.); (xi) travel paid for or provided by the government of the United States, any of its  
 760 territories, or any state or any political subdivision of such state; (xii) travel provided to facilitate  
 761 attendance by a legislator at a regular or special session of the General Assembly, a meeting of a  
 762 legislative committee or commission, or a national conference where attendance is approved by the  
 763 House or Senate Committee on Rules; (xiii) travel related to an official meeting of the Commonwealth,  
 764 its political subdivisions, or any board, commission, authority, or other entity, or any charitable  
 765 organization established pursuant to § 501(c)(3) of the Internal Revenue Code affiliated with such entity,  
 766 to which such person has been appointed or elected or is a member by virtue of his office or  
 767 employment; or (xiv) gifts from relatives or personal friends. For the purpose of this definition, "relative"  
 768 means the donee's spouse, child, uncle, aunt, niece, or nephew, or first cousin; a person to whom the  
 769 donee is engaged to be married; the donee's or his spouse's parent, grandparent, grandchild, brother, or  
 770 sister, step-parent, step-grandparent, step-grandchild, step-brother, or step-sister; or the donee's brother's  
 771 or sister's spouse. For the purpose of this definition, "personal friend" does not include any person that  
 772 the filer knows or has reason to know is (a) a lobbyist registered pursuant to Article 3 (§ 2.2-418 et  
 773 seq.) of Chapter 4 of Title 2.2; (b) a lobbyist's principal as defined in § 2.2-419; (c) for an officer or

774 employee of a local governmental or advisory agency, a person, organization, or business who is a party  
 775 to or is seeking to become a party to a contract with the local agency of which he is an officer or an  
 776 employee; or (d) for an officer or employee of a state governmental or advisory agency, a person,  
 777 organization, or business who is a party to or is seeking to become a party to a contract with the  
 778 Commonwealth. For purposes of this definition, "person, organization, or business" includes individuals  
 779 who are officers, directors, or owners of or who have a controlling ownership interest in such  
 780 organization or business.

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

786 "Immediate family" means (i) a spouse and (ii) any ~~child~~ *other person* who resides in the same  
 787 household as the officer or employee and who is a dependent of the officer or employee.

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

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

793 "Personal interest" means a financial benefit or liability accruing to an officer or employee or to a  
 794 member of his immediate family. Such interest shall exist by reason of (i) ownership in a business if the  
 795 ownership interest exceeds three percent of the total equity of the business; (ii) annual income that  
 796 exceeds, or may reasonably be anticipated to exceed, \$5,000 from ownership in real or personal property  
 797 or a business; (iii) salary, other compensation, fringe benefits, or benefits from the use of property, or  
 798 any combination thereof, paid or provided by a business or governmental agency that exceeds, or may  
 799 reasonably be anticipated to exceed, \$5,000 annually; (iv) ownership of real or personal property if the  
 800 interest exceeds \$5,000 in value and excluding ownership in a business, income, or salary, other  
 801 compensation, fringe benefits or benefits from the use of property; (v) personal liability incurred or  
 802 assumed on behalf of a business if the liability exceeds three percent of the asset value of the business;  
 803 or (vi) an option for ownership of a business or real or personal property if the ownership interest will  
 804 consist of clause (i) or (iv) above.

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

808 "Personal interest in a transaction" means a personal interest of an officer or employee in any matter  
 809 considered by his agency. Such personal interest exists when an officer or employee or a member of his  
 810 immediate family has a personal interest in property or a business or governmental agency, or represents  
 811 or provides services to any individual or business and such property, business or represented or served  
 812 individual or business (i) is the subject of the transaction or (ii) may realize a reasonably foreseeable  
 813 direct or indirect benefit or detriment as a result of the action of the agency considering the transaction.  
 814 Notwithstanding the above, such personal interest in a transaction shall not be deemed to exist where (a)  
 815 an elected member of a local governing body serves without remuneration as a member of the board of  
 816 trustees of a not-for-profit entity and such elected member or member of his immediate family has no  
 817 personal interest related to the not-for-profit entity or (b) an officer, employee, or elected member of a  
 818 local governing body is appointed by such local governing body to serve on a governmental agency, or  
 819 an officer, employee, or elected member of a separate local governmental agency formed by a local  
 820 governing body is appointed to serve on a governmental agency, and the personal interest in the  
 821 transaction of the governmental agency is the result of the salary, other compensation, fringe benefits, or  
 822 benefits provided by the local governing body or the separate governmental agency to the officer,  
 823 employee, elected member, or member of his immediate family.

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

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

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

### 831 § 2.2-3103.1. Certain gifts prohibited.

832 A. For purposes of this section:

833 "Intangible gift" means a thing of temporary value or a thing that upon the happening of a certain  
 834 event or expiration of a given date loses its value. "Intangible gift" includes entertainment, hospitality, a

835 ticket, admission, or pass, transportation, lodgings, and meals that are reportable on Schedule E of the  
836 disclosure form prescribed in § 2.2-3117.

837 "Tangible gift" means a thing of value that does not lose its value upon the happening of a certain  
838 event or expiration of a given date. "Tangible gift" includes currency, negotiable instruments, securities,  
839 stock options, or other financial instruments that are reportable on Schedule E of the disclosure form  
840 prescribed in § 2.2-3117. "Tangible gift" does not include payments or reimbursements received for any  
841 intangible gift.

842 "Person, organization, or business" includes individuals who are officers, directors, or owners of or  
843 who have a controlling ownership interest in such organization or business.

844 "Widely attended event" means an event at which at least 25 persons have been invited to attend or  
845 there is a reasonable expectation that at least 25 persons will attend the event and the event is open to  
846 the public or is open to individuals (i) who share a common interest, (ii) who are members of a public,  
847 civic, charitable, or professional organization, (iii) who are from a particular industry or profession, or  
848 (iv) who represent persons interested in a particular issue.

849 B. ~~A~~ No officer or employee of a local governmental or advisory agency or candidate required to  
850 file the disclosure form prescribed in § 2.2-3117 (i) shall not solicit, accept, or receive within any  
851 calendar year any single tangible gift with a value in excess of \$250 or a combination of tangible gifts  
852 with an aggregate value in excess of \$250 from any person that he knows or has reason to know is (a) a  
853 lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4; (b) a lobbyist's principal as  
854 defined in § 2.2-419; or (c) a person, organization, or business who is a party to or is seeking to become  
855 a party to a contract with the local agency of which he is an officer or an employee; (ii) shall report any  
856 tangible gift with a value of \$250 or less or any intangible gift received from any person listed in clause  
857 (i) on Schedule E of such disclosure form; and (iii) shall report any payments for talks, meetings, and  
858 publications on Schedule D of such disclosure form or a member of his immediate family shall solicit,  
859 accept, or receive any single gift for himself or a member of his immediate family with a value in excess  
860 of \$100 from any person that he or a member of his immediate family knows or has reason to know is  
861 (i) a lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4; (ii) a lobbyist's principal  
862 as defined in § 2.2-419; or (iii) a person, organization, or business who is or is seeking to become a  
863 party to a contract with the local agency of which he is an officer or an employee.

864 C. ~~A~~ No officer or employee of a state governmental or advisory agency or candidate required to  
865 file the disclosure form prescribed in § 2.2-3117 (i) shall not solicit, accept, or receive within any  
866 calendar year any single tangible gift with a value in excess of \$250 or a combination of tangible gifts  
867 with an aggregate value in excess of \$250 from any person that he knows or has reason to know is (a) a  
868 lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4; (b) a lobbyist's principal as  
869 defined in § 2.2-419; or (c) a person, organization, or business who is a party to or is seeking to become  
870 a party to a contract with the Commonwealth; (ii) shall report any tangible gift with a value of \$250 or  
871 less or any intangible gift received from any person listed in clause (i) on Schedule E of such disclosure  
872 form; and (iii) shall report any payments for talks, meetings, and publications on Schedule D of such  
873 disclosure form or a member of his immediate family shall solicit, accept, or receive any single gift for  
874 himself or a member of his immediate family with a value in excess of \$100 from any person that he or  
875 a member of his immediate family knows or has reason to know is (i) a lobbyist registered pursuant to  
876 Article 3 (§ 2.2-418 et seq.) of Chapter 4; (ii) a lobbyist's principal as defined in § 2.2-419; or (iii) a  
877 person, organization, or business who is or is seeking to become a party to a contract with the state  
878 governmental or advisory agency of which he is an officer or an employee or over which he has the  
879 authority to direct such agency's activities.

880 D. Notwithstanding the provisions of subsections B and C, such officer, employee, or candidate or a  
881 member of his immediate family may accept or receive a gift of food and beverages with a value in  
882 excess of \$100 when such gift is accepted or received while in attendance at a widely attended event.  
883 Such gifts shall be reported on the disclosure form prescribed in § 2.2-3117.

884 E. Notwithstanding the provisions of subsections B and C, such officer or employee or a member of  
885 his immediate family may accept or receive a gift from a foreign dignitary with a value exceeding \$100  
886 for which the fair market value or a gift of greater or equal value has not been provided or exchanged.  
887 Such gift shall be accepted on behalf of the Commonwealth or a locality and archived in accordance  
888 with guidelines established by the Library of Virginia. Such gift shall be disclosed as having been  
889 accepted on behalf of the Commonwealth or a locality, but the value of such gift shall not be required  
890 to be disclosed.

891 F. Notwithstanding the provisions of subsections B and C, such officer, employee, or candidate or a  
892 member of his immediate family may accept or receive certain gifts with a value in excess of \$100 from  
893 a person listed in subsection B or C if such gift was provided to such officer, employee, or candidate or  
894 a member of his immediate family on the basis of a personal friendship. Notwithstanding any other  
895 provision of law, a person listed in subsection B or C may be a personal friend of such officer,

896 employee, or candidate or his immediate family for purposes of this subsection. In determining whether  
 897 a person listed in subsection B or C is a personal friend, the following factors shall be considered: (i)  
 898 the circumstances under which the gift was offered; (ii) the history of the relationship between the  
 899 person and the donor, including the nature and length of the friendship and any previous exchange of  
 900 gifts between them; (iii) to the extent known to the person, whether the donor personally paid for the  
 901 gift or sought a tax deduction or business reimbursement for the gift; and (iv) whether the donor has  
 902 given the same or similar gifts to other persons required to file the disclosure form prescribed in  
 903 § 2.2-3117 or 30-111.

904 G. Notwithstanding the provisions of subsections B and C, such officer, employee, or candidate or a  
 905 member of his immediate family may accept or receive gifts of travel, including travel-related  
 906 transportation, lodging, hospitality, food or beverages, or other thing of value, with a value in excess of  
 907 \$100 that is paid for or provided by a person listed in subsection B or C when the officer, employee, or  
 908 candidate has submitted a request for approval of such travel to the Council and has received the  
 909 approval of the Council pursuant to § 30-356.1. Such gifts shall be reported on the disclosure form  
 910 prescribed in § 2.2-3117.

911 H. During the pendency of a civil action in any state or federal court to which the Commonwealth is  
 912 a party, the Governor or the Attorney General or any employee of the Governor or the Attorney General  
 913 who is subject to the provisions of this chapter shall not solicit, accept, or receive any tangible gift from  
 914 any person that he knows or has reason to know is a person, organization, or business who that is a  
 915 party to such civil action. A person, organization, or business who that is a party to such civil action  
 916 shall not knowingly give any tangible gift to the Governor or the Attorney General or any of their  
 917 employees who are subject to the provisions of this chapter.

918 E. I. The \$250 \$100 limitation imposed in accordance with this section shall be adjusted by the  
 919 Council every five years, as of January 1 of that year, in an amount equal to the annual increases for  
 920 that five-year period in the United States Average Consumer Price Index for all items, all urban  
 921 consumers (CPI-U), as published by the Bureau of Labor Statistics of the U.S. Department of Labor,  
 922 rounded to the nearest whole dollar.

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

926 **§ 2.2-3103.2. Return of gifts.**

927 No person shall be in violation of any provision of this chapter prohibiting the acceptance of a gift if  
 928 (i) the gift is not used by such person and the gift or its equivalent in money is returned to the donor or  
 929 delivered to a charitable organization within a reasonable period of time upon the discovery of the  
 930 value of the gift and is not claimed as a charitable contribution for federal income tax purposes or (ii)  
 931 consideration is given by the donee to the donor for the value of the gift within a reasonable period of  
 932 time upon the discovery of the value of the gift provided that such consideration reduces the value of  
 933 the gift to an amount not in excess of \$100 as provided in subsection B or C of § 2.2-3103.1.

934 **§ 2.2-3104. Prohibited conduct for certain officers and employees of state government.**

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

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

948 To the extent this prohibition applies to the Governor's Secretaries, "agency" means all agencies  
 949 assigned to the Secretary by law or by executive order of the Governor.

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

953 **§ 2.2-3104.01. Prohibited conduct; bids or proposals under the Virginia Public Procurement  
 954 Act, Public-Private Transportation Act, and Public-Private Education Facilities and Infrastructure  
 955 Act; loans or grants from the Commonwealth's Development Opportunity Fund.**

956 A. Neither the Governor, his political action committee, or the Governor's Secretaries, if the

957 Secretary is responsible to the Governor for an executive branch agency with jurisdiction over the  
 958 matters at issue, shall knowingly solicit or accept a contribution, gift, or other item with a value greater  
 959 than \$50 from any bidder, offeror, or private entity, or from an officer or director of such bidder,  
 960 offeror, or private entity, who has submitted a bid or proposal to an executive branch agency that is  
 961 directly responsible to the Governor pursuant to the Virginia Public Procurement Act (§ 2.2-4300 et  
 962 seq.), the Public-Private Transportation Act of 1995 (§ 33.2-1800 et seq.), or the Public-Private  
 963 Education Facilities and Infrastructure Act of 2002 (§ 56-575.1 et seq.) (i) during the period between the  
 964 submission of the bid and the award of the public contract under the Virginia Public Procurement Act or  
 965 (ii) following the submission of a proposal under the Public-Private Transportation Act of 1995 or the  
 966 Public-Private Education Facilities and Infrastructure Act of 2002 until the execution of a comprehensive  
 967 agreement thereunder.

968 B. *Neither the Governor, his campaign committee, nor a political action committee established on his*  
 969 *behalf shall knowingly solicit or accept a contribution, gift, or other item with a value greater than*  
 970 *\$100 from any person or entity that has submitted an application for a grant or loan from the*  
 971 *Commonwealth's Development Opportunity Fund during the period in which the person or entity's*  
 972 *application for such an award is pending and for the one-year period immediately after any such award*  
 973 *is made. For purposes of this subsection, "entity" includes individuals who are officers, directors, or*  
 974 *owners of or who have a controlling ownership interest in such entity.*

975 C. The provisions of this section shall apply only for public contracts, proposals, or comprehensive  
 976 agreements where the stated or expected value of the contract is \$5 million or more *or for grants or*  
 977 *loans from the Commonwealth's Development Opportunity Fund regardless of the value of the grant or*  
 978 *loan. The provisions of this section shall not apply to contracts awarded as the result of competitive*  
 979 *sealed bidding as set forth in § 2.2-4302.1.*

980 ~~C.~~ D. Any person who knowingly violates this section shall be subject to a civil penalty of \$500 or  
 981 up to two times the amount of the contribution or gift, whichever is greater, *and the contribution, gift,*  
 982 *or other item shall be returned to the donor. The attorney for the Commonwealth shall initiate civil*  
 983 *proceedings to enforce the civil penalties. Any civil penalties collected shall be payable to the State*  
 984 *Treasurer for deposit to the general fund and shall be used exclusively to fund the Council.*

985 **§ 2.2-3106. Prohibited contracts by officers and employees of state government and Eastern**  
 986 **Virginia Medical School.**

987 A. No officer or employee of any governmental agency of state government or Eastern Virginia  
 988 Medical School shall have a personal interest in a contract with the governmental agency of which he is  
 989 an officer or employee, other than his own contract of employment.

990 B. No officer or employee of any governmental agency of state government or Eastern Virginia  
 991 Medical School shall have a personal interest in a contract with any other governmental agency of state  
 992 government unless such contract is (i) awarded as a result of competitive sealed bidding or competitive  
 993 negotiation as set forth in § 2.2-4302.1 or 2.2-4302.2 or (ii) is awarded after a finding, in writing, by the  
 994 administrative head of the governmental agency that competitive bidding or negotiation is contrary to the  
 995 best interest of the public.

996 C. The provisions of this section shall not apply to:

997 1. An employee's personal interest in additional contracts of employment with his own governmental  
 998 agency that accrue to him because of a member of his immediate family, provided the employee does  
 999 not exercise any control over the employment or the employment activities of the member of his  
 1000 immediate family and the employee is not in a position to influence those activities;

1001 2. The personal interest of an officer or employee of a state institution of higher education or the  
 1002 Eastern Virginia Medical School in additional contracts of employment with his own governmental  
 1003 agency that accrue to him because of a member of his immediate family, provided (i) the officer or  
 1004 employee and the immediate family member are engaged in teaching, research or administrative support  
 1005 positions at the educational institution or the Eastern Virginia Medical School, (ii) the governing board  
 1006 of the educational institution finds that it is in the best interests of the institution or the Eastern Virginia  
 1007 Medical School and the Commonwealth for such dual employment to exist, and (iii) after such finding,  
 1008 the governing board of the educational institution or the Eastern Virginia Medical School ensures that  
 1009 the officer or employee, or the immediate family member, does not have sole authority to supervise,  
 1010 evaluate or make personnel decisions regarding the other;

1011 3. An officer's or employee's personal interest in a contract of employment with any other  
 1012 governmental agency of state government;

1013 4. Contracts for the sale by a governmental agency or the Eastern Virginia Medical School of  
 1014 services or goods at uniform prices available to the general public;

1015 5. An employee's personal interest in a contract between a public institution of higher education in  
 1016 Virginia or the Eastern Virginia Medical School and a publisher or wholesaler of textbooks or other  
 1017 educational materials for students, which accrues to him solely because he has authored or otherwise

1018 created such textbooks or materials;

1019 6. An employee's personal interest in a contract with his or her employing public institution of higher  
1020 education to acquire the collections or scholarly works owned by the employee, including manuscripts,  
1021 musical scores, poetry, paintings, books or other materials, writings, or papers of an academic, research,  
1022 or cultural value to the institution, provided the president of the institution approves the acquisition of  
1023 such collections or scholarly works as being in the best interests of the institution's public mission of  
1024 service, research, or education;

1025 7. Subject to approval by the board of visitors, an employee's personal interest in a contract between  
1026 the Eastern Virginia Medical School or a public institution of higher education in Virginia that operates  
1027 a school of medicine or dentistry and a not-for-profit nonstock corporation that operates a clinical  
1028 practice within such public institution of higher education or the Eastern Virginia Medical School and of  
1029 which such employee is a member or employee;

1030 8. Subject to approval by the relevant board of visitors, an employee's personal interest in a contract  
1031 for research and development or commercialization of intellectual property between a public institution  
1032 of higher education in Virginia or the Eastern Virginia Medical School and a business in which the  
1033 employee has a personal interest, if (i) the employee's personal interest has been disclosed to and  
1034 approved by such public institution of higher education or the Eastern Virginia Medical School prior to  
1035 the time at which the contract is entered into; (ii) the employee promptly files a disclosure statement  
1036 pursuant to § 2.2-3117 and thereafter files such statement annually on or before ~~January~~ December 15;  
1037 (iii) the institution has established a formal policy regarding such contracts, approved by the State  
1038 Council of Higher Education or, in the case of the Eastern Virginia Medical School, a formal policy  
1039 regarding such contracts in conformity with any applicable federal regulations that has been approved by  
1040 its board of visitors; and (iv) no later than December 31 of each year, the institution or the Eastern  
1041 Virginia Medical School files an annual report with the Secretary of the Commonwealth disclosing each  
1042 open contract entered into subject to this provision, the names of the parties to each contract, the date  
1043 each contract was executed and its term, the subject of each contractual arrangement, the nature of the  
1044 conflict of interest, the institution's or the Eastern Virginia Medical School's employee responsible for  
1045 administering each contract, the details of the institution's or the Eastern Virginia Medical School's  
1046 commitment or investment of resources or finances for each contract, and any other information  
1047 requested by the Secretary of the Commonwealth; or

1048 9. Subject to approval by the relevant board of visitors, an employee's personal interest in a contract  
1049 between a public institution of higher education in Virginia or the Eastern Virginia Medical School and  
1050 a business in which the employee has a personal interest, if (i) the personal interest has been disclosed  
1051 to the institution or the Eastern Virginia Medical School prior to the time the contract is entered into;  
1052 (ii) the employee files a disclosure statement pursuant to § 2.2-3117 and thereafter annually on or before  
1053 ~~January~~ December 15; (iii) the employee does not participate in the institution's or the Eastern Virginia  
1054 Medical School's decision to contract; (iv) the president of the institution or the Eastern Virginia  
1055 Medical School finds and certifies in writing that the contract is for goods and services needed for  
1056 quality patient care, including related medical education or research, by the institution's medical center  
1057 or the Eastern Virginia Medical School, its affiliated teaching hospitals and other organizations necessary  
1058 for the fulfillment of its mission, including the acquisition of drugs, therapies and medical technologies;  
1059 and (v) no later than December 31 of each year, the institution or the Eastern Virginia Medical School  
1060 files an annual report with the Secretary of the Commonwealth disclosing each open contract entered  
1061 subject to this provision, the names of the parties to each contract, the date each contract was executed  
1062 and its term, the subject of each contractual arrangement, the nature of the conflict of interest, the  
1063 institution's or the Eastern Virginia Medical School's employee responsible for administering each  
1064 contract, the details of the institution's or the Eastern Virginia Medical School's commitment or  
1065 investment of resources or finances for each contract, and any other information requested by the  
1066 Secretary of the Commonwealth.

1067 D. Notwithstanding the provisions of subdivisions C 8 and C 9, if the research and development or  
1068 commercialization of intellectual property or the employee's personal interest in a contract with a  
1069 business is subject to policies and regulations governing conflicts of interest promulgated by any agency  
1070 of the United States government, including the adoption of policies requiring the disclosure and  
1071 management of such conflicts of interests, the policies established by the Eastern Virginia Medical  
1072 School pursuant to such federal requirements shall constitute compliance with subdivisions C 8 and C 9,  
1073 upon notification by the Eastern Virginia Medical School to the Secretary of the Commonwealth by  
1074 January 31 of each year of evidence of their compliance with such federal policies and regulations.

1075 E. The board of visitors may delegate the authority granted under subdivision C 8 to the president of  
1076 the institution. If the board elects to delegate such authority, the board shall include this delegation of  
1077 authority in the formal policy required by clause (iii) of subdivision C 8. In those instances where the  
1078 board has delegated such authority, on or before December 1 of each year, the president of the relevant

1079 institution shall file a report with the relevant board of visitors disclosing each open contract entered  
 1080 into subject to this provision, the names of the parties to each contract, the date each contract was  
 1081 executed and its term, the subject of each contractual arrangement, the nature of the conflict of interest,  
 1082 the institution's or the Eastern Virginia Medical School's employee responsible for administering each  
 1083 contract, the details of the institution's or the Eastern Virginia Medical School's commitment or  
 1084 investment of resources or finances for each contract, the details of how revenues are to be dispersed,  
 1085 and any other information requested by the board of visitors.

1086 **§ 2.2-3114. Disclosure by state officers and employees.**

1087 A. The Governor, Lieutenant Governor, Attorney General, Justices of the Supreme Court, judges of  
 1088 the Court of Appeals, judges of any circuit court, judges and substitute judges of any district court,  
 1089 members of the State Corporation Commission, members of the Virginia Workers' Compensation  
 1090 Commission, members of the Commonwealth Transportation Board, members of the Board of Trustees  
 1091 of the Virginia Retirement System, *members of the Virginia Alcoholic Beverage Control Board*, and  
 1092 members of the Virginia Lottery Board and other persons occupying such offices or positions of trust or  
 1093 employment in state government, including members of the governing bodies of authorities, as may be  
 1094 designated by the Governor, or, ~~in the case of~~ officers or employees of the legislative branch, *as may be*  
 1095 *designated* by the Joint Rules Committee of the General Assembly, shall file with the Council, as a  
 1096 condition to assuming office or employment, a disclosure statement of their personal interests and such  
 1097 other information as is specified on the form set forth in § 2.2-3117 and thereafter shall file such a  
 1098 statement semiannually by December 15 for the preceding six-month period complete through the last  
 1099 day of October and by June 15 for the preceding six-month period complete through the last day of  
 1100 April. When the filing deadline falls on a Saturday, Sunday, or legal holiday, the disclosure statement  
 1101 shall be filed on the next day that is not a Saturday, Sunday, or legal holiday.

1102 B. Nonsalaried citizen members of all policy and supervisory boards, commissions and councils in  
 1103 the executive branch of state government, other than the Commonwealth Transportation Board, members  
 1104 of the Board of Trustees of the Virginia Retirement System, and the Virginia Lottery Board, shall file  
 1105 with the Council, as a condition to assuming office, a disclosure form of their personal interests and  
 1106 such other information as is specified on the form set forth in § 2.2-3118 and thereafter shall file such  
 1107 form annually on or before December 15. When the filing deadline falls on a Saturday, Sunday, or legal  
 1108 holiday, the disclosure statement shall be filed on the next day that is not a Saturday, Sunday, or legal  
 1109 holiday. Nonsalaried citizen members of other boards, commissions and councils, including advisory  
 1110 boards and authorities, may be required to file a disclosure form if so designated by the Governor, in  
 1111 which case the form shall be that set forth in § 2.2-3118.

1112 C. The disclosure forms required by subsections A and B shall be ~~provided~~ *made available* by the  
 1113 Council to each officer and employee so designated, including officers appointed by legislative  
 1114 authorities at least 30 days prior to the filing deadline. Disclosure forms shall be filed ~~and~~ *electronically*  
 1115 *with the Council in accordance with the standards approved by it pursuant to § 30-356. All forms shall*  
 1116 *be maintained as public records for five years in the office of the Council. Such forms shall be made*  
 1117 *public no later than six weeks after filing.*

1118 D. Candidates for the offices of Governor, Lieutenant Governor or Attorney General shall file a  
 1119 disclosure statement of their personal interests as required by § 24.2-502.

1120 E. Any officer or employee of state government who has a personal interest in any transaction before  
 1121 the governmental or advisory agency of which he is an officer or employee and who is disqualified  
 1122 from participating in that transaction pursuant to subdivision A 1 of § 2.2-3112, or otherwise elects to  
 1123 disqualify himself, shall forthwith make disclosure of the existence of his interest, including the full  
 1124 name and address of the business and the address or parcel number for the real estate if the interest  
 1125 involves a business or real estate, and his disclosure shall also be reflected in the public records of the  
 1126 agency for five years in the office of the administrative head of the officer's or employee's governmental  
 1127 agency or advisory agency or, if the agency has a clerk, in the clerk's office.

1128 F. An officer or employee of state government who is required to declare his interest pursuant to  
 1129 subdivision A 2 of § 2.2-3112, shall declare his interest by stating (i) the transaction involved, (ii) the  
 1130 nature of the officer's or employee's personal interest affected by the transaction, (iii) that he is a  
 1131 member of a business, profession, occupation, or group the members of which are affected by the  
 1132 transaction, and (iv) that he is able to participate in the transaction fairly, objectively, and in the public  
 1133 interest. The officer or employee shall either make his declaration orally to be recorded in written  
 1134 minutes for his agency or file a signed written declaration with the clerk or administrative head of his  
 1135 governmental or advisory agency, as appropriate, who shall, in either case, retain and make available for  
 1136 public inspection such declaration for a period of five years from the date of recording or receipt. If  
 1137 reasonable time is not available to comply with the provisions of this subsection prior to participation in  
 1138 the transaction, the officer or employee shall prepare and file the required declaration by the end of the  
 1139 next business day.

1140 G. An officer or employee of state government who is required to declare his interest pursuant to  
 1141 subdivision A 3 of § 2.2-3112, shall declare his interest by stating (i) the transaction involved, (ii) that a  
 1142 party to the transaction is a client of his firm, (iii) that he does not personally represent or provide  
 1143 services to the client, and (iv) that he is able to participate in the transaction fairly, objectively, and in  
 1144 the public interest. The officer or employee shall either make his declaration orally to be recorded in  
 1145 written minutes for his agency or file a signed written declaration with the clerk or administrative head  
 1146 of his governmental or advisory agency, as appropriate, who shall, in either case, retain and make  
 1147 available for public inspection such declaration for a period of five years from the date of recording or  
 1148 receipt. If reasonable time is not available to comply with the provisions of this subsection prior to  
 1149 participation in the transaction, the officer or employee shall prepare and file the required declaration by  
 1150 the end of the next business day.

1151 *H. Notwithstanding any other provision of law, chairs of departments at a public institution of higher*  
 1152 *education in the Commonwealth shall not be required to file the disclosure form prescribed by*  
 1153 *§ 2.2-3117 or 2.2-3118.*

1154 **§ 2.2-3114.1. Filings of statements of economic interests by General Assembly members.**

1155 The filing of a current statement of economic interests by a General Assembly member,  
 1156 member-elect, or candidate for the General Assembly pursuant to §§ 30-110 and 30-111 of the General  
 1157 Assembly Conflicts of Interests Act (§ 30-100 et seq.) shall suffice for the purposes of this chapter  
 1158 (§ 2.2-3100 et seq.). The Secretary of the Commonwealth may obtain from the Clerk of the House of  
 1159 Delegates or the Senate, as appropriate, Council a copy of the statement of a General Assembly member  
 1160 who is appointed to a position for which a statement is required pursuant to § 2.2-3114. No General  
 1161 Assembly member, member-elect, or candidate shall be required to file a separate statement of economic  
 1162 interests for the purposes of § 2.2-3114.

1163 **§ 2.2-3115. Disclosure by local government officers and employees.**

1164 A. The members of every governing body and school board of each county and city and of towns  
 1165 with populations in excess of 3,500 shall file with the Council, as a condition to assuming office or  
 1166 employment, a disclosure statement of their personal interests and other information as is specified on  
 1167 the form set forth in § 2.2-3117 and thereafter shall file such a statement semiannually by December 15  
 1168 for the preceding six-month period complete through the last day of October and by June 15 for the  
 1169 preceding six-month period complete through the last day of April.

1170 The members of the governing body of any authority established in any county or city, or part or  
 1171 combination thereof, and having the power to issue bonds or expend funds in excess of \$10,000 in any  
 1172 fiscal year, shall file with the Virginia Conflict of Interest and Ethics Advisory Council, as a condition  
 1173 to assuming office, a disclosure statement of their personal interests and other information as is specified  
 1174 on the form set forth in § 2.2-3118 and thereafter shall file such a statement annually on or before  
 1175 December 15, unless the governing body of the jurisdiction that appoints the members requires that the  
 1176 members file the form set forth in § 2.2-3117 semiannually by December 15 for the preceding six-month  
 1177 period complete through the last day of October and by June 15 for the preceding six-month period  
 1178 complete through the last day of April.

1179 Persons occupying such positions of trust appointed by governing bodies and persons occupying such  
 1180 positions of employment with governing bodies as may be designated to file by ordinance of the  
 1181 governing body shall file with the Virginia Conflict of Interest and Ethics Advisory Council, as a  
 1182 condition to assuming office or employment, a disclosure statement of their personal interests and other  
 1183 information as is specified on the form set forth in § 2.2-3117 and thereafter shall file such a statement  
 1184 semiannually by December 15 for the preceding six-month period complete through the last day of  
 1185 October and by June 15 for the preceding six-month period complete through the last day of April.

1186 Persons occupying such positions of trust appointed by school boards and persons occupying such  
 1187 positions of employment with school boards as may be designated to file by an adopted policy of the  
 1188 school board shall file with the Virginia Conflict of Interest and Ethics Advisory Council, as a condition  
 1189 to assuming office or employment, a disclosure statement of their personal interests and other  
 1190 information as is specified on the form set forth in § 2.2-3117 and thereafter shall file such a statement  
 1191 semiannually by December 15 for the preceding six-month period complete through the last day of  
 1192 October and by June 15 for the preceding six-month period complete through the last day of April.

1193 B. Nonsalaried citizen members of local boards, commissions and councils as may be designated by  
 1194 the governing body shall file with the Virginia Conflict of Interest and Ethics Advisory Council, as a  
 1195 condition to assuming office, a disclosure form of their personal interests and such other information as  
 1196 is specified on the form set forth in § 2.2-3118 and thereafter shall file such form annually on or before  
 1197 December 15.

1198 C. No person shall be mandated to file any disclosure not otherwise required by this article.

1199 D. The disclosure forms required by subsections A and B shall be provided made available by the  
 1200 Virginia Conflict of Interest and Ethics Advisory Council to the clerks of the governing bodies and

1201 school boards at least 30 days prior to the filing deadline, and the clerks of the governing body and  
 1202 school board shall distribute the forms to designated individuals at least 20 days prior to the filing  
 1203 deadline. Forms shall be filed and maintained as public records for five years in the office of the  
 1204 Virginia Conflict of Interest and Ethics Advisory Council clerk of the respective governing body or  
 1205 school board. Forms filed by members of governing bodies of authorities shall be filed and maintained  
 1206 as public records for five years in the office of the Virginia Conflict of Interest and Ethics Advisory  
 1207 Council clerk of the governing body of the county or city. Such forms shall be made public no later  
 1208 than six weeks after filing.

1209 E. Candidates for membership in the governing body or school board of any county, city or town  
 1210 with a population of more than 3,500 persons shall file a disclosure statement of their personal interests  
 1211 as required by § 24.2-502.

1212 F. Any officer or employee of local government who has a personal interest in any transaction before  
 1213 the governmental or advisory agency of which he is an officer or employee and who is disqualified  
 1214 from participating in that transaction pursuant to subdivision A 1 of § 2.2-3112 or otherwise elects to  
 1215 disqualify himself, shall forthwith make disclosure of the existence of his interest, including the full  
 1216 name and address of the business and the address or parcel number for the real estate if the interest  
 1217 involves a business or real estate, and his disclosure shall be reflected in the public records of the  
 1218 agency for five years in the office of the administrative head of the officer's or employee's governmental  
 1219 or advisory agency.

1220 G. In addition to any disclosure required by subsections A and B, in each county and city and in  
 1221 towns with populations in excess of 3,500, members of planning commissions, boards of zoning appeals,  
 1222 real estate assessors, and all county, city and town managers or executive officers shall make annual  
 1223 disclosures of all their interests in real estate located in the county, city or town in which they are  
 1224 elected, appointed, or employed. Such disclosure shall include any business in which such persons own  
 1225 an interest, or from which income is received, if the primary purpose of the business is to own, develop  
 1226 or derive compensation through the sale, exchange or development of real estate in the county, city or  
 1227 town. Such disclosure shall be filed as a condition to assuming office or employment, and thereafter  
 1228 shall be filed annually with the Virginia Conflict of Interest and Ethics Advisory Council clerk of the  
 1229 governing body of such county, city, or town on or before December 15. Such disclosures shall be filed  
 1230 and maintained as public records for five years. *Such forms shall be made public no later than six weeks*  
 1231 *after filing.* Forms for the filing of such reports shall be prepared and distributed made available by the  
 1232 Virginia Conflict of Interest and Ethics Advisory Council to the clerk of each governing body.

1233 H. An officer or employee of local government who is required to declare his interest pursuant to  
 1234 subdivision A 2 of § 2.2-3112 shall declare his interest by stating (i) the transaction involved, (ii) the  
 1235 nature of the officer's or employee's personal interest affected by the transaction, (iii) that he is a  
 1236 member of a business, profession, occupation, or group the members of which are affected by the  
 1237 transaction, and (iv) that he is able to participate in the transaction fairly, objectively, and in the public  
 1238 interest. The officer or employee shall either make his declaration orally to be recorded in written  
 1239 minutes of for his agency or file a signed written declaration with the clerk or administrative head of his  
 1240 governmental or advisory agency, as appropriate, who shall, in either case, retain and make available for  
 1241 public inspection such declaration for a period of five years from the date of recording or receipt. If  
 1242 reasonable time is not available to comply with the provisions of this subsection prior to participation in  
 1243 the transaction, the officer or employee shall prepare and file the required declaration by the end of the  
 1244 next business day. The officer or employee shall also orally disclose the existence of the interest during  
 1245 each meeting of the governmental or advisory agency at which the transaction is discussed and such  
 1246 disclosure shall be recorded in the minutes of the meeting.

1247 I. An officer or employee of local government who is required to declare his interest pursuant to  
 1248 subdivision A 3 of § 2.2-3112, shall declare his interest by stating (i) the transaction involved, (ii) that a  
 1249 party to the transaction is a client of his firm, (iii) that he does not personally represent or provide  
 1250 services to the client, and (iv) that he is able to participate in the transaction fairly, objectively, and in  
 1251 the public interest. The officer or employee shall either make his declaration orally to be recorded in  
 1252 written minutes for his agency or file a signed written declaration with the clerk or administrative head  
 1253 of his governmental or advisory agency, as appropriate, who shall, in either case, retain and make  
 1254 available for public inspection such declaration for a period of five years from the date of recording or  
 1255 receipt. If reasonable time is not available to comply with the provisions of this subsection prior to  
 1256 participation in the transaction, the officer or employee shall prepare and file the required declaration by  
 1257 the end of the next business day.

1258 **§ 2.2-3116. Disclosure by certain constitutional officers.**

1259 For the purposes of this chapter, holders of the constitutional offices of treasurer, sheriff, attorney for  
 1260 the Commonwealth, clerk of the circuit court and commissioner of the revenue of each county and city,  
 1261 shall be deemed to be local officers and shall be required to file *with the Council, as a condition to*

1262 assuming office, the Statement of Economic Interests set forth in § 2.2-3117. These officers shall file  
1263 statements pursuant to § 2.2-3115 and candidates semiannually by December 15 for the preceding  
1264 six-month period complete through the last day of October and by June 15 for the preceding six-month  
1265 period complete through the last day of April. Candidates shall file statements as required by  
1266 § 24.2-502. Statements shall be filed electronically with the Council in accordance with the standards  
1267 approved by it pursuant to § 30-356. These officers shall be subject to the prohibition on certain gifts  
1268 set forth in subsection B of § 2.2-3103.1.

1269 **§ 2.2-3117. Disclosure form.**

1270 The disclosure form to be used for filings required by subsections A and D of § 2.2-3114 and  
1271 subsections A and E of § 2.2-3115 shall be substantially as follows: similar to the following. Except as  
1272 otherwise provided in § 2.2-3115, all completed forms shall be filed electronically with the Council in  
1273 accordance with the standards approved by it pursuant to § 30-356. Any person who knowingly and  
1274 intentionally makes a false statement of a material fact on the Statement of Economic Interests is guilty  
1275 of a Class 5 felony.

1276 STATEMENT OF ECONOMIC INTERESTS.

1277 Name .....

1278 Office or position held or sought .....

1279 Address .....

1280 Names of members of immediate family .....

1281 **DEFINITIONS AND EXPLANATORY MATERIAL.**

1282 "Business" means a corporation, partnership, sole proprietorship, firm, enterprise, franchise,  
1283 association, trust or foundation, or any other individual or entity carrying on a business or profession,  
1284 whether or not for profit.

1285 "Close financial association" means an association in which the person filing shares significant  
1286 financial involvement with an individual and the filer would reasonably be expected to be aware of the  
1287 individual's business activities and would have access to the necessary records either directly or through  
1288 the individual. "Close financial association" does not mean an association based on (i) the receipt of  
1289 retirement benefits or deferred compensation from a business by which the person filing this statement is  
1290 no longer employed, or (ii) the receipt of compensation for work performed by the person filing as an  
1291 independent contractor of a business that represents an entity before any state governmental agency  
1292 when the person filing has had no communications with the state governmental agency.

1293 "Contingent liability" means a liability that is not presently fixed or determined, but may become  
1294 fixed or determined in the future with the occurrence of some certain event.

1295 "Gift" means any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item  
1296 having monetary value. It includes services as well as gifts of transportation, lodgings and meals,  
1297 whether provided in-kind, by purchase of a ticket, payment in advance or reimbursement after the  
1298 expense has been incurred. "Gift" does not include (i) any offer of a ticket, coupon, or other admission  
1299 or pass unless the ticket, coupon, admission, or pass is used; (ii) honorary degrees; (iii) any athletic,  
1300 merit, or need-based scholarship or any other financial aid awarded by a public or private school,  
1301 institution of higher education, or other educational program pursuant to such school, institution, or  
1302 program's financial aid standards and procedures applicable to the general public; (iv) a campaign  
1303 contribution properly received and reported pursuant to Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2;  
1304 (v) any gift related to the private profession or occupation of an officer or employee or of a member of  
1305 his immediate family; ~~or~~ (vi) food or beverages consumed while attending an event at which the filer is  
1306 performing official duties related to his public service; (vii) food and beverages received at or  
1307 registration or attendance fees waived for any event at which the filer is a featured speaker, presenter,  
1308 or lecturer; (viii) unsolicited awards of appreciation or recognition in the form of a plaque, trophy, wall  
1309 memento, or similar item that is given in recognition of public, civic, charitable, or professional service;  
1310 (ix) a devise or inheritance; (x) travel disclosed pursuant to the Campaign Finance Disclosure Act  
1311 (§ 24.2-945 et seq.); (xi) travel paid for or provided by the government of the United States, any of its  
1312 territories, or any state or any political subdivision of such state; (xii) travel provided to facilitate  
1313 attendance by a legislator at a regular or special session of the General Assembly, a meeting of a  
1314 legislative committee or commission, or a national conference where attendance is approved by the  
1315 House or Senate Committee on Rules; (xiii) travel related to an official meeting of the Commonwealth,  
1316 its political subdivisions, or any board, commission, authority, or other entity, or any charitable  
1317 organization established pursuant to § 501(c)(3) of the Internal Revenue Code affiliated with such entity,  
1318 to which such person has been appointed or elected or is a member by virtue of his office or  
1319 employment; or (xiv) gifts from relatives or personal friends. "Relative" means the donee's spouse, child,  
1320 uncle, aunt, niece, ~~or~~ nephew, or first cousin; a person to whom the donee is engaged to be married; the  
1321 donee's or his spouse's parent, grandparent, grandchild, brother, ~~or~~ sister, step-parent, step-grandparent,  
1322 step-grandchild, step-brother, or step-sister; or the donee's brother's or sister's spouse. "Personal friend"

1323 does not include any person that the filer knows or has reason to know is (a) a lobbyist registered  
 1324 pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4 of Title 2.2; (b) a lobbyist's principal as defined in  
 1325 § 2.2-419; (c) for an officer or employee of a local governmental or advisory agency, a person,  
 1326 organization, or business who is a party to or is seeking to become a party to a contract with the local  
 1327 agency of which he is an officer or an employee; or (d) for an officer or employee of a state  
 1328 governmental or advisory agency, a person, organization, or business who is a party to or is seeking to  
 1329 become a party to a contract with the Commonwealth. "Person, organization, or business" includes  
 1330 individuals who are officers, directors, or owners of or who have a controlling ownership interest in  
 1331 such organization or business.

1332 "Immediate family" means (i) a spouse and (ii) any ~~child~~ other person who resides in the same  
 1333 household as the officer or employee and who is a dependent of the officer or employee.

1334 TRUST. If you or your immediate family, separately or together, are the only beneficiaries of a trust,  
 1335 treat the trust's assets as if you own them directly. If you or your immediate family has a proportional  
 1336 interest in a trust, treat that proportion of the trust's assets as if you own them directly. For example, if  
 1337 you and your immediate family have a one-third interest in a trust, complete your Statement as if you  
 1338 own one-third of each of the trust's assets. If you or a member of your immediate family created a trust  
 1339 and can revoke it without the beneficiaries' consent, treat its assets as if you own them directly.

1340 REPORT TO THE BEST OF INFORMATION AND BELIEF. Information required on this  
 1341 Statement must be provided on the basis of the best knowledge, information, and belief of the individual  
 1342 filing the Statement as of the date of this report unless otherwise stated.

1343 COMPLETE ITEMS 1 THROUGH 10. REFER TO SCHEDULES ONLY IF DIRECTED.

1344 You may attach additional explanatory information.

1345 1. Offices and Directorships.

1346 Are you or a member of your immediate family a paid officer or paid director of a business?

1347 EITHER check NO // OR check YES // and complete Schedule A.

1348 2. Personal Liabilities.

1349 Do you or a member of your immediate family owe more than \$5,000 to any one creditor including  
 1350 contingent liabilities? (Exclude debts to any government and loans secured by recorded liens on property  
 1351 at least equal in value to the loan.)

1352 EITHER check NO // OR check YES // and complete Schedule B.

1353 3. Securities.

1354 Do you or a member of your immediate family, directly or indirectly, separately or together, own  
 1355 securities valued in excess of \$5,000 invested in one business? Account for mutual funds, limited  
 1356 partnerships and trusts.

1357 EITHER check NO // OR check YES // and complete Schedule C.

1358 4. Payments for Talks, Meetings, and Publications.

1359 During the past six months did you receive in your capacity as an officer or employee of your  
 1360 agency lodging, transportation, money, or anything else of value with a combined value exceeding \$200  
 1361 \$100 (i) for a single talk, meeting, or published work or (ii) for a meeting, conference, or event where  
 1362 your attendance at the meeting, conference, or event was designed to (a) educate you on issues relevant  
 1363 to your duties as an officer or employee of your agency or (b) enhance your knowledge and skills  
 1364 relative to your duties as an officer or employee of your agency?

1365 EITHER check NO // OR check YES // and complete Schedule D.

1366 5. Gifts.

1367 During the past six months did a business, government, or individual other than a relative or personal  
 1368 friend (i) furnish you or a member of your immediate family with any gift or entertainment at a single  
 1369 event, and the value received exceeded \$50 or (ii) furnish you or a member of your immediate family  
 1370 with gifts or entertainment in any combination and the total value received exceeded \$100 \$50, and for  
 1371 which you or the member of your immediate family neither paid nor rendered services in exchange?  
 1372 Account for entertainment events only if the average value per person attending the event exceeded \$50.  
 1373 Account for all business entertainment (except if related to the private profession or occupation of you  
 1374 or the member of your immediate family who received such business entertainment) even if unrelated to  
 1375 your official duties.

1376 EITHER check NO // OR check YES // and complete Schedule E.

1377 6. Salary and Wages.

1378 List each employer that pays you or a member of your immediate family salary or wages in excess  
 1379 of \$5,000 annually. (Exclude state or local government or advisory agencies.)

1380 If no reportable salary or wages, check here //.

1381 \_\_\_\_\_  
 1382 \_\_\_\_\_  
 1383 \_\_\_\_\_

1384 7. Business Interests.  
1385 Do you or a member of your immediate family, separately or together, operate your own business, or  
1386 own or control an interest in excess of \$5,000 in a business?

1387 EITHER check NO // OR check YES // and complete Schedule F.

1388 8. Payments for Representation and Other Services.

1389 8A. Did you represent, excluding activity defined as lobbying in § 2.2-419, any businesses before any  
1390 state governmental agencies, excluding courts or judges, for which you received total compensation  
1391 during the past six months in excess of \$1,000, excluding compensation for other services to such  
1392 businesses and representation consisting solely of the filing of mandatory papers and subsequent  
1393 representation regarding the mandatory papers? (Officers and employees of local governmental and  
1394 advisory agencies do NOT need to answer this question or complete Schedule G-1.)

1395 EITHER check NO // OR check YES // and complete Schedule G-1.

1396 8B. Subject to the same exceptions as in 8A, did persons with whom you have a close financial  
1397 association (partners, associates or others) represent, excluding activity defined as lobbying in § 2.2-419,  
1398 any businesses before any state governmental agency for which total compensation was received during  
1399 the past six months in excess of \$1,000? (Officers and employees of local governmental and advisory  
1400 agencies do NOT need to answer this question or complete Schedule G-2.)

1401 EITHER check NO // OR check YES // and complete Schedule G-2.

1402 8C. Did you or persons with whom you have a close financial association furnish services to  
1403 businesses operating in Virginia pursuant to an agreement between you and such businesses, or between  
1404 persons with whom you have a close financial association and such businesses for which total  
1405 compensation in excess of \$1,000 was received during the past six months? Services reported under this  
1406 provision shall not include services involving the representation of businesses that are reported under  
1407 item 8A or 8B.

1408 EITHER check NO // OR check YES // and complete Schedule G-3.

1409 9. Real Estate.

1410 9A. State Officers and Employees.

1411 Do you or a member of your immediate family hold an interest, including a partnership interest,  
1412 valued at more than \$5,000 in real property (other than your principal residence) for which you have not  
1413 already listed the full address on Schedule F? Account for real estate held in trust.

1414 EITHER check NO // OR check YES // and complete Schedule H-1.

1415 9B. Local Officers and Employees.

1416 Do you or a member of your immediate family hold an interest, including a partnership interest, or  
1417 option, easement, or land contract, valued at more than \$5,000 in real property (other than your principal  
1418 residence) for which you have not already listed the full address on Schedule F? Account for real estate  
1419 held in trust.

1420 EITHER check NO // OR check YES // and complete Schedule H-2.

1421 10. Real Estate Contracts with Governmental Agencies.

1422 Do you or a member of your immediate family hold an interest valued at more than \$5,000 in real  
1423 estate, including a corporate, partnership, or trust interest, option, easement, or land contract, which real  
1424 estate is the subject of a contract, whether pending or completed within the past six months, with a  
1425 governmental agency? If the real estate contract provides for the leasing of the property to a  
1426 governmental agency, do you or a member of your immediate family hold an interest in the real estate  
1427 valued at more than \$1,000? Account for all such contracts whether or not your interest is reported in  
1428 Schedule F, H-1, or H-2. This requirement to disclose an interest in a lease does not apply to an interest  
1429 derived through an ownership interest in a business unless the ownership interest exceeds three percent  
1430 of the total equity of the business.

1431 EITHER check NO // OR check YES // and complete Schedule I.

1432 Statements of Economic Interests are open for public inspection.

1433 AFFIRMATION BY ALL FILERS.

1434 I swear or affirm that the foregoing information is full, true and correct to the best of my knowledge.

1435 Signature .....

1436 (Return only if needed to complete Statement.)

1437 SCHEDULES  
1438 to  
1439 STATEMENT OF ECONOMIC INTERESTS.

1440 NAME .....

1441 SCHEDULE A - OFFICES AND DIRECTORSHIPS.

1442 Identify each business of which you or a member of your immediate family is a paid officer or paid  
1443 director.

1444 \_\_\_\_\_

1445			
1446	Name of Business	Address of Business	Position Held and by Whom
1447	_____	_____	_____
1448	_____	_____	_____
1449	_____	_____	_____
1450	_____	_____	_____
1451	_____		

RETURN TO ITEM 2

1452 SCHEDULE B - PERSONAL LIABILITIES.

1453 Report personal liability by checking each category. Report only debts in excess of \$5,000. Do not  
1454 report debts to any government. Do not report loans secured by recorded liens on property at least equal  
1455 in value to the loan.

1456 Report contingent liabilities below and indicate which debts are contingent.

1457 1. My personal debts are as follows:

1458 \_\_\_\_\_

1459 \_\_\_\_\_

1460

1461 Check appropriate categories

1462 Check one \$5,001 to \$50,000

1463 Check one More than \$50,000

1464 Banks \_\_\_\_\_

1465 Savings institutions \_\_\_\_\_

1466 Other loan or finance companies \_\_\_\_\_

1467 Insurance companies \_\_\_\_\_

1468 Stock, commodity or other brokerage companies \_\_\_\_\_

1469 Other businesses:

1470 (State principal business activity for each

1471 creditor and its name.)

1472 \_\_\_\_\_

1473 \_\_\_\_\_

1474 \_\_\_\_\_

1475 Individual creditors:

1476 (State principal business or occupation of

1477 each creditor and its name.)

1478 \_\_\_\_\_

1479 \_\_\_\_\_

1480 \_\_\_\_\_

1481

1482 2. The personal debts of the members of my immediate family are as follows:

1483 \_\_\_\_\_

1484

1485 Check appropriate categories

1486 Check one \$5,001 to \$50,000

1487 Check one More than \$50,000

1488 Banks \_\_\_\_\_

1489 Savings institutions \_\_\_\_\_

1490 Other loan or finance companies \_\_\_\_\_

1491 Insurance companies \_\_\_\_\_

1492 Stock, commodity or other brokerage companies \_\_\_\_\_

1493 Other businesses:

1494 (State principal business activity for each

1495 creditor and its name.)

1496 \_\_\_\_\_

1497 \_\_\_\_\_

1498 \_\_\_\_\_

1499 Individual creditors:

1500 (State principal business or occupation of

1501 each creditor and its name.)

1502 \_\_\_\_\_

1503 \_\_\_\_\_

1504 \_\_\_\_\_

1505 \_\_\_\_\_

RETURN TO ITEM 3

1506 SCHEDULE C - SECURITIES.

1507 "Securities" INCLUDES stocks, bonds, mutual funds, limited partnerships, and commodity futures contracts.

1508 "Securities" EXCLUDES certificates of deposit, money market funds, annuity contracts, and insurance policies.

1509 Identify each business or Virginia governmental entity in which you or a member of your immediate family, directly or indirectly, separately or together, own securities valued in excess of \$5,000. Name each issuer and type of security individually.

1510 Do not list U.S. Bonds or other government securities not issued by the Commonwealth of Virginia or its authorities, agencies, or local governments. Do not list organizations that do not do business in this Commonwealth, but most major businesses conduct business in Virginia. Account for securities held in trust.

1511 If no reportable securities, check here //.

1512 1513 1514 1515 1516 1517 1518 1519 1520 1521 1522 1523 1524 1525 1526 1527 1528 1529 1530	Name of Issuer	Type of Security (stocks, bonds, mutual funds, etc.)	1522 Check one		
			1523 \$5,001 to 1524 \$50,000	1525 \$50,001 to 1526 \$250,000	1527 More than 1528 \$250,000
1529	_____	_____	_____	_____	_____
1530	_____	_____	_____	_____	_____

RETURN TO ITEM 4

1531 SCHEDULE D - PAYMENTS FOR TALKS, MEETINGS, AND PUBLICATIONS.

1532 List each source from which you received during the past six months in your capacity as an officer or employee of your agency lodging, transportation, money, or any other thing of value with combined value exceeding \$200 \$100 (i) for your presentation of a single talk, participation in one meeting, or publication of a work or (ii) for your attendance at a meeting, conference, or event where your attendance at the meeting, conference, or event was designed to (a) educate you on issues relevant to your duties as an officer or employee of your agency or (b) enhance your knowledge and skills relative to your duties as an officer or employee of your agency. Any lodging, transportation, money, or other thing of value received by an officer or employee that does not satisfy the provisions of clause (i), (ii) (a), or (ii) (b) shall be listed as a gift on Schedule E.

1533 List payments or reimbursements by an advisory or governmental agency only for meetings or travel outside the Commonwealth.

1534 List a payment even if you donated it to charity.

1535 Do not list information about a payment if you returned it within 60 days or if you received it from an employer already listed under Item 6 or from a source of income listed on Schedule F.

1536 If no payment must be listed, check here //.

1537 1538 1539 1540 1541 1542 1543 1544 1545 1546 1547 1548 1549 1550 1551 1552 1553 1554 1555 1556 1557 1558	Payer	Approximate Value	Circumstances	Type of payment (e.g. honoraria, travel reimburse- ment, etc.)
1549	_____	_____	_____	_____
1550	_____	_____	_____	_____
1551	_____	_____	_____	_____
1552	_____	_____	_____	_____
1553	_____	_____	_____	_____
1554	_____	_____	_____	_____
1555	_____	_____	_____	_____
1556	_____	_____	_____	_____
1557	_____	_____	_____	_____
1558	_____	_____	_____	_____

RETURN TO ITEM 5

1559 SCHEDULE E - GIFTS.

1560

1561 List each business, governmental entity, or individual that, during the past six months, (i) furnished  
 1562 you or a member of your immediate family with any gift or entertainment at a single event, and the  
 1563 value received exceeded \$50 or (ii) furnished you or a member of your immediate family with gifts or  
 1564 entertainment in any combination and the total value received exceeded \$100 \$50, and for which you or  
 1565 the member of your immediate family neither paid nor rendered services in exchange. List each such  
 1566 gift or event. Do not list entertainment events unless the average value per person attending the event  
 1567 exceeded \$50. Do not list business entertainment related to the private profession or occupation of you  
 1568 or the member of your immediate family who received such business entertainment. Do not list gifts or  
 1569 other things of value given by a relative or personal friend for reasons clearly unrelated to your public  
 1570 position. Do not list campaign contributions publicly reported as required by Chapter 9.3 (§ 24.2-945 et  
 1571 seq.) of Title 24.2 of the Code of Virginia.

1572 \_\_\_\_\_

1573

1574 Name of Recipient	1575 Name of Business, Organization, or Individual	1576 City or County and State	1577 Exact Gift or Event	1578 Approximate Value
1579 _____	_____	_____	_____	_____
1580 _____	_____	_____	_____	_____

RETURN TO ITEM 6

1582 SCHEDULE F - BUSINESS INTERESTS.

1583 Complete this Schedule for each self-owned or family-owned business (including rental property, a  
 1584 farm, or consulting work), partnership, or corporation in which you or a member of your immediate  
 1585 family, separately or together, own an interest having a value in excess of \$5,000.

1586 If the enterprise is owned or operated under a trade, partnership, or corporate name, list that name;  
 1587 otherwise, merely explain the nature of the enterprise. If rental property is owned or operated under a  
 1588 trade, partnership, or corporate name, list the name only; otherwise, give the address of each property.  
 1589 Account for business interests held in trust.

1591 \_\_\_\_\_

1592

1593 Name of Business, Corporation, Partnership, Farm; Rental Property	1594 City or County and State	1595 Nature of Enterprise (farming, law, rental property, etc.)	1596 Gross Income \$50,001 to \$250,000 or less	1597 More than \$250,000
1598 _____	_____	_____	_____	_____
1599 _____	_____	_____	_____	_____
1600 _____	_____	_____	_____	_____
1601 _____	_____	_____	_____	_____

RETURN TO ITEM 8

1602 SCHEDULE G-1 - PAYMENTS FOR REPRESENTATION BY YOU.

1603 List the businesses you represented, excluding activity defined as lobbying in § 2.2-419, before any  
 1604 state governmental agency, excluding any court or judge, for which you received total compensation  
 1605 during the past six months in excess of \$1,000, excluding compensation for other services to such  
 1606 businesses and representation consisting solely of the filing of mandatory papers and subsequent  
 1607 representation regarding the mandatory papers filed by you.

1608 Identify each business, the nature of the representation and the amount received by dollar category  
 1609 from each such business. You may state the type, rather than name, of the business if you are required  
 1610 by law not to reveal the name of the business represented by you.

1611 Only STATE officers and employees should complete this Schedule.

1612 \_\_\_\_\_

1613

1614 Name of	1615 Type of	1616 Purpose of	1617 Name of	1618 Amount Received
1619 of	of	Repre-	of	\$1,001 \$10,001 \$50,001 \$100,001 \$250,001
_____	_____	_____	_____	_____



1678	transportation						
1679	companies	_____	_____	_____	_____	_____	_____
1680	Oil or gas retail						
1681	companies	_____	_____	_____	_____	_____	_____
1682	Banks	_____	_____	_____	_____	_____	_____
1683	Savings institutions	_____	_____	_____	_____	_____	_____
1684	Loan or finance						
1685	companies	_____	_____	_____	_____	_____	_____
1686	Manufacturing						
1687	companies (state						
1688	type of product,						
1689	e.g., textile,						
1690	furniture, etc.)	_____	_____	_____	_____	_____	_____
1691	Mining companies	_____	_____	_____	_____	_____	_____
1692	Life insurance						
1693	companies	_____	_____	_____	_____	_____	_____
1694	Casualty insurance						
1695	companies	_____	_____	_____	_____	_____	_____
1696	Other insurance						
1697	companies	_____	_____	_____	_____	_____	_____
1698	Retail companies	_____	_____	_____	_____	_____	_____
1699	Beer, wine or liquor						
1700	companies or						
1701	distributors	_____	_____	_____	_____	_____	_____
1702	Trade associations	_____	_____	_____	_____	_____	_____
1703	Professional						
1704	associations	_____	_____	_____	_____	_____	_____
1705	Associations of						
1706	public employees						
1707	or officials	_____	_____	_____	_____	_____	_____
1708	Counties, cities						
1709	or towns	_____	_____	_____	_____	_____	_____
1710	Labor organizations	_____	_____	_____	_____	_____	_____
1711	Other	_____	_____	_____	_____	_____	_____
1712		_____	_____	_____	_____	_____	_____

RETURN TO ITEM 9

1713  
1714 **SCHEDULE H-1 - REAL ESTATE - STATE OFFICERS AND EMPLOYEES.**

1715 List real estate other than your principal residence in which you or a member of your immediate  
1716 family holds an interest, including a partnership interest, option, easement, or land contract, valued at  
1717 more than \$5,000. Each parcel shall be listed individually.

1718	_____		
1719			
1720		Describe the type of real	
1721	List each location	estate you own in each	If the real estate is
1722	(state, and county	location (business, recre-	owned or recorded in
1723	or city) where you	ational, apartment, com-	a name other than your
1724	own real estate.	mercial, open land, etc.).	own, list that name.
1725	_____	_____	_____
1726	_____	_____	_____
1727	_____	_____	_____
1728	_____	_____	_____
1729	_____	_____	_____

1730  
1731 **SCHEDULE H-2 - REAL ESTATE - LOCAL OFFICERS AND EMPLOYEES.**

1732 List real estate other than your principal residence in which you or a member of your immediate  
1733 family holds an interest, including a partnership interest or option, easement, or land contract, valued at  
1734 more than \$5,000. Each parcel shall be listed individually. Also list the names of any co-owners of such

1735 property, if applicable.

1736	<hr/>			
1737				
1738		Describe the type		
1739		of real estate		
1740		you own in		
1741		each location	If the real estate	
1742	List each location (business,		is owned or rec-	
1743	(state, and county recreational,		orded in a name	
1744	or city) where apartment, com-		other than your	List the names
1745	you own real commercial, open		own, list that	of any co-owners,
1746	estate. land, etc.).		name.	if applicable.
1747	<hr/>	<hr/>	<hr/>	<hr/>
1748	<hr/>	<hr/>	<hr/>	<hr/>
1749	<hr/>	<hr/>	<hr/>	<hr/>
1750	<hr/>	<hr/>	<hr/>	<hr/>
1751	<hr/>	<hr/>	<hr/>	<hr/>

1752 **SCHEDULE I - REAL ESTATE CONTRACTS WITH GOVERNMENTAL AGENCIES.**

1753 List all contracts, whether pending or completed within the past six months, with a governmental  
1754 agency for the sale or exchange of real estate in which you or a member of your immediate family  
1755 holds an interest, including a corporate, partnership or trust interest, option, easement, or land contract,  
1756 valued at more than \$10,000. List all contracts with a governmental agency for the lease of real estate in  
1757 which you or a member of your immediate family holds such an interest valued at more than \$1,000.  
1758 This requirement to disclose an interest in a lease does not apply to an interest derived through an  
1759 ownership interest in a business unless the ownership interest exceeds three percent of the total equity of  
1760 the business.

1761 State officers and employees report contracts with state agencies.

1762 Local officers and employees report contracts with local agencies.

1763	<hr/>		
1764			
1765			
1766	List your real estate		
1767	interest and the		
1768	person or entity,		
1769	including the type		
1770	of entity, which		
1771	is party to		
1772	the contract.		State the annual
1773	Describe any		income from the
1774	management role and	List each governmental	contract, and the
1775	the percentage	agency which is a	amount, if any, of
1776	ownership	party to the contract	income you or any
1777	interest you or your	and indicate the	immediate family
1778	immediate family	county or city where	member derives
1779	member has in the real	the real estate	annually from the
1780	estate or entity.	is located.	contract.
1781	<hr/>	<hr/>	<hr/>
1782	<hr/>	<hr/>	<hr/>
1783	<hr/>	<hr/>	<hr/>
1784	<hr/>	<hr/>	<hr/>
1785	<hr/>	<hr/>	<hr/>

1786 **§ 2.2-3118. Disclosure form; certain citizen members.**

1787 A. The financial disclosure form to be used for filings required pursuant to subsection B of  
1788 § 2.2-3114 and subsection B of § 2.2-3115 shall be filed in accordance with the provisions of § 30-356.  
1789 The financial disclosure form shall be substantially as follows: similar to the following. Except as  
1790 otherwise provided in § 2.2-3115, all completed forms shall be filed electronically with the Council in  
1791 accordance with the standards approved by it pursuant to § 30-356.  
1792

1793 DEFINITIONS AND EXPLANATORY MATERIAL.

1794 "Business" means a corporation, partnership, sole proprietorship, firm, enterprise, franchise,
1795 association, trust or foundation, or any other individual or entity carrying on a business or profession,
1796 whether or not for profit.

1797 "Close financial association" means an association in which the person filing shares significant
1798 financial involvement with an individual and the filer would reasonably be expected to be aware of the
1799 individual's business activities and would have access to the necessary records either directly or through
1800 the individual. "Close financial association" does not mean an association based on (i) the receipt of
1801 retirement benefits or deferred compensation from a business by which the person filing this statement is
1802 no longer employed, or (ii) the receipt of compensation for work performed by the person filing as an
1803 independent contractor of a business that represents an entity before any state governmental agency
1804 when the person filing has no communications with the state governmental agency.

1805 "Contingent liability" means a liability that is not presently fixed or determined, but may become
1806 fixed or determined in the future with the occurrence of some certain event.

1807 "Immediate family" means (i) a spouse and (ii) any ~~child~~ other person who resides in the same
1808 household as the filer and who is a dependent of the filer.

1809 "Personal interest" means, for the purposes of this form only, a personal and financial benefit or
1810 liability accruing to a filer or a member of his immediate family. Such interest shall exist by reason of
1811 (i) ownership in real or personal property, tangible or intangible; (ii) ownership in a business; (iii)
1812 income from a business; or (iv) personal liability on behalf of a business; however, unless the ownership
1813 interest in a business exceeds three percent of the total equity of the business, or the liability on behalf
1814 of a business exceeds three percent of the total assets of the business, or the annual income, and/or
1815 property or use of such property, from the business exceeds \$10,000 or may reasonably be anticipated to
1816 exceed \$10,000, such interest shall not constitute a "personal interest."

1817 Name .....

1818 Office or position held or to be held

1819 .....

1820 Address .....

1821 I. FINANCIAL INTERESTS

1822 My personal interests and those of my immediate family are as follows:

1823 Include all forms of personal interests held at the time of filing: real estate, stocks, bonds, equity
1824 interests in proprietorships and partnerships. You may exclude:

1825 1. Deposits and interest bearing accounts in banks, savings institutions and other institutions
1826 accepting such deposits or accounts;

1827 2. Interests in any business, other than a news medium, representing less than three percent of the
1828 total equity value of the business;

1829 3. Liability on behalf of any business representing less than three percent of the total assets of such
1830 business; and

1831 4. Income (other than from salary) less than \$10,000 annually from any business. You need not state
1832 the value of any interest. You must state the name or principal business activity of each business in
1833 which you have a personal interest.

1834 A. My personal interests are:

1835 1. Residence, address, or, if no address, location .....

1836 2. Other real estate, address, or, if no address, location .....

1837 3. Name or principal business activity of each business in which stock, bond or equity interest is
1838 held .....

1839 B. The personal interests of my immediate family are:

1840 1. Real estate, address or, if no address, location .....

1841 2. Name or principal business activity of each business in which stock, bond or equity interest is
1842 held .....

1843 II. OFFICES, DIRECTORSHIPS AND SALARIED EMPLOYMENTS

1844 The paid offices, paid directorships and salaried employments which I hold or which members of my
1845 immediate family hold and the businesses from which I or members of my immediate family receive
1846 retirement benefits are as follows:

1847 (You need not state any dollar amounts.)

1848 A. My paid offices, paid directorships and salaried employments are:

1849 \_\_\_\_\_

1850 \_\_\_\_\_

1851 Position held Name of business

1852 \_\_\_\_\_

1853 \_\_\_\_\_

1854 \_\_\_\_\_  
1855 \_\_\_\_\_  
1856 B. The paid offices, paid directorships and salaried employments of members of my immediate  
1857 family are:  
1858 \_\_\_\_\_

1859	1860	1861
	Position held	Name of business
1862	_____	_____
1863	_____	_____
1864	_____	_____

1865 III. BUSINESSES TO WHICH SERVICES WERE FURNISHED

1866 A. The businesses I have represented, excluding activity defined as lobbying in § 2.2-419, before any  
1867 state governmental agency, excluding any court or judge, for which I have received total compensation  
1868 in excess of \$1,000 during the preceding year, excluding compensation for other services to such  
1869 businesses and representation consisting solely of the filing of mandatory papers, are as follows:

1870 Identify businesses by name and name the state governmental agencies before which you appeared on  
1871 behalf of such businesses.

1872	1873	1874	1875
		Name of business	Name of governmental agency
1876	_____	_____	_____
1877	_____	_____	_____
1878	_____	_____	_____

1879 B. The businesses that, to my knowledge, have been represented, excluding activity defined as  
1880 lobbying in § 2.2-419, before any state governmental agency, excluding any court or judge, by persons  
1881 with whom I have a close financial association and who received total compensation in excess of \$1,000  
1882 during the preceding year, excluding compensation for other services to such businesses and  
1883 representation consisting solely of the filing of mandatory papers, are as follows:

1884 Identify businesses by type and name the state governmental agencies before which such person  
1885 appeared on behalf of such businesses.

1886	1887	1888	1889
		Type of business	Name of state governmental agency
1890	_____	_____	_____
1891	_____	_____	_____
1892	_____	_____	_____

1893 C. All other businesses listed below that operate in Virginia to which services were furnished  
1894 pursuant to an agreement between you and such businesses and for which total compensation in excess  
1895 of \$1,000 was received during the preceding year:

1896 Check each category of business to which services were furnished.

- 1897 \_\_\_\_\_
- 1898
- 1899 Electric utilities \_\_\_\_\_
  - 1900 Gas utilities \_\_\_\_\_
  - 1901 Telephone utilities \_\_\_\_\_
  - 1902 Water utilities \_\_\_\_\_
  - 1903 Cable television companies \_\_\_\_\_
  - 1904 Intrastate transportation companies \_\_\_\_\_
  - 1905 Interstate transportation companies \_\_\_\_\_
  - 1906 Oil or gas retail companies \_\_\_\_\_
  - 1907 Banks \_\_\_\_\_
  - 1908 Savings institutions \_\_\_\_\_
  - 1909 Loan or finance companies \_\_\_\_\_
  - 1910 Manufacturing companies (state type \_\_\_\_\_
  - 1911 of product, e.g., textile, furniture, \_\_\_\_\_

- 1912 etc.) \_\_\_\_\_
- 1913 Mining companies \_\_\_\_\_
- 1914 Life insurance companies \_\_\_\_\_
- 1915 Casualty insurance companies \_\_\_\_\_
- 1916 Other insurance companies \_\_\_\_\_
- 1917 Retail companies \_\_\_\_\_
- 1918 Beer, wine or liquor companies or \_\_\_\_\_
- 1919 distributors \_\_\_\_\_
- 1920 Trade associations \_\_\_\_\_
- 1921 Professional associations \_\_\_\_\_
- 1922 Associations of public employees or \_\_\_\_\_
- 1923 officials \_\_\_\_\_
- 1924 Counties, cities or towns \_\_\_\_\_
- 1925 Labor organizations \_\_\_\_\_
- 1926 \_\_\_\_\_

1927 IV. COMPENSATION FOR EXPENSES

1928 The persons, associations, or other sources other than my governmental agency from which I or a  
1929 member of my immediate family received remuneration in excess of \$200 \$100 during the preceding  
1930 year, in cash or otherwise, as honorariums or payment of expenses in connection with my attendance at  
1931 any meeting or other function to which I was invited in my official capacity are as follows:

1932 \_\_\_\_\_

1933 \_\_\_\_\_

1934 Name of Source	1934 Description of occasion	1934 Amount of remuneration for each occasion
1935 _____	1935 _____	1935 _____
1936 _____	1936 _____	1936 _____
1937 _____	1937 _____	1937 _____
1938 _____	1938 _____	1938 _____
1939 _____	1939 _____	1939 _____

1940 B. The provisions of Part III A and B of the disclosure form prescribed by this section shall not be  
1941 applicable to officers and employees of local governmental and local advisory agencies.

1942 C. Except for real estate located within the county, city or town in which the officer or employee  
1943 serves or a county, city or town contiguous to the county, city or town in which the officer or employee  
1944 serves, officers and employees of local governmental or advisory agencies shall not be required to  
1945 disclose under Part I of the form any other interests in real estate.

1946 § 2.2-3121. Advisory opinions.

1947 A. A state officer or employee shall not be prosecuted for a knowing violation of this chapter if the  
1948 alleged violation resulted from his good faith reliance on a written opinion of the Attorney General or  
1949 the Virginia Conflict of Interest and Ethics Advisory Council made in response to his written request for  
1950 such opinion and the opinion was made after a full disclosure of the facts *regardless of whether such  
1951 opinion is later withdrawn provided the alleged violation occurred prior to the withdrawal of the  
1952 opinion.*

1953 B. A local officer or employee shall not be prosecuted for a knowing violation of this chapter if the  
1954 alleged violation resulted from his good faith reliance on a written opinion of the attorney for the  
1955 Commonwealth, *his county, city, or town attorney*, or the Council made in response to his written  
1956 request for such opinion and the opinion was made after a full disclosure of the facts *regardless of  
1957 whether such opinion is later withdrawn provided the alleged violation occurred prior to the withdrawal  
1958 of the opinion.* The written opinion shall be a public record and shall be released upon request.

1959 C. ~~If any officer or employee serving at the local level of government is charged with a knowing  
1960 violation of this chapter, and the alleged violation resulted from his reliance upon a written opinion of  
1961 his city, county or town attorney, made after a full disclosure of the facts, that such action was not in  
1962 violation of this chapter, then the officer or employee shall have the right to introduce a copy of the  
1963 opinion at his trial as evidence that he did not knowingly violate this chapter.~~

1964 § 2.2-3124. Civil penalty from violation of this chapter.

1965 A. In addition to any other fine or penalty provided by law, an officer or employee who knowingly  
1966 violates any provision of §§ 2.2-3103 through 2.2-3112 shall be subject to a civil penalty in an amount  
1967 equal to the amount of money or thing of value received as a result of such violation. If the thing of  
1968 value received by the officer or employee in violation of §§ 2.2-3103 through 2.2-3112 increases in  
1969 value between the time of the violation and the time of discovery of the violation, the greater value shall  
1970 determine the amount of the civil penalty. Further, all money or other things of value received as a

1971 result of such violation shall be forfeited in accordance with the provisions of § 19.2-386.33.

1972 *B. An officer or employee required to file the disclosure form prescribed by § 2.2-3117 who fails to*  
 1973 *file such form within the time period prescribed shall be assessed a civil penalty in an amount equal to*  
 1974 *\$250. The Council shall notify the Attorney General of any state officer's or employee's failure to file*  
 1975 *the required form and the Attorney General shall assess and collect the civil penalty. The clerk of the*  
 1976 *school board or the clerk of the governing body of the county, city, or town shall notify the attorney for*  
 1977 *the Commonwealth for the locality in which the officer or employee was elected or is employed of any*  
 1978 *local officer's or employee's failure to file the required form and the attorney for the Commonwealth*  
 1979 *shall assess and collect the civil penalty. The Council shall notify the Attorney General and the clerk*  
 1980 *shall notify the attorney for the Commonwealth within 30 days of the deadline for filing. All civil*  
 1981 *penalties collected pursuant to this subsection shall be deposited into the general fund and used*  
 1982 *exclusively to fund the Council.*

1983 **§ 30-101. Definitions.**

1984 As used in this chapter, unless the context requires a different meaning:

1985 "Advisory agency" means any board, commission, committee or post which does not exercise any  
 1986 sovereign power or duty, but is appointed by a governmental agency or officer or is created by law for  
 1987 the purpose of making studies or recommendations, or advising or consulting with a governmental  
 1988 agency.

1989 "Business" means a corporation, partnership, sole proprietorship, firm, enterprise, franchise,  
 1990 association, trust or foundation, or any other individual or entity carrying on a business or profession,  
 1991 whether or not for profit.

1992 "Candidate" means a person who seeks or campaigns for election to the General Assembly in a  
 1993 general, primary, or special election and who is qualified to have his name placed on the ballot for the  
 1994 office. The candidate shall become subject to the provisions of this section upon the filing of a statement  
 1995 of qualification pursuant to § 24.2-501. The State Board of Elections shall notify each such candidate of  
 1996 the provisions of this chapter.

1997 "Contract" means any agreement to which a governmental agency is a party, or any agreement on  
 1998 behalf of a governmental agency that involves the payment of money appropriated by the General  
 1999 Assembly or a political subdivision, whether or not such agreement is executed in the name of the  
 2000 Commonwealth, or some political subdivision thereof. "Contract" includes a subcontract only when the  
 2001 contract of which it is a part is with the legislator's own governmental agency.

2002 "Council" means the Virginia Conflict of Interest and Ethics Advisory Council established in  
 2003 § 30-355.

2004 "Financial institution" means any bank, trust company, savings institution, industrial loan association,  
 2005 consumer finance company, credit union, broker-dealer as defined in subsection A of § 13.1-501, or  
 2006 investment company or advisor registered under the federal Investment Advisors Act or Investment  
 2007 Company Act of 1940.

2008 "Gift" means any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item  
 2009 having monetary value. It includes services as well as gifts of transportation, lodgings and meals,  
 2010 whether provided in-kind, by purchase of a ticket, payment in advance, or reimbursement after the  
 2011 expense has been incurred. "Gift" does not include (i) any offer of a ticket, coupon, or other admission  
 2012 or pass unless the ticket, coupon, admission, or pass is used; (ii) honorary degrees; (iii) any athletic,  
 2013 merit, or need-based scholarship or any other financial aid awarded by a public or private school,  
 2014 institution of higher education, or other educational program pursuant to such school, institution, or  
 2015 program's financial aid standards and procedures applicable to the general public; (iv) a campaign  
 2016 contribution properly received and reported pursuant to Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2;  
 2017 (v) any gift related to the private profession or occupation of a legislator or of a member of his  
 2018 immediate family; ~~(vi) food or beverages consumed while attending an event at which the filer is~~  
 2019 ~~performing official duties related to his public service;~~ (vi) food and beverages received at or  
 2020 registration or attendance fees waived for any event at which the filer is a featured speaker, presenter,  
 2021 or lecturer; (viii) unsolicited awards of appreciation or recognition in the form of a plaque, trophy, wall  
 2022 memento, or similar item that is given in recognition of public, civic, charitable, or professional service;  
 2023 (ix) a devise or inheritance; (x) travel disclosed pursuant to the Campaign Finance Disclosure Act  
 2024 (§ 24.2-945 et seq.); (xi) travel paid for or provided by the government of the United States, any of its  
 2025 territories, or any state or any political subdivision of such state; (xii) travel provided to facilitate  
 2026 attendance by a legislator at a regular or special session of the General Assembly, a meeting of a  
 2027 legislative committee or commission, or a national conference where attendance is approved by the  
 2028 House or Senate Committee on Rules; (xiii) travel related to an official meeting of the Commonwealth,  
 2029 its political subdivisions, or any board, commission, authority, or other entity, or any charitable  
 2030 organization established pursuant to § 501(c)(3) of the Internal Revenue Code affiliated with such entity,  
 2031 to which such person has been appointed or elected or is a member by virtue of his office or

2032 *employment; or (xiv) gifts from relatives or personal friends. For the purpose of this definition, "relative"*  
 2033 *means the donee's spouse, child, uncle, aunt, niece, ~~or~~ nephew, or first cousin; a person to whom the*  
 2034 *donee is engaged to be married; the donee's or his spouse's parent, grandparent, grandchild, brother, ~~or~~*  
 2035 *sister, step-parent, step-grandparent, step-grandchild, step-brother, or step-sister; or the donee's brother's*  
 2036 *or sister's spouse. For the purpose of this definition, "personal friend" does not include any person that*  
 2037 *the filer knows or has reason to know is (a) a lobbyist registered pursuant to Article 3 (§ 2.2-418 et*  
 2038 *seq.) of Chapter 4 of Title 2.2; or (b) a lobbyist's principal as defined in § 2.2-419; ~~or (c) a person,~~*  
 2039 *organization, or business who is a party to or is seeking to become a party to a contract with the*  
 2040 *Commonwealth. For purposes of this definition, "person, organization, or business" includes individuals*  
 2041 *who are officers, directors, or owners of or who have a controlling ownership interest in such*  
 2042 *organization or business.*

2043 "Governmental agency" means each component part of the legislative, executive or judicial branches  
 2044 of state and local government, including each office, department, authority, post, commission,  
 2045 committee, and each institution or board created by law to exercise some regulatory or sovereign power  
 2046 or duty as distinguished from purely advisory powers or duties.

2047 "Immediate family" means (i) a spouse and (ii) any ~~child~~ other person who resides in the same  
 2048 household as the legislator and who is a dependent of the legislator.

2049 "Legislator" means a member of the General Assembly.

2050 "Personal interest" means a financial benefit or liability accruing to a legislator or to a member of his  
 2051 immediate family. Such interest shall exist by reason of (i) ownership in a business if the ownership  
 2052 interest exceeds three percent of the total equity of the business; (ii) annual income that exceeds, or may  
 2053 reasonably be anticipated to exceed, \$5,000 from ownership in real or personal property or a business;  
 2054 (iii) salary, other compensation, fringe benefits, or benefits from the use of property, or any combination  
 2055 thereof, paid or provided by a business or governmental agency that exceeds, or may reasonably be  
 2056 anticipated to exceed, \$5,000 annually; (iv) ownership of real or personal property if the interest exceeds  
 2057 \$5,000 in value and excluding ownership in a business, income, or salary, other compensation, fringe  
 2058 benefits or benefits from the use of property; (v) personal liability incurred or assumed on behalf of a  
 2059 business if the liability exceeds three percent of the asset value of the business; or (vi) an option for  
 2060 ownership of a business or real or personal property if the ownership interest will consist of clause (i) or  
 2061 (iv).

2062 "Personal interest in a contract" means a personal interest that a legislator has in a contract with a  
 2063 governmental agency, whether due to his being a party to the contract or due to a personal interest in a  
 2064 business that is a party to the contract.

2065 "Personal interest in a transaction" means a personal interest of a legislator in any matter considered  
 2066 by the General Assembly. Such personal interest exists when an officer or employee or a member of his  
 2067 immediate family has a personal interest in property or a business, or represents or provides services to  
 2068 any individual or business and such property, business or represented or served individual or business (i)  
 2069 is the subject of the transaction or (ii) may realize a reasonably foreseeable direct or indirect benefit or  
 2070 detriment as a result of the action of the agency considering the transaction. A "personal interest in a  
 2071 transaction" exists only if the legislator or member of his immediate family or an individual or business  
 2072 represented or served by the legislator is affected in a way that is substantially different from the general  
 2073 public or from persons comprising a profession, occupation, trade, business or other comparable and  
 2074 generally recognizable class or group of which he or the individual or business he represents or serves is  
 2075 a member.

2076 "Transaction" means any matter considered by the General Assembly, whether in a committee,  
 2077 subcommittee, or other entity of the General Assembly or before the General Assembly itself, on which  
 2078 official action is taken or contemplated.

2079 **§ 30-103.1. Certain gifts prohibited.**

2080 A. For purposes of this section:

2081 "Intangible gift" means a thing of temporary value or a thing that upon the happening of a certain  
 2082 event or expiration of a given date loses its value. "Intangible gift" includes entertainment, hospitality, a  
 2083 ticket, admission, or pass, transportation, lodgings, and meals that are reportable on Schedule E of the  
 2084 disclosure form prescribed in § 30-111.

2085 "Tangible gift" means a thing of value that does not lose its value upon the happening of a certain  
 2086 event or expiration of a given date. "Tangible gift" includes currency, negotiable instruments, securities,  
 2087 stock options, or other financial instruments that are reportable on Schedule E of the disclosure form  
 2088 prescribed in § 30-111. "Tangible gift" does not include payments or reimbursements received for any  
 2089 intangible gift.

2090 "Widely attended event" means an event at which at least 25 persons have been invited to attend or  
 2091 there is a reasonable expectation that at least 25 persons will attend the event and the event is open to  
 2092 the public or is open to individuals (i) who share a common interest, (ii) who are members of a public,

2093 *civic, charitable, or professional organization, (iii) who are from a particular industry or profession, or*  
 2094 *(iv) who represent persons interested in a particular issue.*

2095 B. A No legislator or candidate for the General Assembly required to file the disclosure form  
 2096 prescribed in § 30-111 (i) shall not solicit, accept, or receive within any calendar year any single  
 2097 tangible gift with a value in excess of \$250 or a combination of tangible gifts with an aggregate value  
 2098 in excess of \$250 from any person that he knows or has reason to know is (a) a lobbyist registered  
 2099 pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4 of Title 2.2; (b) a lobbyist's principal as defined in  
 2100 § 2.2-419; or (c) a person, organization, or business who is a party to or is seeking to become a party to  
 2101 a contract with the Commonwealth; (ii) shall report any tangible gift with a value of \$250 or less or any  
 2102 intangible gift received from any person listed in clause (i) on Schedule E of such disclosure form; and  
 2103 (iii) shall report any payments for talks, meetings, and publications on Schedule D-1 of such disclosure  
 2104 form. For purposes of this subsection, "person, organization, or business" includes individuals who are  
 2105 officers, directors, or owners of or who have a controlling ownership interest in such organization or  
 2106 business or a member of his immediate family shall solicit, accept, or receive any single gift with a  
 2107 value in excess of \$100 from any person that he or a member of his immediate family knows or has  
 2108 reason to know is (i) a lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4 of Title  
 2109 2.2 or (ii) a lobbyist's principal as defined in § 2.2-419.

2110 C. Notwithstanding the provisions of subsection B, a legislator or candidate or a member of his  
 2111 immediate family may accept or receive a gift of food or beverages with a value in excess in \$100 when  
 2112 such gift is accepted or received while in attendance at a widely attended event. Such gifts shall be  
 2113 reported on the disclosure form prescribed in § 30-111.

2114 D. Notwithstanding the provisions of subsection B, a legislator or a member of his immediate family  
 2115 may accept or receive a gift from a foreign dignitary with a value exceeding \$100 for which the fair  
 2116 market value or a gift of greater or equal value has not been provided or exchanged. Such gift shall be  
 2117 accepted on behalf of the Commonwealth and archived in accordance with guidelines established by the  
 2118 Library of Virginia. Such gift shall be disclosed as having been accepted on behalf of the  
 2119 Commonwealth, but the value of such gift shall not be required to be disclosed.

2120 E. Notwithstanding the provisions of subsection B, a legislator or candidate or a member of his  
 2121 immediate family may accept or receive certain gifts with a value in excess of \$100 from a person listed  
 2122 in subsection B if such gift was provided to the legislator or candidate or a member of his immediate  
 2123 family on the basis of a personal friendship. Notwithstanding any other provision of law, a person listed  
 2124 in subsection B may be a personal friend of the legislator or candidate or his immediate family for  
 2125 purposes of this subsection. In determining whether a person listed in subsection B is a personal friend,  
 2126 the following factors shall be considered: (i) the circumstances under which the gift was offered; (ii) the  
 2127 history of the relationship between the person and the donor, including the nature and length of the  
 2128 friendship and any previous exchange of gifts between them; (iii) to the extent known to the person,  
 2129 whether the donor personally paid for the gift or sought a tax deduction or business reimbursement for  
 2130 the gift; and (iv) whether the donor has given the same or similar gifts to other persons required to file  
 2131 the disclosure form prescribed in § 2.2-3117 or 30-111.

2132 F. Notwithstanding the provisions of subsection B, a legislator or candidate or a member of his  
 2133 immediate family may accept or receive gifts of travel, including travel-related transportation, lodging,  
 2134 hospitality, food or beverages, or other thing of value, with a value in excess of \$100 that is paid for or  
 2135 provided by a person listed in subsection B when the legislator or candidate has submitted a request for  
 2136 approval of such travel to the Council and has received the approval of the Council pursuant to  
 2137 § 30-356.1. Such gifts shall be reported on the disclosure form prescribed in § 30-111.

2138 G. The ~~\$250~~ \$100 limitation imposed in accordance with this section shall be adjusted by the  
 2139 Council every five years, as of January 1 of that year, in an amount equal to the annual increases for  
 2140 that five-year period in the United States Average Consumer Price Index for all items, all urban  
 2141 consumers (CPI-U), as published by the Bureau of Labor Statistics of the U.S. Department of Labor,  
 2142 rounded to the nearest whole dollar.

2143 **§ 30-103.2. Return of gifts.**

2144 *No person shall be in violation of any provision of this chapter prohibiting the acceptance of a gift if*  
 2145 *the gift is not used by such person and the gift or its equivalent in money is returned to the donor or*  
 2146 *delivered to a charitable organization within a reasonable period of time upon the discovery of the*  
 2147 *value of the gift and is not claimed as a charitable contribution for federal income tax purposes or (ii)*  
 2148 *consideration is given by the donee to the donor for the value of the gift within a reasonable period of*  
 2149 *time upon the discovery of the value of the gift provided that such consideration reduces the value of*  
 2150 *the gift to an amount not in excess of \$100 as provided in subsection B of § 30-103.1.*

2151 **§ 30-110. Disclosure.**

2152 A. Every legislator and legislator-elect shall file, as a condition to assuming office, a disclosure  
 2153 statement of his personal interests and such other information as is specified on the form set forth in

2154 § 30-111 and thereafter shall file such a statement semiannually by December 15 for the preceding  
 2155 six-month period complete through the last day of October and by June 15 for the preceding six-month  
 2156 period complete through the last day of April. When the filing deadline falls on a Saturday, Sunday, or  
 2157 legal holiday, the disclosure statement shall be filed on the next day that is not a Saturday, Sunday, or  
 2158 legal holiday. Disclosure forms shall be ~~provided~~ *made available* by the Virginia Conflict of Interest and  
 2159 Ethics Advisory Council at least 30 days prior to the filing deadline. ~~Members of the Senate and~~  
 2160 ~~members of the House of Delegates shall file their disclosure~~ *Disclosure forms shall be filed*  
 2161 *electronically* with the Virginia Conflict of Interest and Ethics Advisory Council *in accordance with the*  
 2162 *standards approved by it pursuant to § 30-356.* The disclosure forms of the members of the General  
 2163 Assembly shall be maintained as public records for five years in the office of the Virginia Conflict of  
 2164 Interest and Ethics Advisory Council. *Such forms shall be made public no later than six weeks after*  
 2165 *filing.*

2166 B. Candidates for the General Assembly shall file a disclosure statement of their personal interests as  
 2167 required by §§ 24.2-500 through 24.2-503.

2168 C. Any legislator who has a personal interest in any transaction pending before the General  
 2169 Assembly and who is disqualified from participating in that transaction pursuant to § 30-108 and the  
 2170 rules of his house shall disclose his interest in accordance with the applicable rule of his house.

2171 **§ 30-111. Disclosure form.**

2172 A. The disclosure form to be used for filings required by subsections A and B of § 30-110 shall be  
 2173 substantially ~~as follows:~~ *similar to the following. All completed forms shall be filed electronically with*  
 2174 *the Council in accordance with the standards approved by it pursuant to § 30-356.*

2175 STATEMENT OF ECONOMIC INTERESTS.

- 2176 Name .....
- 2177 Office or position held or sought .....
- 2178 Address .....
- 2179 Names of members of immediate family .....

2180 DEFINITIONS AND EXPLANATORY MATERIAL.

2181 "Business" means a corporation, partnership, sole proprietorship, firm, enterprise, franchise,  
 2182 association, trust or foundation, or any other individual or entity carrying on a business or profession,  
 2183 whether or not for profit.

2184 "Close financial association" means an association in which the filer shares significant financial  
 2185 involvement with an individual and the filer would reasonably be expected to be aware of the  
 2186 individual's business activities and would have access to the necessary records either directly or through  
 2187 the individual. "Close financial association" does not mean an association based on (i) the receipt of  
 2188 retirement benefits or deferred compensation from a business by which the legislator is no longer  
 2189 employed, or (ii) the receipt of compensation for work performed by the legislator as an independent  
 2190 contractor of a business that represents an entity before any state governmental agency when the  
 2191 legislator has had no communications with the state governmental agency.

2192 "Contingent liability" means a liability that is not presently fixed or determined, but may become  
 2193 fixed or determined in the future with the occurrence of some certain event.

2194 "Gift" means any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item  
 2195 having monetary value. It includes services as well as gifts of transportation, lodgings and meals,  
 2196 whether provided in-kind, by purchase of a ticket, payment in advance or reimbursement after the  
 2197 expense has been incurred. "Gift" does not include (i) any offer of a ticket, coupon, or other admission  
 2198 or pass unless the ticket, coupon, admission, or pass is used; (ii) honorary degrees; (iii) any athletic,  
 2199 merit, or need-based scholarship or any other financial aid awarded by a public or private school,  
 2200 institution of higher education, or other educational program pursuant to such school, institution, or  
 2201 program's financial aid standards and procedures applicable to the general public; (iv) a campaign  
 2202 contribution properly received and reported pursuant to Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2;  
 2203 (v) any gift related to the private profession or occupation of a legislator or of a member of his  
 2204 immediate family; ~~or~~ (vi) *food or beverages consumed while attending an event at which the filer is*  
 2205 *performing official duties related to his public service;* (vii) *food and beverages received at or*  
 2206 *registration or attendance fees waived for any event at which the filer is a featured speaker, presenter,*  
 2207 *or lecturer;* (viii) *unsolicited awards of appreciation or recognition in the form of a plaque, trophy, wall*  
 2208 *memento, or similar item that is given in recognition of public, civic, charitable, or professional service;*  
 2209 *(ix) a devise or inheritance;* (x) *travel disclosed pursuant to the Campaign Finance Disclosure Act*  
 2210 *(§ 24.2-945 et seq.); (xi) travel paid for or provided by the government of the United States, any of its*  
 2211 *territories, or any state or any political subdivision of such state;* (xii) *travel provided to facilitate*  
 2212 *attendance by a legislator at a regular or special session of the General Assembly, a meeting of a*  
 2213 *legislative committee or commission, or a national conference where attendance is approved by the*  
 2214 *House or Senate Committee on Rules;* (xiii) *travel related to an official meeting of the Commonwealth,*

2215 *its political subdivisions, or any board, commission, authority, or other entity, or any charitable*  
 2216 *organization established pursuant to § 501(c)(3) of the Internal Revenue Code affiliated with such entity,*  
 2217 *to which such person has been appointed or elected or is a member by virtue of his office or*  
 2218 *employment; or (xiv) gifts from relatives or personal friends. "Relative" means the donee's spouse, child,*  
 2219 *uncle, aunt, niece, or nephew, or first cousin; a person to whom the donee is engaged to be married; the*  
 2220 *donee's or his spouse's parent, grandparent, grandchild, brother, or sister, step-parent, step-grandparent,*  
 2221 *step-grandchild, step-brother, or step-sister; or the donee's brother's or sister's spouse. "Personal friend"*  
 2222 *does not include any person that the filer knows or has reason to know is (a) a lobbyist registered*  
 2223 *pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4 of Title 2.2; or (b) a lobbyist's principal as defined*  
 2224 *in § 2.2-419; or (c) a person, organization, or business who is a party to or is seeking to become a party*  
 2225 *to a contract with the Commonwealth. "Person, organization, or business" includes individuals who are*  
 2226 *officers, directors, or owners of or who have a controlling ownership interest in such organization or*  
 2227 *business.*

2228 "Immediate family" means (i) a spouse and (ii) any ~~child~~ *other person* who resides in the same  
 2229 household as the legislator and who is a dependent of the legislator.

2230 "Lobbyist relationship" means (i) an engagement, agreement, or representation that relates to legal  
 2231 services, consulting services, or public relations services, whether gratuitous or for compensation,  
 2232 between a member or member-elect and any person who is, or has been within the prior calendar year,  
 2233 registered as a lobbyist with the Secretary of the Commonwealth or (ii) a greater than three percent  
 2234 ownership interest by a member or member-elect in a business that employs, or engages as an  
 2235 independent contractor, any person who is, or has been within the prior calendar year, registered as a  
 2236 lobbyist with the Secretary of the Commonwealth. The disclosure of a lobbyist relationship shall not (a)  
 2237 constitute a waiver of any attorney-client or other privilege, (b) require a waiver of any attorney-client  
 2238 or other privilege for a third party, or (c) be required where a member or member-elect is employed or  
 2239 engaged by a person and such person also employs or engages a person in a lobbyist relationship so  
 2240 long as the member or member-elect has no financial interest in the lobbyist relationship.

2241 TRUST. If you or your immediate family, separately or together, are the only beneficiaries of a trust,  
 2242 treat the trust's assets as if you own them directly. If you or your immediate family has a proportional  
 2243 interest in a trust, treat that proportion of the trust's assets as if you own them directly. For example, if  
 2244 you and your immediate family have a one-third interest in a trust, complete your Statement as if you  
 2245 own one-third of each of the trust's assets. If you or a member of your immediate family created a trust  
 2246 and can revoke it without the beneficiaries' consent, treat its assets as if you own them directly.

2247 REPORT TO THE BEST OF INFORMATION AND BELIEF. Information required on this  
 2248 Statement must be provided on the basis of the best knowledge, information, and belief of the individual  
 2249 filing the Statement as of the date of this report unless otherwise stated.

2250 COMPLETE ITEMS 1 THROUGH 11. REFER TO SCHEDULES ONLY IF DIRECTED.

2251 You may attach additional explanatory information.

2252 1. Offices and Directorships.

2253 Are you or a member of your immediate family a paid officer or paid director of a business?

2254 EITHER check NO // OR check YES // and complete Schedule A.

2255 2. Personal Liabilities.

2256 Do you or a member of your immediate family owe more than \$5,000 to any one creditor including  
 2257 contingent liabilities? (Exclude debts to any government and loans secured by recorded liens on property  
 2258 at least equal in value to the loan.)

2259 EITHER check NO // OR check YES // and complete Schedule B.

2260 3. Securities.

2261 Do you or a member of your immediate family, directly or indirectly, separately or together, own  
 2262 securities valued in excess of \$5,000 invested in one business? Account for mutual funds, limited  
 2263 partnerships and trusts.

2264 EITHER check NO // OR check YES // and complete Schedule C.

2265 4. Payments for Talks, Meetings, and Publications.

2266 During the past six months did you receive in your capacity as a legislator lodging, transportation,  
 2267 money, or anything else of value with a combined value exceeding ~~\$200~~ \$100 (i) for a single talk,  
 2268 meeting, or published work or (ii) for a meeting, conference, or event where your attendance at the  
 2269 meeting, conference, or event was designed to (a) educate you on issues relevant to your duties as a  
 2270 legislator, including issues faced by your constituents, or (b) enhance your knowledge and skills relative  
 2271 to your duties as a legislator? Do not include payments and reimbursements from the Commonwealth  
 2272 for meetings attended in your capacity as a legislator; see Question 11 and Schedule D2 to report such  
 2273 meetings.

2274 EITHER check NO // OR check YES // and complete Schedule D.

2275 5. Gifts.

2276 During the past six months did a business, government, or individual other than a relative or personal  
 2277 friend (i) furnish you or a member of your immediate family with any gift or entertainment at a single  
 2278 event, and the value received exceeded \$50 or (ii) furnish you or a member of your immediate family  
 2279 with gifts or entertainment in any combination and the total value received exceeded \$100 \$50, and for  
 2280 which you or the member of your immediate family neither paid nor rendered services in exchange?  
 2281 Account for entertainment events only if the average value per person attending the event exceeded \$50.  
 2282 Account for all business entertainment (except if related to the private profession or occupation of you  
 2283 or the member of your immediate family who received such business entertainment) even if unrelated to  
 2284 your official duties.

2285 EITHER check NO // OR check YES // and complete Schedule E.

2286 6. Salary and Wages.

2287 List each employer that pays you or a member of your immediate family salary or wages in excess  
 2288 of \$5,000 annually. (Exclude any salary received as a member of the General Assembly pursuant to  
 2289 § 30-19.11.)

2290 If no reportable salary or wages, check here //.

2291 \_\_\_\_\_

2292 \_\_\_\_\_

2293 \_\_\_\_\_

2294 7. Business Interests and Lobbyist Relationships.

2295 7A. Do you or a member of your immediate family, separately or together, operate your own  
 2296 business, or own or control an interest in excess of \$5,000 in a business?

2297 EITHER check NO // OR check YES // and complete Schedule F-1.

2298 7B. Do you have a lobbyist relationship as that term is defined above?

2299 EITHER check NO // OR check YES // and complete Schedule F-2.

2300 8. Payments for Representation and Other Services.

2301 8A. Did you represent any businesses before any state governmental agencies, excluding courts or  
 2302 judges, for which you received total compensation during the past six months in excess of \$1,000,  
 2303 excluding compensation for other services to such businesses and representation consisting solely of the  
 2304 filing of mandatory papers and subsequent representation regarding the mandatory papers?

2305 EITHER check NO // OR check YES // and complete Schedule G-1.

2306 8B. Subject to the same exceptions as in 8A, did persons with whom you have a close financial  
 2307 association (partners, associates or others) represent any businesses before any state governmental agency  
 2308 for which total compensation was received during the past six months in excess of \$1,000?

2309 EITHER check NO // OR check YES // and complete Schedule G-2.

2310 8C. Did you or persons with whom you have a close financial association furnish services to  
 2311 businesses operating in Virginia, pursuant to an agreement between you and such businesses, or between  
 2312 persons with whom you have a close financial association and such businesses for which total  
 2313 compensation in excess of \$1,000 was received during the past six months? Services reported under this  
 2314 provision shall not include services involving the representation of businesses that are reported under  
 2315 question 8A or 8B above.

2316 EITHER check NO // OR check YES // and complete Schedule G-3.

2317 9. Real Estate.

2318 Do you or a member of your immediate family hold an interest, including a partnership interest,  
 2319 valued at more than \$5,000 in real property (other than your principal residence) for which you have not  
 2320 already listed the full address on Schedule F? Account for real estate held in trust.

2321 EITHER check NO // OR check YES // and complete Schedule H.

2322 10. Real Estate Contracts with State Governmental Agencies.

2323 Do you or a member of your immediate family hold an interest valued at more than \$5,000 in real  
 2324 estate, including a corporate, partnership, or trust interest, option, easement, or land contract, which real  
 2325 estate is the subject of a contract, whether pending or completed within the past six months, with a state  
 2326 governmental agency?

2327 If the real estate contract provides for the leasing of the property to a state governmental agency, do  
 2328 you or a member of your immediate family hold an interest in the real estate, including a corporate,  
 2329 partnership, or trust interest, option, easement, or land contract valued at more than \$1,000? Account for  
 2330 all such contracts whether or not your interest is reported in Schedule F or H. This requirement to  
 2331 disclose an interest in a lease does not apply to an interest derived through an ownership interest in a  
 2332 business unless the ownership interest exceeds three percent of the total equity of the business.

2333 EITHER check NO // OR check YES // and complete Schedule I.

2334 11. Payments by the Commonwealth for Meetings.

2335 During the past six months did you receive lodging, transportation, money, or anything else of value  
 2336 with a combined value exceeding \$200 \$100 from the Commonwealth for a single meeting attended



2395 \_\_\_\_\_  
 2396 \_\_\_\_\_  
 2397 \_\_\_\_\_  
 2398 \_\_\_\_\_

2399 2. The personal debts of the members of my immediate family are as follows:

2400 \_\_\_\_\_  
 2401 \_\_\_\_\_  
 2402 Check \_\_\_\_\_ Check one \_\_\_\_\_  
 2403 appropriate \$5,001 to More than \_\_\_\_\_  
 2404 categories \$50,000 \$50,000 \_\_\_\_\_  
 2405 Banks \_\_\_\_\_  
 2406 Savings institutions \_\_\_\_\_  
 2407 Other loan or finance companies \_\_\_\_\_  
 2408 Insurance companies \_\_\_\_\_  
 2409 Stock, commodity or other brokerage \_\_\_\_\_  
 2410 companies \_\_\_\_\_  
 2411 Other businesses: \_\_\_\_\_  
 2412 (State principal business activity for each \_\_\_\_\_  
 2413 creditor and its name.) \_\_\_\_\_  
 2414 \_\_\_\_\_  
 2415 \_\_\_\_\_  
 2416 \_\_\_\_\_  
 2417 Individual creditors: \_\_\_\_\_  
 2418 (State principal business or occupation of \_\_\_\_\_  
 2419 each creditor and its name.) \_\_\_\_\_  
 2420 \_\_\_\_\_  
 2421 \_\_\_\_\_  
 2422 \_\_\_\_\_  
 2423 \_\_\_\_\_

RETURN TO ITEM 3

2424  
 2425 SCHEDULE C - SECURITIES.

2426 "Securities" INCLUDES stocks, bonds, mutual funds, limited partnerships, and commodity futures  
 2427 contracts.

2428 "Securities" EXCLUDES certificates of deposit, money market funds, annuity contracts, and  
 2429 insurance policies.

2430 Identify each business or Virginia governmental entity in which you or a member of your immediate  
 2431 family, directly or indirectly, separately or together, own securities valued in excess of \$5,000. Name  
 2432 each issuer and type of security individually.

2433 Do not list U.S. Bonds or other government securities not issued by the Commonwealth of Virginia  
 2434 or its authorities, agencies, or local governments. Do not list organizations that do not do business in  
 2435 this Commonwealth, but most major businesses conduct business in Virginia. Account for securities held  
 2436 in trust.

2437 If no reportable securities, check here / / .

2438 \_\_\_\_\_  
 2439 \_\_\_\_\_  
 2440 \_\_\_\_\_  
 2441 Type of Security \$5,001 Check one \$50,001 More  
 2442 (stocks, bonds, mutual to \$250,001 to than  
 2443 Name of Issuer funds, etc.) \$50,000 \$250,000 \$250,000  
 2444 \_\_\_\_\_  
 2445 \_\_\_\_\_  
 2446 \_\_\_\_\_  
 2447 \_\_\_\_\_  
 2448 \_\_\_\_\_

RETURN TO ITEM 4

2449 SCHEDULE D-1 - PAYMENTS FOR TALKS, MEETINGS, AND PUBLICATIONS.

2450 List each source from which you received during the past six months in your capacity as a legislator  
 2451 lodging, transportation, money, or any other thing of value with a combined value exceeding \$200 \$100  
 2452

2453 (i) for your presentation of a single talk, participation in one meeting, or publication of a work or (ii)  
 2454 for your attendance at a meeting, conference, or event where your attendance at the meeting, conference,  
 2455 or event was designed to (a) educate you on issues relevant to your duties as a legislator, including  
 2456 issues faced by your constituents, or (b) enhance your knowledge and skills relative to your duties as a  
 2457 legislator. Any lodging, transportation, money, or other thing of value received by a legislator that does  
 2458 not satisfy the criteria of clause (i), (ii)(a), or (ii)(b) shall be listed as a gift on Schedule E. Do not list  
 2459 payments or reimbursements by the Commonwealth. (See Schedule D-2 for such payments or  
 2460 reimbursements.) List a payment even if you donated it to charity. Do not list information about a  
 2461 payment if you returned it within 60 days or if you received it from an employer already listed under  
 2462 Item 6 or from a source of income listed on Schedule F.

2463 If no payment must be listed, check here // .

2464 \_\_\_\_\_

2465 \_\_\_\_\_

2466				Type of Payment
2467				(e.g., Honoraria,
2468				Travel reimburse-
2469	Payer	Approximate Value	Circumstances	ment, etc.)
2470	_____	_____	_____	_____
2471	_____	_____	_____	_____
2472	_____	_____	_____	_____
2473	_____	_____	_____	_____
2474	_____	_____	_____	_____

2475 RETURN TO ITEM 5

2476 SCHEDULE D-2 - PAYMENTS BY THE COMMONWEALTH FOR MEETINGS.

2477 List each meeting for which the Commonwealth provided payments or reimbursements during the  
 2478 past six months to you for lodging, transportation, money, or any other thing of value with a combined  
 2479 value exceeding \$200 \$100 for your participation in your capacity as a legislator. Do not list payments  
 2480 or reimbursements by the Commonwealth for meetings or travel within the Commonwealth.

2481 If no payment must be listed, check here // .

2482 \_\_\_\_\_

2483 \_\_\_\_\_

2484				Type of Payment
2485				(e.g., Travel
2486				reimbursement,
2487	Payer	Approximate Value	Circumstances	etc.)
2488	_____	_____	_____	_____
2489	_____	_____	_____	_____
2490	_____	_____	_____	_____
2491	_____	_____	_____	_____
2492	_____	_____	_____	_____

2493 SCHEDULE E - GIFTS.

2494 List each business, governmental entity, or individual that, during the past six months, (i) furnished  
 2495 you or a member of your immediate family with any gift or entertainment at a single event, and the  
 2496 value received exceeded \$50 or (ii) furnished you or a member of your immediate family with gifts or  
 2497 entertainment in any combination and the total value received exceeded \$100 \$50, and for which you or  
 2498 the member of your immediate family neither paid nor rendered services in exchange. List each such  
 2499 gift or event.

2500 Do not list entertainment events unless the average value per person attending the event exceeded  
 2501 \$50. Do not list business entertainment related to the private profession or occupation of you or the  
 2502 member of your immediate family who received such business entertainment. Do not list gifts or other  
 2503 things of value given by a relative or personal friend for reasons clearly unrelated to your public  
 2504 position. Do not list campaign contributions publicly reported as required by Chapter 9.3 (§ 24.2-945 et  
 2505 seq.) of Title 24.2 of the Code of Virginia.

2506 \_\_\_\_\_

2507 \_\_\_\_\_

2508	Name of Business,	City or	Exact		
2509	Name of	Organization, or	County	Gift or	Approximate
2510	Recipient	Individual	and State	Event	Value
2511	_____	_____	_____	_____	_____

2512 \_\_\_\_\_  
 2513 \_\_\_\_\_  
 2514 \_\_\_\_\_  
 2515 \_\_\_\_\_

RETURN TO ITEM 6

2516  
2517 SCHEDULE F-1 - BUSINESS INTERESTS.

2518 Complete this Schedule for each self-owned or family-owned business (including rental property, a  
2519 farm, or consulting work), partnership, or corporation in which you or a member of your immediate  
2520 family, separately or together, own an interest having a value in excess of \$5,000.

2521 If the enterprise is owned or operated under a trade, partnership, or corporate name, list that name;  
2522 otherwise, merely explain the nature of the enterprise. If rental property is owned or operated under a  
2523 trade, partnership, or corporate name, list the name only; otherwise, give the address of each property.

2524 Account for business interests held in trust.

2525 \_\_\_\_\_

2526 \_\_\_\_\_

2527 Name of

2528 Business

2529 Corporation,

2530 Partnership,

2531 Farm;

2532 Address of City or (farming, \$50,001 More

2533 Rental County law, rental \$50,000 to than

2534 Property and State property, etc.) or less \$250,000 \$250,000

2535 \_\_\_\_\_

2536 \_\_\_\_\_

2537 \_\_\_\_\_

2538 \_\_\_\_\_

2539 \_\_\_\_\_

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2540  
2541 SCHEDULE F-2 - LOBBYIST RELATIONSHIPS AND PAYMENTS.

2542 Complete this Schedule for each lobbyist relationship with the following:

2543 (i) any person who is, or has been within the prior calendar year, registered as a lobbyist with the  
2544 Secretary of the Commonwealth, or

2545 (ii) any business in which you have a greater than three percent ownership interest and that business  
2546 employs, or engages as an independent contractor, any person who is, or has been within the prior  
2547 calendar year, registered as a lobbyist with the Secretary of the Commonwealth.

2548 \_\_\_\_\_

2549 \_\_\_\_\_

2550 Payments to

2551 Lobbyist

2552 List each person Describe each Dates of \$10,000 More than

2553 or business relationship relationship or less \$10,000

2554 \_\_\_\_\_

2555 \_\_\_\_\_

2556 \_\_\_\_\_

2557 \_\_\_\_\_

2558 \_\_\_\_\_

2559 \_\_\_\_\_

2560 THE DISCLOSURE OF A LOBBYIST RELATIONSHIP SHALL NOT (I) CONSTITUTE A  
2561 WAIVER OF ANY ATTORNEY-CLIENT OR OTHER PRIVILEGE, (II) REQUIRE A WAIVER OF  
2562 ANY ATTORNEY-CLIENT OR OTHER PRIVILEGE FOR A THIRD PARTY, OR (III) BE  
2563 REQUIRED WHERE A MEMBER OR MEMBER-ELECT IS EMPLOYED OR ENGAGED BY A  
2564 PERSON AND SUCH PERSON ALSO EMPLOYS OR ENGAGES A PERSON IN A LOBBYIST  
2565 RELATIONSHIP SO LONG AS THE MEMBER OR MEMBER-ELECT HAS NO FINANCIAL  
2566 INTEREST IN THE LOBBYIST RELATIONSHIP.

2567 SCHEDULE G-1 - PAYMENTS FOR REPRESENTATION BY YOU.

2568 List the businesses you represented before any state governmental agency, excluding any court or  
2569 judge, for which you received total compensation during the past six months in excess of \$1,000,

2570 excluding compensation for other services to such businesses and representation consisting solely of the  
 2571 filing of mandatory papers and subsequent representation regarding the mandatory papers filed by you.

2572 Identify each business, the nature of the representation and the amount received by dollar category  
 2573 from each such business. You may state the type, rather than name, of the business if you are required  
 2574 by law not to reveal the name of the business represented by you.

2575 \_\_\_\_\_

2576

		Pur-	Amount Received					
Name	Type	pose	Name	\$1,001	\$10,001	\$50,001	\$100,001	
of	of	of	of	to	to	to	to	\$250,001
2580	Busi-	Busi-	Agency	\$10,000	\$50,000	\$100,000	\$250,000	and over
2581	ness	ness						
2582								
2583								
2584								
2585								
2586								

2587

2588 If you have received \$250,001 or more from a single business within the reporting period, indicate  
 2589 the amount received, rounded to the nearest \$10,000. Amount Received: \_\_\_\_\_.

2590 SCHEDULE G-2 - PAYMENTS FOR REPRESENTATION BY ASSOCIATES.

2591 List the businesses that have been represented before any state governmental agency, excluding any  
 2592 court or judge, by persons who are your partners, associates or others with whom you have a close  
 2593 financial association and who received total compensation in excess of \$1,000 for such representation  
 2594 during the past six months, excluding representation consisting solely of the filing of mandatory papers  
 2595 and subsequent representation regarding the mandatory papers filed by your partners, associates or others  
 2596 with whom you have a close financial association.

2597 Identify such businesses by type and also name the state governmental agencies before which such  
 2598 person appeared on behalf of such businesses.

2599 \_\_\_\_\_

Type of Business	Name of State Governmental Agency
2601	
2602	
2603	
2604	
2605	

2606

2607 SCHEDULE G-3 - PAYMENTS FOR OTHER SERVICES GENERALLY.

2608 Indicate below types of businesses that operate in Virginia to which services were furnished by you  
 2609 or persons with whom you have a close financial association pursuant to an agreement between you and  
 2610 such businesses, or between persons with whom you have a close financial association and such  
 2611 businesses and for which total compensation in excess of \$1,000 was received during the past six  
 2612 months. Services reported in this Schedule shall not include services involving the representation of  
 2613 businesses that are reported in Schedule G-1 or G-2 above.

2614 Identify opposite each category of businesses listed below (i) the type of business, (ii) the type of  
 2615 service rendered and (iii) the value by dollar category of the compensation received for all businesses  
 2616 falling within each category.

2617 \_\_\_\_\_

	Check	if	Type	Value of Compensation						
				ser-	of					
				vices	ser-	\$1,001	\$10,001	\$50,001	\$100,001	\$250,001
2619				were	vice	to	to	to	to	and over
2620				ren-	ren-					
2621				dered	dered	\$10,000	\$50,000	\$100,000	\$250,000	and over
2622										
2623										
2624										
2625										
2626				Electric utilities						
2627				Gas utilities						

2628	Telephone utilities	_____	_____	_____	_____	_____	_____
2629	Water utilities	_____	_____	_____	_____	_____	_____
2630	Cable television	_____	_____	_____	_____	_____	_____
2631	companies	_____	_____	_____	_____	_____	_____
2632	Interstate	_____	_____	_____	_____	_____	_____
2633	transportation	_____	_____	_____	_____	_____	_____
2634	companies	_____	_____	_____	_____	_____	_____
2635	Intrastate	_____	_____	_____	_____	_____	_____
2636	transportation	_____	_____	_____	_____	_____	_____
2637	companies	_____	_____	_____	_____	_____	_____
2638	Oil or gas retail	_____	_____	_____	_____	_____	_____
2639	companies	_____	_____	_____	_____	_____	_____
2640	Banks	_____	_____	_____	_____	_____	_____
2641	Savings	_____	_____	_____	_____	_____	_____
2642	institutions	_____	_____	_____	_____	_____	_____
2643	Loan or finance	_____	_____	_____	_____	_____	_____
2644	companies	_____	_____	_____	_____	_____	_____
2645	Manufacturing	_____	_____	_____	_____	_____	_____
2646	companies (state	_____	_____	_____	_____	_____	_____
2647	type of product,	_____	_____	_____	_____	_____	_____
2648	e.g., textile,	_____	_____	_____	_____	_____	_____
2649	furniture, etc.)	_____	_____	_____	_____	_____	_____
2650	Mining companies	_____	_____	_____	_____	_____	_____
2651	Life insurance	_____	_____	_____	_____	_____	_____
2652	companies	_____	_____	_____	_____	_____	_____
2653	Casualty insurance	_____	_____	_____	_____	_____	_____
2654	companies	_____	_____	_____	_____	_____	_____
2655	Other insurance	_____	_____	_____	_____	_____	_____
2656	companies	_____	_____	_____	_____	_____	_____
2657	Retail companies	_____	_____	_____	_____	_____	_____
2658	Beer, wine or	_____	_____	_____	_____	_____	_____
2659	liquor companies	_____	_____	_____	_____	_____	_____
2660	or distributors	_____	_____	_____	_____	_____	_____
2661	Trade associations	_____	_____	_____	_____	_____	_____
2662	Professional	_____	_____	_____	_____	_____	_____
2663	associations	_____	_____	_____	_____	_____	_____
2664	Associations of	_____	_____	_____	_____	_____	_____
2665	public employees	_____	_____	_____	_____	_____	_____
2666	or officials	_____	_____	_____	_____	_____	_____
2667	Counties, cities	_____	_____	_____	_____	_____	_____
2668	or towns	_____	_____	_____	_____	_____	_____
2669	Labor organizations	_____	_____	_____	_____	_____	_____
2670	Other	_____	_____	_____	_____	_____	_____
2671		_____	_____	_____	_____	_____	_____

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2672  
2673 **SCHEDULE H - REAL ESTATE.**

2674 List real estate other than your principal residence in which you or a member of your immediate  
2675 family holds an interest, including a partnership interest, option, easement, or land contract, valued at  
2676 \$5,000 or more. Each parcel shall be listed individually.

2677 \_\_\_\_\_

2678			
2679		Describe the type of real	
2680		estate you own in each	
2681	List the location	location (business,	If the real estate is
2682	(state, and county	recreational, apartment,	owned or recorded in
2683	or city where you	commercial, open land,	a name other than your
2684	own real estate)	etc.)	own, list that name

2685	_____	_____	_____
2686	_____	_____	_____
2687	_____	_____	_____
2688	_____	_____	_____
2689	_____	_____	_____
2690	_____	_____	_____

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**SCHEDULE I - REAL ESTATE CONTRACTS WITH STATE GOVERNMENTAL AGENCIES.**

2691 List all contracts, whether pending or completed within the past six months, with a state  
 2692 governmental agency for the sale or exchange of real estate in which you or a member of your  
 2693 immediate family holds an interest, including a corporate, partnership or trust interest, option, easement,  
 2694 or land contract, valued at more than \$10,000. List all contracts with a state governmental agency for  
 2695 the lease of real estate in which you or a member of your immediate family holds such an interest  
 2696 valued at more than \$1,000. This requirement to disclose an interest in a lease does not apply to an  
 2697 interest derived through an ownership interest in a business unless the ownership interest exceeds three  
 2698 percent of the total equity of the business.  
 2699

2700 \_\_\_\_\_

2701 \_\_\_\_\_

2702 \_\_\_\_\_

2703 List your real  
 2704 estate interest and  
 2705 the person or entity,  
 2706 including the type of  
 2707 entity, which is  
 2708 party to the contract.

2709 Describe any		State the annual
2710 management role and		income from the
2711 the percentage	List each	contract, and the
2712 ownership interest	governmental agency	amount, if any, of
2713 you or your immediate	which is a party to	income you or any
2714 family member has in	the contract and	immediate family
2715 the real estate	indicate the county	member derives
2716 or entity.	or city where the	annually from
	real estate is located.	the contract.

2717 \_\_\_\_\_

2718 \_\_\_\_\_

2719 \_\_\_\_\_

2720 \_\_\_\_\_

2721 \_\_\_\_\_

2722 \_\_\_\_\_

2723 B. Any legislator who *knowingly and intentionally* makes a ~~knowing misstatement~~ *false statement* of  
 2724 a material fact on the Statement of Economic Interests *is guilty of a Class 5 felony and* shall be subject  
 2725 to disciplinary action for such violations by the house in which the legislator sits.

2726 C. The Statement of Economic Interests of all members of each house shall be reviewed by the  
 2727 Council. If a legislator's Statement is found to be inadequate as filed, the legislator shall be notified in  
 2728 writing and directed to file an amended Statement correcting the indicated deficiencies, and a time shall  
 2729 be set within which such amendment shall be filed. If the Statement of Economic Interests, in either its  
 2730 original or amended form, is found to be adequate as filed, the legislator's filing shall be deemed in full  
 2731 compliance with this section as to the information disclosed thereon.

2732 D. Ten percent of the membership of a house, on the basis of newly discovered facts, may in writing  
 2733 request the house in which those members sit, in accordance with the rules of that house, to review the  
 2734 Statement of Economic Interests of another member of that house in order to determine the adequacy of  
 2735 his filing. In accordance with the rules of each house, each Statement of Economic Interests shall be  
 2736 promptly reviewed, the adequacy of the filing determined, and notice given in writing to the legislator  
 2737 whose Statement is in issue. Should it be determined that the Statement requires correction,  
 2738 augmentation or revision, the legislator involved shall be directed to make the changes required within  
 2739 such time as shall be set under the rules of each house.

2740 If a legislator, after having been notified in writing in accordance with the rules of the house in  
 2741 which he sits that his Statement is inadequate as filed, fails to amend his Statement so as to come into  
 2742 compliance within the time limit set, he shall be subject to disciplinary action by the house in which he  
 2743 sits. No legislator shall vote on any question relating to his own Statement.

2744 **§ 30-124. Advisory opinions.**

2745 A legislator shall not be prosecuted or disciplined for a violation of this chapter if his alleged  
2746 violation resulted from his good faith reliance on a written opinion of a committee on standards of  
2747 conduct established pursuant to § 30-120, an opinion of the Attorney General as provided in § 30-122,  
2748 or a formal opinion of the Virginia Conflict of Interest and Ethics Advisory Council established pursuant  
2749 to § 30-355, and the opinion was made after his full disclosure of the facts *regardless of whether such*  
2750 *opinion is later withdrawn provided the alleged violation occurred prior to the withdrawal of the*  
2751 *opinion.*

2752 **§ 30-126. Civil penalty from violation of this chapter.**

2753 A. In addition to any other fine or penalty provided by law, any money or other thing of value  
2754 derived by a legislator from a violation of §§ 30-103 through 30-108 shall be forfeited and, in the event  
2755 of a knowing violation, there may also be imposed a civil penalty in an amount equal to the amount of  
2756 money or thing of value forfeited to the Commonwealth. If the thing of value received by the legislator  
2757 in violation of this chapter should enhance in value between the time of the violation and the time of  
2758 discovery of the violation, the greater value shall determine the amount of the civil penalty.

2759 B. *A legislator who fails to file the disclosure form required by § 30-111 within the time period*  
2760 *prescribed shall be assessed a civil penalty in an amount equal to \$250. The Council shall notify the*  
2761 *Attorney General of any legislator's failure to file the required form within 30 days of the deadline for*  
2762 *filing and the Attorney General shall assess and collect the civil penalty. All civil penalties collected*  
2763 *pursuant to this subsection shall be deposited into the general fund and used exclusively to fund the*  
2764 *Council.*

2765 **§ 30-355. Virginia Conflict of Interest and Ethics Advisory Council; membership; terms;**  
2766 **quorum; expenses.**

2767 A. The Virginia Conflict of Interest and Ethics Advisory Council (the Council) is hereby created as  
2768 an advisory council in the legislative branch to encourage and facilitate compliance with the State and  
2769 Local Government Conflict of Interests Act (§ 2.2-3100 et seq.) and the General Assembly Conflicts of  
2770 Interests Act (§ 30-100 et seq.) (hereafter the Acts) and the lobbying laws in Article 3 (§ 2.2-418 et  
2771 seq.) of Chapter 4 of Title 2.2 (hereafter Article 3).

2772 B. The Council shall consist of ~~four~~ *nine* members as follows: ~~four~~ *three* members appointed by the  
2773 Speaker of the House of Delegates, ~~one~~ *two* of whom shall be a ~~member~~ *members* of the House of  
2774 Delegates; ~~and one of whom shall be a former member of the House of Delegates, and two of whom~~  
2775 ~~shall be nonlegislative citizen members retired judge of a court of record; four~~ *three* members appointed  
2776 by the Senate Committee on Rules, ~~one~~ *two* of whom shall be a ~~member~~ *members* of the Senate, ~~and~~  
2777 ~~one of whom shall be a former member of the Senate, and two of whom shall be nonlegislative citizen~~  
2778 ~~members retired judge of a court of record; four~~ *and three* members appointed by the Governor, ~~two~~  
2779 ~~one of whom shall be executive branch employees and two of whom shall be nonlegislative citizen~~  
2780 ~~members; one member designated by the Attorney General; one member appointed by the Senate~~  
2781 ~~Committee on Rules a retired judge of a court of record, one of whom shall be appointed from a list of~~  
2782 ~~three nominees submitted by the Virginia Association of Counties; and one member appointed by the~~  
2783 ~~Speaker of the House of Delegates of whom shall be appointed from a list of three nominees submitted~~  
2784 ~~by the Virginia Municipal League. In the appointment to the Council of members of the House of~~  
2785 ~~Delegates made by the Speaker and members of the Senate made by the Senate Committee on Rules,~~  
2786 ~~equal representation shall be given to each of the political parties having the highest and next highest~~  
2787 ~~number of members elected to their respective body. All members of the Council are subject to~~  
2788 ~~confirmation by the General Assembly by a majority vote in each house of (i) the members present of~~  
2789 ~~the majority party and (ii) the members present of the minority party.~~

2790 C. All appointments following the initial staggering of terms shall be for terms of four years, except  
2791 that appointments to fill vacancies shall be for the unexpired terms in the same manner as the original  
2792 appointment. No nonlegislative citizen member shall be eligible to serve for more than two successive  
2793 four-year terms. However, after the expiration of a term of three years or less, or after the expiration of  
2794 the remainder of a term to which appointed to fill a vacancy, two additional terms may be served by  
2795 such member if appointed thereto. Legislative members and other state government officials shall serve  
2796 terms coincident with their terms of office. Legislative members may be reappointed for successive  
2797 terms.

2798 D. The members of the Council shall elect from among their membership a chairman and a  
2799 vice-chairman for two-year terms. The chairman and vice-chairman may not succeed themselves to the  
2800 same position. The Council shall hold meetings quarterly or upon the call of the chairman. A majority  
2801 of the Council *appointed* shall constitute a quorum.

2802 E. Members of the Council shall receive no compensation for their services but shall be reimbursed  
2803 for all reasonable and necessary expenses incurred in the performance of their duties as provided in  
2804 §§ 2.2-2813, 2.2-2825, and 30-19.12, as appropriate. Funding for expenses of the members shall be

2805 provided from existing appropriations to the Council.

2806 **§ 30-356. Powers and duties of the Council.**

2807 The Council shall:

2808 1. Review all disclosure forms filed by lobbyists pursuant to Article 3 and by state and local  
 2809 government officers and employees and legislators pursuant to the Acts. The Council ~~shall~~ *may* review  
 2810 all disclosure forms for completeness, ~~which shall include~~ *including* reviewing the information contained  
 2811 on the face of the form to determine if the disclosure form has been fully completed and comparing the  
 2812 disclosures contained in any disclosure form filed by a lobbyist pursuant to § 2.2-426 with other  
 2813 disclosure forms filed with the Council, and ~~be followed by requests for~~ *requesting any* amendments to  
 2814 ensure the completeness of and correction of errors in the forms, if necessary. *If a disclosure form is*  
 2815 *found to have not been filed or to have been incomplete as filed, the Council shall notify the filer in*  
 2816 *writing and direct the filer to file a completed disclosure form within a prescribed period of time, and*  
 2817 *such notification shall be confidential and is excluded from the provisions of the Virginia Freedom of*  
 2818 *Information Act (§ 2.2-3700 et seq.);*

2819 2. ~~Accept any~~ *Require all* disclosure forms ~~by computer or electronic means to be filed electronically~~  
 2820 *in accordance with the standards approved by the Council and using software meeting standards*  
 2821 *approved by it. The Council shall provide software or electronic access for filing the required disclosure*  
 2822 *forms to all filers without charge and may. The Council shall* prescribe the method of execution and  
 2823 certification of electronically filed forms, including the use of an electronic signature as authorized by  
 2824 the Uniform Electronic Transactions Act (§ 59.1-479 et seq.); ~~and the procedures for receiving forms in~~  
 2825 ~~the office of the Council;~~

2826 3. *Accept and review any statement received from a filer disputing the receipt by such filer of a gift*  
 2827 *that has been disclosed on the form filed by a lobbyist pursuant to Article 3;*

2828 4. Beginning July 1, ~~2015~~ *2016*, establish and maintain a searchable electronic database comprising  
 2829 disclosure forms filed pursuant to §§ 2.2-426, 2.2-3117, 2.2-3118, and 30-111. Such database shall be  
 2830 available to the public through the Council's official website;

2831 4. 5. Furnish, upon request, formal advisory opinions or guidelines and other appropriate information,  
 2832 including informal advice, regarding ethics ~~and~~, conflicts issues arising under Article 3 or the Acts, *or a*  
 2833 *person's duties under Article 3 or the Acts* to any person *covered by Article 3 or the Acts* or to any  
 2834 agency of state or local government, in an expeditious manner. *The Council may authorize a designee to*  
 2835 *furnish formal opinions or informal advice. Formal advisory opinions are public record and shall be*  
 2836 *published on the Council's website; however, no formal advisory opinion furnished by a designee of the*  
 2837 *Council shall be published until such opinion has been approved by the Council. Published formal*  
 2838 *advisory opinions may have such deletions and changes as may be necessary to protect the identity of*  
 2839 *the person involved. Informal advice given by the Council or the Council's designee is confidential,*  
 2840 *protected by the attorney-client privilege, and is excluded from the provisions of the Virginia Freedom*  
 2841 *of Information Act (§ 2.2-3700 et seq.);*

2842 5- 6. Conduct training seminars and educational programs for lobbyists, state and local government  
 2843 officers and employees ~~and~~, legislators, and other interested persons on the requirements of Article 3 and  
 2844 the Acts and provide ethics orientation sessions for legislators in compliance with Article 6 (§ 30-129.1  
 2845 et seq.) of Chapter 13;

2846 6- 7. Approve orientation courses conducted pursuant to § 2.2-3128 and, upon request, review the  
 2847 educational materials and approve any training or course on the requirements of Article 3 and the Acts  
 2848 conducted for state and local government officers and employees;

2849 7- 8. Publish such educational materials as it deems appropriate on the provisions of Article 3 and  
 2850 the Acts;

2851 8- 9. Review actions taken in the General Assembly with respect to the discipline of its members for  
 2852 the purpose of offering nonbinding advice;

2853 9- 10. Request from any agency of state or local government such assistance, services, and  
 2854 information as will enable the Council to effectively carry out its responsibilities. Information provided  
 2855 to the Council by an agency of state or local government shall not be released to any other party unless  
 2856 authorized by such agency; ~~and~~

2857 11. *Redact from any document or form that is to be made available to the public any residential*  
 2858 *address, personal telephone number, or signature contained on that document or form; and*

2859 10- 12. Report on or before December 1 of each year on its activities and findings regarding Article  
 2860 3 and the Acts, including recommendations for changes in the laws, to the General Assembly and the  
 2861 Governor. The annual report shall be submitted by the chairman as provided in the procedures of the  
 2862 Division of Legislative Automated Systems for the processing of legislative documents and reports and  
 2863 shall be published as a state document.

2864 **§ 30-356.1. Request for approval for certain travel.**

2865 A. *The Council shall receive and review a request for the approval of travel submitted by a person*

2866 required to file the disclosure form prescribed in § 2.2-3117 or 30-111 to accept any travel-related  
 2867 transportation, lodging, hospitality, food or beverage, or other thing of value that has a value exceeding  
 2868 \$100 where such approval is required pursuant to subsection G of § 2.2-3103.1 or subsection F of  
 2869 § 30-103.1. A request for the approval of travel shall not be required for the following, but such travel  
 2870 shall be disclosed as may be required by the Acts:

2871 1. Travel disclosed pursuant to the Campaign Finance Disclosure Act (§ 24.2-945 et seq.);  
 2872 2. Travel paid for or provided by the government of the United States, any of its territories, or any  
 2873 state or any political subdivision of such state;

2874 3. Travel provided to facilitate attendance by a legislator at a regular or special session of the  
 2875 General Assembly, a meeting of a legislative committee or commission, or a national conference where  
 2876 attendance is approved by the House or Senate Committee on Rules; or

2877 4. Travel related to an official meeting of the Commonwealth, its political subdivisions, or any  
 2878 board, commission, authority, or other entity, or any charitable organization established pursuant to  
 2879 § 501(c)(3) of the Internal Revenue Code affiliated with such entity, to which such person has been  
 2880 appointed or elected or is a member by virtue of his office or employment.

2881 B. When reviewing a request for the approval of travel, the Council shall consider the purpose of the  
 2882 travel as it relates to the official duties of the requester. The Council shall approve any request for  
 2883 travel that bears a reasonable relationship between the purpose of the travel and the official duties of  
 2884 the requester. Such travel shall include any meeting, conference, or other event (i) composed primarily  
 2885 of public officials, (ii) at which public policy related to the duties of the requester will be discussed in a  
 2886 substantial manner, (iii) reasonably expected to educate the requester on issues relevant to his official  
 2887 duties or to enhance the requester's knowledge and skills relative to his official duties, or (iv) at which  
 2888 the requester has been invited to speak regarding matters reasonably related to the requester's official  
 2889 duties.

2890 C. The Council shall not approve any travel requests that bear no reasonable relationship between  
 2891 the purpose of the proposed travel and the official duties of the requestor. In making such  
 2892 determination, the Council shall consider the duration of travel, the destination of travel, the estimated  
 2893 value of travel, and any previous or recurring travel.

2894 D. Within five business days of receipt of a request for the approval of travel, the Council shall  
 2895 grant or deny the request, unless additional information has been requested. If additional information  
 2896 has been requested, the Council shall grant or deny the request for the approval within five business  
 2897 days of receipt of such information. If the Council has not granted or denied the request for approval of  
 2898 travel or requested additional information within such five-day period, such travel shall be deemed to  
 2899 have been approved by the Council. Nothing in this subsection shall preclude a person from amending  
 2900 or resubmitting a request for the approval of travel. The Council may authorize a designee to review  
 2901 and grant or deny requests for the approval of travel.

2902 E. A request for the approval of travel shall be on a form prescribed by the Council and made  
 2903 available on its website. Such form may be submitted by electronic means, facsimile, in-person  
 2904 submission, or mail or commercial mail delivery.

2905 F. No person shall be prosecuted, assessed a civil penalty, or otherwise disciplined for acceptance of  
 2906 a travel-related thing of value if he accepted the travel-related thing of value after receiving approval  
 2907 under this section, regardless of whether such approval is later withdrawn provided the travel occurred  
 2908 prior to the withdrawal of the opinion.

2909 **§ 30-357. Staff.**

2910 Staff assistance to the Council shall be provided by the Division of Legislative Services. Staff shall  
 2911 perform those duties assigned to it by the Council, including those duties enumerated in § 30-356. *The*  
 2912 *Division of Legislative Services shall employ an executive director, who shall be subject to the*  
 2913 *confirmation of the Joint Committee on Rules.*

2914 **2. That the provisions of this act requiring that the disclosure forms prescribed by §§ 2.2-426,**  
 2915 **2.2-3117, 2.2-3118, and 30-111 of the Code of Virginia be submitted electronically with the**  
 2916 **Virginia Conflict of Interest and Ethics Advisory Council shall become effective on July 1, 2016.**

2917 **3. That the Virginia Conflict of Interest and Ethics Advisory Council shall review the current**  
 2918 **statutory disclosure forms located at §§ 2.2-426, 2.2-3117, 2.2-3118, and 30-111 of the Code of**  
 2919 **Virginia and make recommendations for the revision of such forms consistent with the provisions**  
 2920 **of this act. The Council shall submit its recommendations to the General Assembly on or before**  
 2921 **November 15, 2016.**

2922 **4. That the provisions of this act shall become effective on January 1, 2016.**

2923 **5. That the provisions of this act may result in a net increase in periods of imprisonment or**  
 2924 **commitment. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation cannot**  
 2925 **be determined for periods of imprisonment in state adult correctional facilities; therefore, Chapter**  
 2926 **2 of the Acts of Assembly of 2014, Special Session I, requires the Virginia Criminal Sentencing**

**2927 Commission to assign a minimum fiscal impact of \$50,000. Pursuant to § 30-19.1:4, the estimated**  
**2928 amount of the necessary appropriation cannot be determined for periods of commitment to the**  
**2929 custody of the Department of Juvenile Justice.**