

060397148

HOUSE BILL NO. 972

House Amendments in [] - February 7, 2006

A *BILL to amend and reenact §§ 2.2-419, 2.2-3103, 2.2-3117, 19.2-8, 24.2-101, 24.2-405, 24.2-622, 24.2-676, 24.2-680, 30-103, 30-111, and 30-127 of the Code of Virginia; to amend the Code of Virginia by adding in Title 24.2 a chapter numbered 9.3, consisting of sections numbered 24.2-945 through 24.2-953.4, a chapter numbered 9.4, consisting of a section numbered 24.2-954, and a chapter numbered 9.5, consisting of sections numbered 24.2-955 through 24.2-959.1; and to repeal § 24.2-503.1 of the Code of Virginia, Chapter 9 (§§ 24.2-900 through 24.2-930), Chapter 9.1 (§ 24.2-940), and Chapter 9.2 (§§ 24.2-941 through 24.2-944) of Title 24.2 of the Code of Virginia, and §§ 24.2-1013 and 24.2-1014.1 of the Code of Virginia, relating to enactment of the Campaign Finance Disclosure Act of 2006 and provisions on campaign fundraising during legislative sessions and political campaign advertisements, to the reorganization and clarification of such provisions, and to amendments to cross-references to such provisions.*

Patron Prior to Engrossment—Delegate Jones, S.C.

Referred to Committee on Privileges and Elections

Be it enacted by the General Assembly of Virginia:

1. That §§ 2.2-419, 2.2-3103, 2.2-3117, 19.2-8, 24.2-101, 24.2-405, 24.2-622, 24.2-676, 24.2-680, 30-103, 30-111, and 30-127 of the Code of Virginia are amended and reenacted and that the Code of Virginia is amended by adding in Title 24.2 a chapter numbered 9.3, consisting of sections numbered 24.2-945 through 24.2-953.4, a chapter numbered 9.4, consisting of a section numbered 24.2-954, and a chapter numbered 9.5, consisting of sections numbered 24.2-955 through 24.2-959.1, as follows:

§ 2.2-419. Definitions.

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

"Anything of value" means:

1. A pecuniary item, including money, or a bank bill or note;
 2. A promissory note, bill of exchange, order, draft, warrant, check, or bond given for the payment of money;
 3. A contract, agreement, promise, or other obligation for an advance, conveyance, forgiveness of indebtedness, deposit, distribution, loan, payment, gift, pledge, or transfer of money;
 4. A stock, bond, note, or other investment interest in an entity;
 5. A receipt given for the payment of money or other property;
 6. A right in action;
 7. A gift, tangible good, chattel, or an interest in a gift, tangible good, or chattel;
 8. A loan or forgiveness of indebtedness;
 9. A work of art, antique, or collectible;
 10. An automobile or other means of personal transportation;
 11. Real property or an interest in real property, including title to realty, a fee simple or partial interest, present or future, contingent or vested within realty, a leasehold interest, or other beneficial interest in realty;
 12. An honorarium or compensation for services;
 13. A rebate or discount in the price of anything of value unless the rebate or discount is made in the ordinary course of business to a member of the public without regard to that person's status as an executive or legislative official, or the sale or trade of something for reasonable compensation that would ordinarily not be available to a member of the public;
 14. A promise or offer of employment; or
 15. Any other thing of value that is pecuniary or compensatory in value to a person.
- "Anything of value" does not mean a campaign contribution properly received and reported pursuant to Chapter 9 (§ 24.2-900 et seq.) Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2.
- "Compensation" means:
1. An advance, conveyance, forgiveness of indebtedness, deposit, distribution, loan, payment, gift, pledge, or transfer of money or anything of value; or
 2. A contract, agreement, promise or other obligation for an advance, conveyance, forgiveness of indebtedness, deposit, distribution, loan, payment, gift, pledge, or transfer of money or anything of value, for services rendered or to be rendered.
- "Compensation" does not mean reimbursement of expenses if the reimbursement does not exceed the

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59 amount actually expended for the expenses and it is substantiated by an itemization of expenses.

60 "Executive action" means the proposal, drafting, development, consideration, amendment, adoption,
61 approval, promulgation, issuance, modification, rejection, or postponement by an executive agency or
62 official of legislation or executive orders issued by the Governor.

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

66 "Executive official" means:

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

76 "Expenditure" means:

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

93 "Expenditure" does not mean a campaign contribution properly received and reported pursuant to
94 Chapter 9 (§ 24.2-900 et seq.) Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2.

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

97 "Gift" does not mean:

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

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

109 "Legislative action" means:

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

118 "Legislative official" means:

- 119 1. A member or member-elect of the General Assembly;
- 120 2. A member of a committee, subcommittee, commission or other entity established by and

responsible to the General Assembly or either house of the General Assembly; or

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

"Lobbying" means:

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

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

"Lobbying" does not mean:

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

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

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

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

"Lobbyist" means:

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

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

3. A local government employee who lobbies.

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

"Local government" means:

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

2. Any school division;

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

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

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

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

"Value" means the retail cost or fair market worth of an item or items, whichever is greater.

§ 2.2-3103. Prohibited conduct.

No officer or employee of a state or local governmental or advisory agency shall:

1. Solicit or accept money or other thing of value for services performed within the scope of his official duties, except the compensation, expenses or other remuneration paid by the agency of which he is an officer or employee. This prohibition shall not apply to the acceptance of special benefits that may be authorized by law;

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

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

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

5. Accept any money, loan, gift, favor, service, or business or professional opportunity that reasonably tends to influence him in the performance of his official duties. This subdivision shall not apply to any political contribution actually used for political campaign or constituent service purposes and reported as required by ~~Chapter 9 (§ 24.2-900 et seq.)~~ Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2;

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

7. Accept any honoraria for any appearance, speech, or article in which the officer or employee provides expertise or opinions related to the performance of his official duties. The term "honoraria" shall not include any payment for or reimbursement to such person for his actual travel, lodging, or

182 subsistence expenses incurred in connection with such appearance, speech, or article or in the alternative
183 a payment of money or anything of value not in excess of the per diem deduction allowable under § 162
184 of the Internal Revenue Code, as amended from time to time. The prohibition in this subdivision shall
185 apply only to the Governor, Lieutenant Governor, Attorney General, Governor's Secretaries, and heads
186 of departments of state government;

187 8. Accept a gift from a person who has interests that may be substantially affected by the
188 performance of the officer's or employee's official duties under circumstances where the timing and
189 nature of the gift would cause a reasonable person to question the officer's or employee's impartiality in
190 the matter affecting the donor. Violations of this subdivision shall not be subject to criminal law
191 penalties; or

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

194 § 2.2-3117. Disclosure form.

195 The disclosure form to be used for filings required by § 2.2-3114 A and D, and § 2.2-3115 A and D
196 shall be substantially as follows:

197
198 STATEMENT OF ECONOMIC INTERESTS.
199

200 Name
201 Office or position held or sought
202 Home address
203 Names of members of immediate family

204
205 DEFINITIONS AND EXPLANATORY MATERIAL.
206

207 "Immediate family" means (i) a spouse and (ii) any other person residing in the same household as
208 the officer or employee, who is a dependent of the officer or employee or of whom the officer or
209 employee is a dependent.

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

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

215 "Close financial association" does not mean an association based on the receipt of retirement benefits
216 or deferred compensation from a business by which the person filing this statement is no longer
217 employed. "Close financial association" does not include an association based on the receipt of
218 compensation for work performed by the person filing as an independent contractor of a business that
219 represents an entity before any state governmental agency when the person filing has had no
220 communications with the state governmental agency.

221 "Gift" means any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item
222 having monetary value. It includes services as well as gifts of transportation, local travel, lodgings and
223 meals, whether provided in-kind, by purchase of a ticket, payment in advance or reimbursement after the
224 expense has been incurred. "Gift" shall not include any offer of a ticket or other admission or pass
225 unless the ticket, admission, or pass is used. "Gift" shall not include honorary degrees and presents from
226 relatives. "Relative" means the donee's spouse, child, uncle, aunt, niece, or nephew; a person to whom
227 the donee is engaged to be married; the donee's or his spouse's parent, grandparent, grandchild, brother,
228 or sister; or the donee's brother's or sister's spouse.

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

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

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

239 You may attach additional explanatory information.

240 1. Offices and Directorships.

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

- 243 EITHER check NO / / OR check YES / / and complete Schedule A.
- 244 2. Personal Liabilities.
- 245 Do you or a member of your immediate family owe more than \$10,000 to any
- 246 one creditor including contingent liabilities? (Exclude debts to any
- 247 government and loans secured by recorded liens on property at least
- 248 equal in value to the loan.)
- 249 EITHER check NO / / OR check YES / / and complete Schedule B.
- 250 3. Securities.
- 251 Do you or a member of your immediate family, directly or indirectly,
- 252 separately or together, own securities valued in excess of \$10,000
- 253 invested in one business? Account for mutual funds, limited partnerships
- 254 and trusts.
- 255 EITHER check NO / / OR check YES / / and complete Schedule C.
- 256 4. Payments for Talks, Meetings, and Publications.
- 257 During the past 12 months did you receive lodging, transportation,
- 258 money, or anything else of value with a combined value exceeding \$200
- 259 for a single talk, meeting, or published work in your capacity as an
- 260 officer or employee of your agency?
- 261 EITHER check NO / / OR check YES / / and complete Schedule D.
- 262 5. Gifts.
- 263 During the past 12 months did a business, government, or individual
- 264 other than a relative or personal friend (i) furnish you with any gift
- 265 or entertainment at a single event, and the value received by you
- 266 exceeded \$50 in value or (ii) furnish you with gifts or entertainment in
- 267 any combination and the value received by you exceeded \$100 in total
- 268 value; and for which you neither paid nor rendered services in exchange?
- 269 Account for entertainment events only if the average value per person
- 270 attending the event exceeded \$50 in value. Account for all business
- 271 entertainment (except if related to your private profession or
- 272 occupation) even if unrelated to your official duties.
- 273 EITHER check NO / / OR check YES / / and complete Schedule E.
- 274 6. Salary and Wages.
- 275 List each employer that pays you or a member of your immediate family
- 276 salary or wages in excess of \$10,000 annually. (Exclude state or local
- 277 government or advisory agencies.)
- 278 If no reportable salary or wages, check here / /.
- 279
- 280
- 281
- 282 7. Business Interests.
- 283 Do you or a member of your immediate family, separately or together,
- 284 operate your own business, or own or control an interest in excess of
- 285 \$10,000 in a business?
- 286 EITHER check NO / / OR check YES / / and complete Schedule F.
- 287 8. Payments for Representation and Other Services.
- 288 8A. Did you represent any businesses before any state governmental agencies,
- 289 excluding courts or judges, for which you received total compensation
- 290 during the past 12 months in excess of \$1,000, excluding compensation
- 291 for other services to such businesses and representation consisting
- 292 solely of the filing of mandatory papers and subsequent representation
- 293 regarding the mandatory papers? (Officers and employees of local
- 294 governmental and advisory agencies do NOT need to answer this question
- 295 or complete Schedule G-1.)
- 296 EITHER check NO / / OR check YES / / and complete Schedule G-1.
- 297 8B. Subject to the same exceptions as in 8A, did persons with whom you have
- 298 a close financial association (partners, associates or others) represent

299 any businesses before any state governmental agency for which total
300 compensation was received during the past 12 months in excess of \$1,000?
301 (Officers and employees of local governmental and advisory agencies do
302 NOT need to answer this question or complete Schedule G-2.)
303 EITHER check NO / / OR check YES / / and complete Schedule G-2.
304 8C. Did you or persons with whom you have a close financial association
305 furnish services to businesses operating in Virginia for which total
306 compensation in excess of \$1,000 was received during the past 12 months?
307 EITHER check NO / / OR check YES / / and complete Schedule G-3.
308 9. Real Estate.
309 9A. State Officers and Employees.
310 Do you or a member of your immediate family hold an interest, including
311 a partnership interest, valued at \$10,000 or more in real property
312 (other than your principal residence) for which you have not already
313 listed the full address on Schedule F? Account for real estate held in
314 trust.
315 EITHER check NO / / OR check YES / / and complete Schedule H-1.
316 9B. Local Officers and Employees.
317 Do you or a member of your immediate family hold an interest, including
318 a partnership interest, valued at \$10,000 or more in real property
319 located in the county, city or town in which you serve or in a county,
320 city or town contiguous to the county, city or town in which you serve
321 (other than your principal residence) for which you have not already
322 listed the full address on Schedule F? Account for real estate held in
323 trust.
324 EITHER check NO / / OR check YES / / and complete Schedule H-2.
325 10. Real Estate Contracts with Governmental Agencies.
326 Do you or a member of your immediate family hold an interest valued at
327 more than \$10,000 in real estate, including a corporate, partnership, or
328 trust interest, option, easement, or land contract, which real estate is
329 the subject of a contract, whether pending or completed within the past
330 12 months, with a governmental agency? If the real estate contract
331 provides for the leasing of the property to a governmental agency, do
332 you or a member of your immediate family hold an interest in the real
333 estate valued at more than \$1,000? Account for all such contracts
334 whether or not your interest is reported in Schedule F, H-1, or H-2.
335 This requirement to disclose an interest in a lease does not apply to an
336 interest derived through an ownership interest in a business unless the
337 ownership interest exceeds three percent of the total equity of the
338 business.
339 EITHER check NO / / OR check YES / / and complete Schedule I.
340 Statements of Economic Interests are open for public inspection.

341 AFFIRMATION BY ALL FILERS.

342 I swear or affirm that the foregoing information is full, true and correct
343 to the best of my knowledge.
344 Signature
345 Commonwealth of Virginia
346 of to wit:
347 The foregoing disclosure form was acknowledged before me
348 This day of, 20. . . , by
349 Notary Public
350 My commission expires
351 (Return only if needed to complete Statement.)

352 SCHEDULES

To
STATEMENT OF ECONOMIC INTERESTS.

NAME

SCHEDULE A - OFFICES AND DIRECTORSHIPS.

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

Name of Business	Address of Business	Position Held
-----	-----	-----
-----	-----	-----
-----	-----	-----
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RETURN TO ITEM 2

SCHEDULE B - PERSONAL LIABILITIES.

Report personal liability by checking each category. Report only debts in excess of \$10,000. Do not report debts to any government. Do not report loans secured by recorded liens on property at least equal in value to the loan.

Report contingent liabilities below and indicate which debts are contingent.

1. My personal debts are as follows:

Check appropriate categories	Check one \$10,001 to \$50,000	Check one More than \$50,000
Banks	-----	-----
Savings institutions	-----	-----
Other loan or finance companies	-----	-----
Insurance companies	-----	-----
Stock, commodity or other brokerage companies	-----	-----
Other businesses: (State principal business activity for each creditor.)	-----	-----
-----	-----	-----
-----	-----	-----
Individual creditors: (State principal business or occupation of each creditor.)	-----	-----
-----	-----	-----
-----	-----	-----

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

Check appropriate categories	Check one \$10,001 to \$50,000	Check one More than \$50,000
Banks	-----	-----
Savings institutions	-----	-----
Other loan or finance companies	-----	-----
Insurance companies	-----	-----

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408 Stock, commodity or other brokerage
 409 companies -----
 410 Other businesses:
 411 (State principal business activity
 412 for each creditor.) -----
 413 -----
 414 -----
 415 Individual creditors:
 416 (State principal business or
 417 occupation of each creditor.) -----
 418 -----
 419 -----

RETURN TO ITEM 3

420 SCHEDULE C - SECURITIES.

421 "Securities" INCLUDES stocks, bonds, "Securities" EXCLUDES
 422 mutual funds, limited partnerships, certificates of deposit,
 423 and commodity futures contracts. money market funds, annuity
 424 contracts, and insurance
 425 policies.
 426

427 Identify each business or Virginia governmental entity in which you or a
 428 member of your immediate family, directly or indirectly, separately or
 429 together, own securities valued in excess of \$10,000.
 430

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

436 If no reportable securities, check here / /.

437 -----
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Name of Issuer	Type of Entity	Type of Security (stocks, bonds, mutual funds, etc.)	Check \$10,001 to \$50,000	one More than \$50,000
-----	-----	-----	-----	-----
-----	-----	-----	-----	-----
-----	-----	-----	-----	-----
-----	-----	-----	-----	-----
-----	-----	-----	-----	-----

RETURN TO ITEM 4

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

451 List each source from which you received during the past 12 months
 452 lodging, transportation, money, or any other thing of value (excluding
 453 meals or drinks coincident with a meeting) with combined value exceeding
 454 \$200 for your presentation of a single talk, participation in one
 455 meeting, or publication of a work in your capacity as an officer or
 456 employee of your agency.
 457

458
 459 List payments or reimbursements by an advisory or governmental agency
 460 only for meetings or travel outside the Commonwealth.
 461

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

463 Do not list information about a payment if you returned it within 60
 464 days or if you received it from an employer already listed under Item 6

or from a source of income listed on Schedule F.
If no payment must be listed, check here / /.

Payer	Approximate Value	Circumstances	Type of payment (e.g. honoraria, travel reimburse- ment, etc.)
-----	-----	-----	-----
-----	-----	-----	-----
-----	-----	-----	-----
-----	-----	-----	-----
-----	-----	-----	-----

RETURN TO ITEM 5

SCHEDULE E - GIFTS.

List each business, governmental entity, or individual that, during the past 12 months, (i) furnished you with any gift or entertainment at a single event and the value received by you exceeded \$50 in value, or (ii) furnished you with gifts or entertainment in any combination and the value received by you exceeded \$100 in total value; and for which you neither paid nor rendered services in exchange. List each such gift or event. Do not list entertainment events unless the average value per person attending the event exceeded \$50 in value. Do not list business entertainment related to your private profession or occupation. Do not list gifts or other things of value given by a relative or personal friend for reasons clearly unrelated to your public position. Do not list campaign contributions publicly reported as required by ~~Chapter 9~~ (~~§ 24.2-900 et seq.~~) Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2 of the Code of Virginia.

Name of Business, Organization, or Individual	City or County and State	Gift or Event	Approximate Value
-----	-----	-----	-----
-----	-----	-----	-----
-----	-----	-----	-----
-----	-----	-----	-----
-----	-----	-----	-----

RETURN TO ITEM 6

SCHEDULE F - BUSINESS INTERESTS.

Complete this Schedule for each self-owned or family-owned business (including rental property, a farm, or consulting work), partnership, or corporation in which you or a member of your immediate family, separately or together, own an interest having a value in excess of \$10,000.
If the enterprise is owned or operated under a trade, partnership, or corporate name, list that name; otherwise, merely explain the nature of the enterprise. If rental property is owned or operated under a trade, partnership, or corporate name, list the name only; otherwise, give the address of each property. Account for business interests held in trust.

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521	Name of Business,				Gross income
522	Corporation,				
523	Partnership,		Nature of Enterprise		
524	Farm; Address of	City or County	(farming, law, rental	\$50,000	More than
525	Rental Property	and State	property, etc.)	or less	\$50,000
526	-----	-----	-----	-----	-----
527	-----	-----	-----	-----	-----
528	-----	-----	-----	-----	-----
529	-----	-----	-----	-----	-----
530	-----	-----	-----	-----	-----
531	-----	-----	-----	-----	-----

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

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

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

545 Only STATE officers and employees should complete this Schedule.

546	-----								
547	-----								
548	Amount Received								
549	Name	Type	Pur-	Name	\$1,001	\$10,001	\$50,001	\$100,001	\$250,001
550	of	of	pose	of	to	to	to	to	and over
551	Busi-	Busi-	of	Agen-	\$10,000	\$50,000	\$100,000	\$250,000	
552	ness	ness	Repre-	cy					
553			sentation						
554									
555	-----	-----	-----	-----	-----	-----	-----	-----	-----
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565 SCHEDULE G-2 - PAYMENTS FOR REPRESENTATION BY ASSOCIATES.

566 List the businesses that have been represented before any state
 567 governmental agency, excluding any court or judge, by persons who are
 568 your partners, associates or others with whom you have a close financial
 569 association and who received total compensation in excess of \$1,000 for
 570 such representation during the past 12 months, excluding representation
 571 consisting solely of the filing of mandatory papers and subsequent
 572 representation regarding the mandatory papers filed by your partners,
 573 associates or others with whom you have a close financial association.

574 Identify such businesses by type and also name the state governmental
 575 agencies before which such person appeared on behalf of such businesses.
 576 Only STATE officers and employees should complete this Schedule.

577 -----

586 SCHEDULE G-3 - PAYMENTS FOR SERVICES GENERALLY.
587 Indicate below types of businesses that operate in Virginia to which
588 services were furnished by you or persons with whom you have a close
589 financial association and for which total compensation in excess of
590 \$1,000 was received during the past 12 months.
591 Identify opposite each category of businesses listed below (i) the type
592 of business, (ii) the type of service rendered and (iii) the value by
593 dollar category of the compensation received for all businesses falling
594 within each category.
595 -----
596 -----

								Value of Compensation
		Check	Type					
		if	of					
		ser-	ser-					
		vices	vice					
		were	ren-					
		ren-	dered					
		dered		\$1,001	\$10,001	\$50,001	\$100,001	\$250,001
				to	to	to	to	and
				\$10,000	\$50,000	\$100,000	\$250,000	over
608	Electric utilities	-----	----	-----	-----	-----	-----	-----
609	Gas utilities	-----	----	-----	-----	-----	-----	-----
610	Telephone utilities	-----	----	-----	-----	-----	-----	-----
611	Water utilities	-----	----	-----	-----	-----	-----	-----
612	Cable television							
613	companies	-----	----	-----	-----	-----	-----	-----
614	Interstate							
615	transportation							
616	companies	-----	----	-----	-----	-----	-----	-----
617	Intrastate							
618	transportation							
619	companies	-----	----	-----	-----	-----	-----	-----
620	Oil or gas retail							
621	companies	-----	----	-----	-----	-----	-----	-----
622	Banks	-----	----	-----	-----	-----	-----	-----
623	Savings							
624	institutions	-----	----	-----	-----	-----	-----	-----
625	Loan or finance							
626	companies	-----	----	-----	-----	-----	-----	-----
627	Manufacturing							
628	companies							
629	(state type							
630	of product,							
631	e.g., textile,							
632	furniture, etc.)	-----	----	-----	-----	-----	-----	-----
633	Mining companies	-----	----	-----	-----	-----	-----	-----

634 Life insurance
635 companies -----
636 Casualty insurance
637 companies -----
638 Other insurance
639 companies -----
640 Retail companies -----
641 Beer, wine or
642 liquor companies -----
643 or distributors -----
644 Trade associations -----
645 Professional
646 associations -----
647 Associations of
648 public employees -----
649 or officials -----
650 Counties, cities
651 or towns -----
652 Labor organizations -----
653 Other -----
654 -----
655 -----

RETURN TO ITEM 9

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

659 List real estate other than your principal residence in which you or a
660 member of your immediate family holds an interest, including a
661 partnership interest, option, easement, or land contract, valued at
662 \$10,000 or more. You may list each parcel of real estate individually if
663 you wish.
664 -----
665 -----

666	667	668	669	670	671
	List each location	Describe the type of real	If the real estate is		
	(state, and county	estate you own in each	owned or recorded in		
	or city) where you	location (business, recre-	a name other than		
	own real estate.	ational, apartment, com-	your own, list that		
		mercial, open land, etc.).	name.		

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

683 List real estate located in your county, city, or town, and any
684 contiguous county, city, or town other than your principal residence in
685 which you or a member of your immediate family holds an interest,
686 including a partnership interest, option, easement, or land contract,
687 valued at \$10,000 or more. You may list each parcel of real estate
688 individually if you wish.
689 -----
690 -----

691			
692	List each location	Describe the type of real	If the real estate is
693	(state, and county	estate you own in each	owned or recorded in
694	or city) where you	location (business, recre-	a name other than
695	own real estate.	ational, apartment, com-	your own, list that
696		mercial, open land, etc.).	name.
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RETURN TO ITEM 10

706

707

708 SCHEDULE I - REAL ESTATE CONTRACTS WITH GOVERNMENTAL AGENCIES.

709 List all contracts, whether pending or completed within the past 12

710 months, with a governmental agency for the sale or exchange of real

711 estate in which you or a member of your immediate family holds an

712 interest, including a corporate, partnership or trust interest, option,

713 easement, or land contract, valued at \$10,000 or more. List all

714 contracts with a governmental agency for the lease of real estate in

715 which you or a member of your immediate family holds such an interest

716 valued at \$1,000 or more. This requirement to disclose an interest in a

717 lease does not apply to an interest derived through an ownership

718 interest in a business unless the ownership interest exceeds three

719 percent of the total equity of the business.

720 State officers and employees report contracts with state agencies.

721 Local officers and employees report contracts with local agencies.

722 -----

723 -----

724

725	List your real estate	List each governmental	State the annual
726	interest and the	agency which is a	income from the
727	person or entity,	party to the contract	contract, and the
728	including the type	and indicate the	amount, if any, of
729	of entity, which	county or city where	income you or any
730	is party to	the real estate	immediate family
731	the contract.	is located.	member derives
732	Describe any		annually from the
733	management role and		contract.
734	the percentage		
735	ownership		
736	interest you or your		
737	immediate family		
738	member has in the real		
739	estate or entity.		
740	-----	-----	-----
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747 § 19.2-8. Limitation of prosecutions.

748 A prosecution for a misdemeanor, or any pecuniary fine, forfeiture, penalty or amercement, shall be
749 commenced within one year next after there was cause therefor, except that a prosecution for petit
750 larceny may be commenced within five years, and for an attempt to produce abortion, within two years
751 after commission of the offense.

752 A prosecution for violation of laws governing the placement of children for adoption without a
753 license pursuant to § 63.2-1701 shall be commenced within one year from the date of the filing of the
754 petition for adoption.

755 A prosecution for making a false statement or representation of a material fact knowing it to be false
756 or knowingly failing to disclose a material fact, to obtain or increase any benefit or other payment under
757 the Virginia Unemployment Compensation Act (§ 60.2-100 et seq.) shall be commenced within three
758 years next after the commission of the offense.

759 A prosecution for any violation of § 10.1-1320, 62.1-44.32 (b), 62.1-194.1, or Article 11
760 (§ 62.1-44.34:14 et seq.) of Chapter 3.1 of Title 62.1 that involves the discharge, dumping or emission
761 of any toxic substance as defined in § 32.1-239 shall be commenced within three years next after the
762 commission of the offense.

763 Prosecution of Building Code violations under § 36-106 shall commence within one year of
764 discovery of the offense by the owner or by the building official; provided that such discovery occurs
765 within two years of the date of initial occupancy or use after construction of the building or structure, or
766 the issuance of a certificate of use and occupancy for the building or structure, whichever is later.
767 However, prosecutions under § 36-106 relating to the maintenance of existing buildings or structures as
768 contained in the Uniform Statewide Building Code shall commence within one year of the discovery of
769 the offense.

770 Prosecution of nonfelonious offenses which constitute malfeasance in office shall commence within
771 two years next after the commission of the offense.

772 Prosecution of any violation of § 55-79.87, 55-79.88, 55-79.89, 55-79.90, 55-79.93, 55-79.94,
773 55-79.95, 55-79.103, or any rule adopted under or order issued pursuant to § 55-79.98, shall commence
774 within three years next after the commission of the offense.

775 Prosecution of illegal sales or purchases of wild birds, wild animals and freshwater fish under
776 § 29.1-553 shall commence within three years after commission of the offense.

777 Prosecution of violations under Title 58.1 for offenses involving false or fraudulent statements,
778 documents or returns, or for the offense of willfully attempting in any manner to evade or defeat any
779 tax or the payment thereof, or for the offense of willfully failing to pay any tax, or willfully failing to
780 make any return at the time or times required by law or regulations shall commence within three years
781 next after the commission of the offense, unless a longer period is otherwise prescribed.

782 Prosecution of violations of subsection A or B of § 3.1-796.122 shall commence within five years of
783 the commission of the offense, except violations regarding agricultural animals shall commence within
784 one year of the commission of the offense.

785 A prosecution for a violation of § 18.2-386.1 shall be commenced within five years of the
786 commission of the offense.

787 A prosecution for any violation of the Campaign Finance Disclosure Act (~~§ 24.2-900 et seq.~~),
788 *Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2*, shall commence within one year of the discovery of the
789 offense but in no case more than three years after the date of the commission of the offense.

790 A prosecution of a crime that is punishable as a misdemeanor pursuant to the Virginia Computer
791 Crimes Act (§ 18.2-152.1 et seq.) shall be commenced before the earlier of (i) five years after the
792 commission of the last act in the course of conduct constituting a violation of the article or (ii) one year
793 after the existence of the illegal act and the identity of the offender are discovered by the
794 Commonwealth, by the owner, or by anyone else who is damaged by such violation.

795 Nothing in this section shall be construed to apply to any person fleeing from justice or concealing
796 himself within or without the Commonwealth to avoid arrest or be construed to limit the time within
797 which any prosecution may be commenced for desertion of a spouse or child or for neglect or refusal or
798 failure to provide for the support and maintenance of a spouse or child.

799 § 24.2-101. Definitions.

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

801 "Candidate" means a person who seeks or campaigns for an office of the Commonwealth or one of
802 its governmental units in a general, primary, or special election and who is qualified to have his name
803 placed on the ballot for the office. "Candidate" shall include a person who seeks the nomination of a
804 political party or who, by reason of receiving the nomination of a political party for election to an
805 office, is referred to as its nominee. For the purposes of Chapters 8 (§ 24.2-800 et seq.), 9 (~~§ 24.2-900 et~~
806 ~~seq.~~), and 9.2 (~~§ 24.2-941 et seq.~~) 9.3 (§ 24.2-945 et seq.), and 9.5 (§ 24.2-955 et seq.), "candidate" shall
807 include any write-in candidate. However, no write-in candidate who has received less than 15 percent of
808 the votes cast for the office shall be eligible to initiate an election contest pursuant to Article 2

809 (§ 24.2-803 et seq.) of Chapter 8. For the purposes of Chapters 9 (~~§ 24.2-900 et seq.~~) and 9.2
 810 (~~§ 24.2-941 et seq.~~) 9.3 (§ 24.2-945 et seq.) and 9.5 (§ 24.2-955 et seq.), "candidate" shall include any
 811 person who raises or spends funds in order to seek or campaign for an office of the Commonwealth,
 812 excluding federal offices, or one of its governmental units in a party nomination process or general,
 813 primary, or special election; and such person shall be considered a candidate until a final report is filed
 814 pursuant to Article 4 (~~§ 24.2-914 et seq.~~) of Chapter 9 Article 3 (§ 24.2-947 et seq.) of Chapter 9.3.

815 "Central absentee voter precinct" means a precinct established by a county or city pursuant to
 816 § 24.2-712 for the processing of absentee ballots for the county or city or any combination of precincts
 817 within the county or city.

818 "Constitutional office" or "constitutional officer" means a county or city office or officer referred to
 819 in Article VII, Section 4 of the Constitution of Virginia: clerk of the circuit court, attorney for the
 820 Commonwealth, sheriff, commissioner of the revenue, and treasurer.

821 "Election" means a general, primary, or special election.

822 "Election district" means the territory designated by proper authority or by law which is represented
 823 by an official elected by the people, including the Commonwealth, a congressional district, a General
 824 Assembly district, or a district for the election of an official of a county, city, town, or other
 825 governmental unit.

826 "Electoral board" or "local electoral board" means a board appointed pursuant to § 24.2-106 to
 827 administer elections for a county or city. The electoral board of the county in which a town or the
 828 greater part of a town is located shall administer the town's elections.

829 "General election" means an election held in the Commonwealth on the Tuesday after the first
 830 Monday in November or on the first Tuesday in May for the purpose of filling offices regularly
 831 scheduled by law to be filled at those times.

832 "Officer of election" means a person appointed by an electoral board pursuant to § 24.2-115 to serve
 833 at a polling place for any election.

834 "Party" or "political party" means an organization of citizens of the Commonwealth which, at either
 835 of the two preceding statewide general elections, received at least 10 percent of the total vote cast for
 836 any statewide office filled in that election. The organization shall have a state central committee and an
 837 office of elected state chairman which have been continually in existence for the six months preceding
 838 the filing of a nominee for any office.

839 "Polling place" means the one place provided for each precinct at which the qualified voters who are
 840 residents of the precinct may vote.

841 "Precinct" means the territory designated by the governing body of a county, city, or town to be
 842 served by one polling place.

843 "Primary" or "primary election" means an election held for the purpose of selecting a candidate to be
 844 the nominee of a political party for election to office.

845 "Qualified voter" means a person who is entitled to vote pursuant to the Constitution of Virginia and
 846 who is (i) 18 years of age, (ii) a resident of the Commonwealth and of the precinct in which he offers
 847 to vote, and (iii) registered to vote. No person who has been convicted of a felony shall be a qualified
 848 voter unless his civil rights have been restored by the Governor or other appropriate authority. No
 849 person adjudicated incapacitated shall be a qualified voter unless his capacity has been reestablished as
 850 provided by law.

851 "Qualified voter in a town" means a person who is a resident within the corporate boundaries of the
 852 town in which he offers to vote, duly registered in the county of his residence, and otherwise a qualified
 853 voter.

854 "Referendum" means any election held pursuant to law to submit a question to the voters for
 855 approval or rejection.

856 "Registered voter" means any person who is maintained on the Virginia voter registration system. All
 857 registered voters shall be maintained on the Virginia voter registration system with active status unless
 858 assigned to inactive status by a general registrar in accordance with Chapter 4 (§ 24.2-400 et seq.). For
 859 purposes of applying the precinct size requirements of § 24.2-307, calculating election machine
 860 requirements pursuant to Article 3 (§ 24.2-625 et seq.) of Chapter 6, mailing notices of local election
 861 district, precinct or polling place changes as required by subdivision 13 of § 24.2-114 and § 24.2-306,
 862 and determining the number of signatures required for candidate and voter petitions, "registered voter"
 863 shall include only persons maintained on the Virginia voter registration system with active status.

864 "Registration records" means all official records concerning the registration of qualified voters and
 865 shall include all records, lists, and files, whether maintained in books, on cards, on automated data
 866 bases, or by any other legally permitted record-keeping method.

867 "Residence" or "resident," for all purposes of qualification to register and vote, means and requires
 868 both domicile and a place of abode. In determining domicile, consideration may be given to a person's
 869 expressed intent, conduct, and all attendant circumstances including, but not limited to, financial

870 independence, business pursuits, employment, income sources, residence for income tax purposes,
871 marital status, residence of parents, spouse and children, if any, leasehold, sites of personal and real
872 property owned by the person, motor vehicle and other personal property registration, and other factors
873 reasonably necessary to determine the qualification of a person to register or vote.

874 "Special election" means any election that is held pursuant to law to fill a vacancy in office or to
875 hold a referendum.

876 "State Board" or "Board" means the State Board of Elections.

877 "Virginia voter registration system" or "voter registration system" means the automated central
878 record-keeping system for all voters registered within the Commonwealth that is maintained as provided
879 in Article 2 (§ 24.2-404 et seq.) of Chapter 4.

880 § 24.2-405. Persons who may obtain lists of registered voters.

881 A. The State Board shall furnish, at a reasonable price, lists of registered voters for their districts to
882 (i) courts of the Commonwealth and the United States for jury selection purposes, (ii) candidates for
883 election or political party nomination to further their candidacy, (iii) political party committees or
884 officials thereof for political purposes only, (iv) political action committees that have filed a current
885 statement of organization with the State Board pursuant to ~~§ 24.2-908~~ § 24.2-949.2, or with the Federal
886 Elections Commission pursuant to federal law, for political purposes only, (v) incumbent officeholders to
887 report to their constituents, and (vi) nonprofit organizations that promote voter participation and
888 registration for that purpose only. The lists shall be furnished to no one else and used for no other
889 purpose. However, the State Board is authorized to furnish information from the voter registration
890 system to general registrars for their official use and to the Department of Motor Vehicles and other
891 appropriate state agencies for maintenance of the voter registration system.

892 B. The State Board shall furnish, at a reasonable price, lists of the addresses of registered voters for
893 their localities to local government census liaisons and their staffs for the sole purpose of providing
894 address information to the United States Bureau of the Census. The State Board shall also furnish, at a
895 reasonable price, such lists to the Clerk of the Senate and the Clerk of the House of Delegates for the
896 sole purpose of maintaining a database of constituent addresses for the General Assembly. The
897 information authorized under this subsection shall be furnished to no other person and used for no other
898 purpose. No list furnished under this subsection shall contain the name of any registered voter. For the
899 purpose of this subsection, the term "census liaison" shall have the meaning provided in 13 U.S.C. § 16.

900 C. In no event shall any list furnished under this section contain the social security number of any
901 registered voter except a list furnished to a court of the Commonwealth or of the United States for jury
902 selection purposes.

903 D. Any list furnished under subsection A of this section shall contain the post office box address in
904 lieu of the residence street address for any active or retired law-enforcement officer, as defined in
905 § 9.1-101 and in 5 U.S.C.A. § 8331 (20) but excluding officers whose duties relate to detention as
906 defined in paragraphs (A) through (D) of § 8331 (20), who has furnished at the time of registration or
907 subsequently, in addition to his street address, a post office box address located in the Commonwealth
908 for use on such lists.

909 E. Any list furnished under subsection A of this section shall contain the post office box address in
910 lieu of the residence street address for any party granted a protective order issued by or under the
911 authority of any court of competent jurisdiction, including but not limited to courts of the
912 Commonwealth of Virginia, who has furnished at the time of registration or subsequently, in addition to
913 his street address, a post office box address located in the Commonwealth for use on such lists.

914 F. Any list furnished under subsection A shall contain the post office box address in lieu of the
915 residence street address for any party who has furnished at the time of registration or subsequently, (i)
916 in addition to his street address, a post office box address located in the Commonwealth for use on such
917 lists and (ii) a signed written statement by the party that he is in fear for his personal safety from
918 another person who has threatened or stalked him accompanied by evidence that he has filed a
919 complaint with a magistrate or law-enforcement official against such other person. The statement
920 furnished pursuant to clause (ii) of this subsection shall be subject to felony penalties for false
921 statements pursuant to § 24.2-1016.

922 § 24.2-622. Sample ballots.

923 Nothing contained in this title shall be construed to prohibit: (i) the printing and circulation of
924 sample paper ballots, which are not printed on white or yellow paper and do include thereon the words
925 "sample ballot" in type no smaller than 24 point; (ii) the printing and circulation of sample voting
926 equipment ballots, provided such sample ballots include on their face the words "sample ballot"; or (iii)
927 the publication in newspapers or on the Internet of sample ballots of either type.

928 Sample ballots, in whole or in part, other than the official sample ballots, shall not be printed on
929 white or yellow paper.

930 All sample ballots, excepting those official sample ballots authorized by electoral boards, are
931 advertisements for purposes of ~~§ 24.2-943~~ Chapter 9.5 (§ 24.2-955 et seq.). Voters may take sample

ballots into the voting booth or enclosure, but shall not give, tender, or exhibit such sample ballot to any person, other than an assistant designated under § 24.2-649, while inside the polling place or within the prohibited area designated by § 24.2-604.

§ 24.2-676. Secretary to make out and deliver certificate of election.

Immediately after the electoral board has determined the election results, the secretary shall make out certificates of election for each county, city, town, or district office other than an office shared by more than one county or city, or any combination thereof. The secretary shall make out the certificate for each of the persons who has the highest number of votes for the office, who has sufficient votes to be elected to a multi-member office, or, in case of a tie, who has been decided by lot to be elected. The secretary, or another board member or registrar designated by the secretary, shall deliver in person or the secretary shall transmit by certified mail the certificate to the person elected, as soon as such person has complied with the provisions of ~~§ 24.2-922~~ § 24.2-948.2.

§ 24.2-680. Certificates of election.

Subject to the requirements of ~~§ 24.2-922~~ § 24.2-948.2, the State Board shall without delay complete and transmit to each of the persons declared to be elected a certificate of his election, certified by it under its seal of office. In the election of a member of the United States Congress, it shall also forward a certificate of election to the clerk of the United States Senate or House of Representatives, as appropriate. The names of members elected to the General Assembly shall be certified by the State Board to the clerk of the House of Delegates or Senate, as appropriate. The names of the persons elected Governor, Lieutenant Governor, and Attorney General shall be certified by the State Board to the clerks of the House of Delegates and Senate. The name of any officer shared by more than one county or city, or any combination thereof, shall be certified by the State Board to the clerk of the circuit court having jurisdiction in each affected county or city. The names of the persons elected to soil and water conservation districts shall be certified by the State Board to the Director of the Department of Conservation and Recreation.

Chapter 9.3.

Campaign Finance Disclosure Act of 2006.

Article I.

General Provisions.

§ 24.2-945. Elections to which chapter applicable; chapter exclusive.

A. The provisions of this chapter shall apply to all elections held in Virginia, including referenda, and to nominating conventions, mass meetings, and other methods to nominate a political party candidate for public office, except nominations and elections for (i) members of the United States Congress, (ii) president and vice president of the United States, (iii) town office in a town with a population of less than 25,000, (iv) directors of soil and water conservation districts, or (v) political party committees.

B. This chapter shall constitute the exclusive and entire campaign finance disclosure law of the Commonwealth, and elections to which the chapter applies shall not be subject to further regulation by local law.

§ 24.2-945.1. Definitions.

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

"Authorization" means express approval or express consent by the candidate, the candidate's campaign committee, or an agent of the candidate or his campaign committee after [~~consultation~~ coordination] .

"Campaign committee" means the committee designated by a candidate to receive all contributions and make all expenditures for him or on his behalf in connection with his nomination or election.

"Candidate" means "candidate" as defined in § 24.2-101.

"Contribution" means money and services of any amount, in-kind contributions, and any other thing of value, given, advanced, loaned, or in any other way provided to a candidate, campaign committee, political committee, or person for the purpose of influencing the outcome of an election or defraying the costs of the inauguration of a Governor, Lieutenant Governor, or Attorney General. "Contribution" includes money, services, or things of value in any way provided by a candidate to his own campaign and the payment by the candidate of a filing fee for any party nomination method.

"Coordinated" or "coordination" refers to an expenditure that is made (i) at the express request or suggestion of a candidate, a candidate's campaign committee, or an agent of the candidate or his campaign committee or (ii) with material involvement of the candidate, a candidate's campaign committee, or an agent of the candidate or his campaign committee in devising the strategy, content, means of dissemination, or timing of the expenditure.

"Expenditure" means money and services of any amount, and any other thing of value, paid, loaned, provided, or in any other way disbursed by any candidate, campaign committee, political committee, or person for the purpose of influencing the outcome of an election or defraying the costs of the

993 inauguration of a Governor, Lieutenant Governor, or Attorney General.

994 "Inaugural committee" means any organization, person, or group of persons that anticipates
995 receiving contributions or making expenditures, from other than publicly appropriated funds, for the
996 inauguration of the Governor, Lieutenant Governor, or Attorney General and related activities.

997 "Independent expenditure" means an expenditure made by any person or political committee that is
998 not made to, controlled by, coordinated with, or made with the authorization of a candidate, his
999 campaign committee, or an agent of the candidate or his campaign committee.

1000 "In-kind contribution" means the donation of goods, services, property, or other thing of value, other
1001 than money, including an expenditure controlled by, coordinated with, or made upon the authorization
1002 of a candidate, his campaign committee, or an agent of the candidate or his campaign committee, that
1003 is provided for free or less than the usual and normal charge. The basis for arriving at the dollar value
1004 of an in-kind contribution is as follows: new items are valued at retail value; used items are valued at
1005 fair market value; and services rendered are valued at the actual cost of service per hour. Services shall
1006 not be deemed to include personal services voluntarily rendered for which no compensation is asked or
1007 given.

1008 "Person" means any individual or corporation, partnership, business, labor organization, membership
1009 organization, association, cooperative, or other like entity.

1010 "Political action committee" means any organization, person, or group of persons, established or
1011 maintained in whole or in part to receive and expend contributions for the purpose of influencing the
1012 outcome of any election. The term shall not include a campaign committee, political party committee,
1013 referendum committee, or inaugural committee.

1014 "Political committee" means and includes any political action committee, political party committee,
1015 referendum committee, or inaugural committee. The term shall not include (i) a campaign committee, or
1016 (ii) a person who receives no contributions from any source and whose only expenditures are made
1017 solely from his own funds and are either contributions made by him which are reportable by the
1018 recipient pursuant to this chapter or independent expenditures which are reportable by him to the extent
1019 required by § 24.2-945.2, or a combination of such reportable contributions and independent
1020 expenditures.

1021 "Political party committee" means any state political party committee, congressional district political
1022 party committee, county or city political party committee, other election district political party
1023 committee, or organized political party group of elected officials. This definition is subject to the
1024 provisions of § 24.2-950.1.

1025 "Referendum committee" means any organization, person, group of persons, or committee, that makes
1026 expenditures in a calendar year in excess of (i) \$10,000 to advocate the passage or defeat of a
1027 statewide referendum, (ii) \$5,000 to advocate the passage or defeat of a referendum being held in two
1028 or more counties and cities, or (iii) \$1,000 to advocate the passage or defeat of a referendum held in a
1029 single county or city.

1030 "Residence" means "residence" or "resident" as defined in § 24.2-101.

1031 "Statewide office" means the office of Governor, Lieutenant Governor, or Attorney General.

1032 B. For the purpose of applying the filing and reporting requirements of this chapter, the terms
1033 "person" and "political committee," shall not include an organization holding tax-exempt status under
1034 § 501(c)(3) of the United States Internal Revenue Code which, in providing information to voters, does
1035 not advocate or endorse the election or defeat of a particular candidate, group of candidates, or the
1036 candidates of a particular political party.

1037 § 24.2-945.2. Persons required to file independent expenditure disclosure reports; filing deadline.

1038 A. Any person who is not a political committee and who makes independent expenditures, in the
1039 aggregate during an election cycle, in excess of \$500 for a statewide office election or \$200 for any
1040 other election shall maintain records and report pursuant to this chapter all such independent
1041 expenditures including:

1042 1. Any funds expended for the purpose of influencing the outcome of any election for public office;
1043 and

1044 2. Any funds expended to publish or broadcast to the public any material referring to a candidate by
1045 name, description, or other reference and (i) advocating his election or defeat, (ii) setting forth his
1046 position on any public issue, voting record, or other official acts, or (iii) otherwise designed to influence
1047 individuals to cast their votes for or against him or to withhold their votes from him.

1048 B. Independent expenditure reports shall be due within 24 hours of the time when the funds were
1049 expended. The reports shall be filed with the State Board if the funds were expended to support or
1050 oppose a candidate for statewide office or the General Assembly or with the local electoral board of the
1051 county or city in which the candidate resides if the funds were expended to support or oppose a
1052 candidate for local office.

1053 C. Independent expenditure reports required by this section may be filed electronically pursuant to
1054 § 24.2-946.1 or in writing on a form developed by the State Board. If the report is filed in writing, the

report shall be (i) received by the State Board or the local electoral board, as appropriate, within 24 hours of the time when the funds were expended or (ii) transmitted to the State Board or the local electoral board, as appropriate by telephonic transmission to a facsimile device within 24 hours of the time when the funds were expended with an original copy of the report mailed to the State Board or the local electoral board, as appropriate and postmarked within 24 hours of the time when the funds were expended.

Article 2.

State Board and Local Electoral Board Responsibilities.

§ 24.2-946. Summary of election laws; forms; instructions.

A. The State Board shall summarize the provisions of the election laws relating to the Campaign Finance Disclosure Act of 2006 and provide for distribution of this summary and prescribed forms to each candidate, person, or committee on request or upon their first filing with the State Board pursuant to this chapter, whichever occurs first.

B. The Board shall designate the forms required for complying with this chapter which shall be the only such forms used in complying with the provisions of this chapter.

C. The Board shall provide, with the summary required by this section, instructions for persons filing reports pursuant to this chapter to assist them in completing the reports. The instructions shall include directions for the reporting of filing fees for any party nomination method.

D. The Board shall provide instructions for candidates who seek election for successive terms in the same office for the filing of reports within each appropriate election cycle for the office and for the aggregation of contributions within each election cycle.

§ 24.2-946.1. Standards and requirements for electronic preparation and transmittal of campaign finance disclosure reports; database.

A. The State Board shall review or cause to be developed and shall approve standards for the preparation, production, and transmittal by computer or electronic means of campaign finance reports required by this chapter. The State Board may prescribe the method of execution and certification of and the procedures for receiving electronically filed campaign finance reports required by this chapter in the office of the State Board or any local electoral board. The State Board may provide campaign finance report creation software to filers without charge or at a reasonable cost.

B. The State Board shall accept any campaign finance report filed by candidates for the General Assembly and statewide office by computer or electronic means in accordance with the standards approved by the Board and using software meeting standards approved by it. This information shall be made available to the public promptly by the Board through the Internet.

C. A local electoral board may accept campaign finance reports filed by computer or electronic means from any candidate or political committee that is required to file reports with that board. Such reports shall be filed in accordance with, and using software that meets, standards approved by the State Board. The electoral board shall promptly make the information that it accepts in this manner available to the public through the Internet.

D. The State Board shall enter or cause to be entered into a campaign finance database, available to the public through the Internet, the information from required campaign finance reports filed by computer, electronic, or other means by candidates for the General Assembly and statewide office.

E. Other campaign finance reports required by this chapter to be filed by a committee with the State Board or a local electoral board, or both, may be filed electronically on terms agreed to by the committee and the Board.

§ 24.2-946.2. Custody of reports; inspection and copying.

A. All campaign finance reports shall be open to inspection by any person during the business hours of the office in which they are filed. Copies shall be produced for any person requesting them who shall pay the reasonable cost of the copies. Copies of such reports certified by the principal administrative officer in whose office they are kept shall be evidence in all courts to the same extent as the original report would be if produced and proved.

B. The following applies to campaign finance reports filed by candidate campaign committees:

1. Every officer or local electoral board, with whom reports are required to be filed by this chapter, shall file and preserve such reports and keep them as part of the office's records for at least one year after the final report is filed, or through the next general election for the office to which they pertain, whichever is later; or in the case of a candidate who has not filed a final report and seeks election to the same office in a successive election, through the next general election for the office to which they pertain.

2. The State Board shall file and preserve as part of its records the reports required to be filed with it by this chapter for at least one year after the final report is filed, or through the next general election for the office to which they pertain, whichever is later; or in the case of a candidate who has not filed a final report and seeks election to the same office in a successive election, through the next general

1116 election for the office to which they pertain. Thereafter, the State Board shall forward the reports it
1117 preserves to The Library of Virginia for preservation under the Virginia Public Records Act (§ 42.1-76
1118 et seq.).

1119 C. The following applies to campaign finance reports filed by political committees:

1120 1. Every officer or local electoral board, with whom reports are required to be filed by this chapter,
1121 shall file and preserve such reports as part of the office's records for at least four years after the
1122 reporting deadline or one year after the final report is filed.

1123 2. The State Board shall file and preserve as part of its records the reports required to be filed with
1124 it by this chapter for at least four years after the reporting deadline or one year after the final report is
1125 filed. Thereafter, the State Board shall forward the reports it preserves to The Library of Virginia for
1126 preservation under the Virginia Public Records Act (§ 42.1-76 et seq.).

1127 § 24.2-946.3. Reporting of certain violations; penalties.

1128 A. It shall be the duty of the State Board to report any violation of the provisions of this chapter to
1129 the appropriate attorney for the Commonwealth. The State Board shall report to the attorney for the
1130 Commonwealth of the City of Richmond in the case of reporting requirements for campaign committees
1131 for statewide office and to the attorney for the Commonwealth of the county or city of the residence of a
1132 candidate for the General Assembly. For political committees, the State Board shall report the violation
1133 to the attorney for the Commonwealth of the City of Richmond. If all the officers of a political
1134 committee are residents of one county or city as shown on the statement of organization required by this
1135 chapter, the State Board shall report violations for that political committee to the attorney for the
1136 Commonwealth of that county or city.

1137 B. It shall be the duty of the electoral board of a county or city to report any violation of the
1138 provisions of this chapter relating to the filing of campaign finance reports required to be filed with the
1139 electoral board to the attorney for the Commonwealth for the county or city in which the electoral
1140 board has jurisdiction.

1141 C. In order to fulfill the duty to report violations pursuant to subsections A and B, the Board shall
1142 establish and implement a system for receiving, cataloging, and reviewing reports filed pursuant to the
1143 provisions of this chapter and for verifying that reports are complete and submitted on time. As part of
1144 the system referred to in this subsection, the general registrar for each county and city, or the secretary
1145 of the electoral board in any county or city in which the electoral board chooses to perform the duties
1146 stated in this subsection, shall be required, in accordance with instructions provided by the Board, to
1147 receive, catalog, and review the reports filed with the local electoral board and to verify that the reports
1148 are complete and submitted on time.

1149 D. The State Board, and the general registrar or secretary of the electoral board in accordance with
1150 the instructions of the State Board, (i) shall assess and collect the civil penalties provided in Article 8
1151 and (ii) if unable to collect the penalty, shall report the violation to the appropriate attorney for the
1152 Commonwealth for enforcement.

1153 E. The State Board, or the general registrar or secretary of the electoral board in accordance with
1154 the instructions of the State Board, shall notify, no later than 14 days after the report due date, any
1155 person submitting an incomplete report of the need for additional information. The State Board, or the
1156 general registrar or secretary of the electoral board in accordance with the instructions of the State
1157 Board, may request additional information to correct obvious mathematical errors and to fulfill the
1158 requirements for information on the reports.

1159 F. Upon notice of a violation of this chapter, the State Board or the general registrar or local
1160 electoral board, as appropriate, shall within 90 days of the report deadline notify the appropriate
1161 attorney for the Commonwealth, who shall initiate civil proceedings to enforce the civil penalties
1162 assessed by the State Board or the local electoral board as provided herein. Any civil penalties collected
1163 pursuant to action by the State Board shall be payable to the State Treasurer for deposit to the general
1164 fund, and any civil penalties collected pursuant to action by a general registrar or local electoral board
1165 shall be payable to the treasurer of the locality for deposit to its general fund.

1166 G. In the case of any political committee that is required to file a statement of organization pursuant
1167 to this chapter, the State Board shall be authorized to waive a penalty that has been assessed if the filer
1168 demonstrates that there exists good cause to waive the penalty.

1169 H. The State Board shall notify the public through the Internet of any violation based on the failure
1170 to file a required report by a candidate for statewide office or the General Assembly and the identity of
1171 the violator.

1172 I. The State Board shall determine the schedule of civil penalties required to be followed by its staff
1173 and local electoral boards in assessing penalties under this chapter. No election official or staff may
1174 waive or reduce such penalties, except as provided in § 24.2-946.4.

1175 § 24.2-946.4. Right to grant extensions in special circumstances.

1176 A. The State Board shall provide instructions to filers for delivery of campaign finance reports within
1177 the time periods prescribed by law.

B. Notwithstanding any other provision of law, any candidate or treasurer required to file a report pursuant to this chapter shall be entitled to a 72-hour extension of the filing deadline if his spouse, parent, grandparent, child, grandchild, or sibling died within the 72 hours before the deadline. The State Board or the local electoral board shall be authorized to grant an extension of the filing deadline for a period not to exceed five days for good cause shown by the filer and found by the Board or board sufficient to justify the granting of the extension.

C. The Secretary of the State Board shall have additional authority to extend a deadline established in this chapter for filing reports in emergency situations that interfere with the timely filing of reports. The extension shall be limited in scope to the areas and times affected by the emergency. The provisions of this subsection shall be applicable only in the case of an emergency declared by the Governor pursuant to Chapter 3.2 (§ 44-146.13 et seq.) of Title 44 or declared by the President of the United States and confirmed by the Governor by executive order as an emergency for the purposes of this subsection.

D. The Secretary of the State Board shall have additional authority to extend a deadline established in this chapter for filing reports for a reasonable period for a candidate who serves as his own campaign treasurer and who is a member of a uniformed service of the United States called to active duty during a reporting period.

E. The State Board shall have authority to extend any deadline applicable to reports required to be filed by computer or electronic means in the event of a failure of the computer or electronic filing system that prevents timely filing. The extension shall not exceed a period of up to five days after restoration of the filing system to operating order.

F. The State Board shall have authority also to grant extensions as provided in §§ 24.2-503 and 24.2-948.3.

§ 24.2-946.5. Dormant committees.

A. The State Board or the electoral board of any county or city may close the file of any candidate campaign committee or political committee required to file with it provided the committee has not filed a final report and the Board or board cannot locate either the candidate or his campaign treasurer, or in the case of any political committee, the Board or board cannot locate the treasurer or custodian of the books of the committee. A candidate campaign committee file shall not be closed if the candidate has filed a report with the Board or board for any campaign for any office within the prior five years. A political committee file shall not be closed if the committee has filed a report within the prior five years.

B. Once the committee's file has been closed, no more reports will be due and no additional penalties for failure to file will accrue. However, if the whereabouts of the candidate or his campaign treasurer, or in the case of any political committee, the treasurer or custodian of the books of the committee, later becomes known to the Board or board, it may reopen the file and send notice to the candidate, or in the case of any political committee, the treasurer or custodian of the books of the committee, requesting that he file the appropriate reports and pay any penalties that were levied before the file was closed by it.

Article 3.

Candidates and Their Campaign Committees.

§ 24.2-947. Candidate election cycle.

The candidate's election cycle shall be deemed to begin on January 1 of the year that the candidate first seeks election for the office through December 31 immediately following the election for such office. The next election cycle, and any subsequent election cycles, for the candidate who seeks election for successive terms in the same office shall begin on January 1 immediately following each election for the same office and continue through December 31 immediately following the next successive election for the same office. Solely for the purpose of filing reports pursuant to this article, a candidate with any activity to report in a new election cycle shall be presumed to be a candidate for election in the succeeding election.

§ 24.2-947.1. Statement of organization.

A. Any individual seeking or campaigning for an office of the Commonwealth or one of its governmental units in a party nomination process or general, primary, or special election, shall file a statement of organization within 10 days of meeting any one of the following conditions:

- 1. Acceptance of a contribution;*
- 2. Expenditure of any funds;*
- 3. The payment of a filing fee for any party nomination method; or*
- 4. The filing of a candidate statement of qualification pursuant to § 24.2-501.*

B. The individual shall file the statement with the State Board, if a candidate for statewide office, the State Board and the local electoral board of the candidate's residence if a candidate for the General Assembly, or the local electoral board, if a candidate for local or constitutional office.

C. The statement of organization shall include the following information:

1. The full name and residence address of the candidate;

2. The full name and mailing address for the campaign committee;

3. The full name, residence address, and daytime phone number of the treasurer;

4. The office being sought and district, if any, for the office;

5. The recognized political party affiliation of the candidate for statewide office or the General Assembly. In the absence of any political party affiliation, independent shall be used;

6. The name of the financial institution for his campaign depository; and

7. Such other information as shall be required by the State Board except that the account number for a designated depository account shall not be required.

D. In the case of any candidate who seeks election for successive terms in the same office, the statement of organization filed by the candidate shall continue in effect for such successive elections, but the candidate shall file notice of any changes in the information provided on the form within 10 days of the change with the State Board, local electoral board, or both, as appropriate.

§ 24.2-947.2. Campaign depositories; reimbursements of expenses; petty cash fund.

A. Upon meeting any of the requirements of subsection A of § 24.2-947.1, the candidate shall designate a campaign depository, which shall be maintained in a financial institution within the Commonwealth, in an account properly identifying the name of and the existence of the political candidacy.

B. No candidate, campaign treasurer, or other individual shall pay any expense on behalf of a candidate, directly or indirectly, except by a check drawn on such designated depository identifying the name of the campaign committee and candidate. However, a candidate, treasurer, or other authorized member of the candidate's campaign staff may be reimbursed, by a check drawn on the designated depository, or according to the provisions of subsection C, for the payment of expenses (i) paid by him by check, cash, or credit or debit card, (ii) made on behalf of the campaign, and (iii) fully documented by complete records of the expenditure, maintained as required by this chapter, and including receipts identifying the nature of the expenses and the names and addresses of each person paid by the recipient of the reimbursement.

C. A campaign committee (a) may establish a petty cash fund to be utilized for the purpose of making expenditures or reimbursing verified credit card expenditures of less than \$100 if complete records of such expenditures are maintained as required by this chapter and (b) may transfer funds from the designated campaign depository to an account or instrument to earn interest on the funds so long as the transferred funds and earned interest are returned to the designated depository account, complete records are maintained, and all expenditures are made through the designated depository account.

D. 1. Notwithstanding the provisions of this section pertaining to campaign committee depositories and accounts, the campaign committee's treasurer may establish a separate federal compliance account in the candidate's designated campaign depository for the purpose of complying with requirements of federal law including, without limitation, restrictions on sources and amounts of campaign contributions applicable to federal candidates and officeholders. The candidate and campaign treasurer shall report all contributions and expenditures for an account established pursuant to this section on a consolidated basis with the candidate's campaign account established pursuant to this section in disclosure reports filed pursuant to this article. In addition, the treasurer may transfer funds from a federal compliance account created pursuant to this section to an account or instrument to earn interest on the funds so long as the transferred funds and earned interest are returned to the designated depository account created pursuant to subsection A, complete records are maintained, and all expenditures are made through the designated depository account.

2. A committee registered with the Federal Election Commission which is not otherwise required by this chapter to file with the State Board, shall not be deemed to have triggered such filing requirements solely by virtue of one or more contributions to one or more federal compliance accounts created pursuant to this subsection.

§ 24.2-947.3. Campaign committee treasurer requirements and responsibilities.

A. Upon meeting any of the requirements of subsection A of § 24.2-947.1, the candidate shall appoint a single campaign treasurer who shall be a registered voter in Virginia. Every treasurer so appointed shall accept the appointment, in writing on the statement of organization, prior to the filing thereof. No individual shall act as treasurer unless the required statement of appointment has been filed. The same person may serve as campaign treasurer for more than one candidate.

B. In the event of the death, resignation, removal, or change of the treasurer, the candidate shall designate a successor and file the name and address of the successor within 10 days of the change with the State Board, local electoral board, or both, as provided in subsection B of § 24.2-947.1.

C. Any candidate who fails to appoint a treasurer or successor treasurer shall be deemed to have appointed himself treasurer and shall comply as such with the provisions of this chapter.

D. All contributions and expenditures received or made by any candidate, or received or made on his behalf or in relation to his candidacy by any person, except independent expenditures, shall be paid over or delivered to the candidate's treasurer or shall be reported to the treasurer in such detail and form as to allow him to comply fully with this chapter. An independent expenditure shall be reported pursuant to § 24.2-945.2 in lieu of being reported to the candidate's treasurer.

E. The candidate or his treasurer shall keep detailed and accurate accounts of all contributions turned over to and expenditures made by the candidate or his treasurer on behalf of the candidate or his campaign committee, or reported to any candidate or his treasurer pursuant to this article. Such account shall set forth the date of the contribution or expenditure, its amount or value, the name and address of the person or committee making the contribution or to whom the expenditure was made, and the object or purpose of the contribution or expenditure. Such books and records may be destroyed or discarded at any time after (i) one year from the date of filing the final report required by § 24.2-948.4 or (ii) three years after the December 31 immediately following the election, whichever last occurs, unless a court of competent jurisdiction shall order their retention for a longer period.

F. It shall be unlawful for any candidate, his treasurer, or any person receiving contributions or making expenditures on a candidate's behalf or in relation to his candidacy, to fail to report every contribution and expenditure as required by this article.

§ 24.2-947.4. Information to be included on campaign finance reports for campaign committees.

A. The reports required by this article shall be filed on a form prescribed by the State Board and shall include all financial activity of the campaign committee. All completed forms shall be submitted in typed, printed, or legibly hand printed format or electronically as provided in § 24.2-946.1. Persons submitting the forms shall do so subject to felony penalties for making false statements pursuant to § 24.2-1016.

B. The report of receipts shall include:

1. The total number of contributors, each of whom has contributed an aggregate of \$100 or less, including cash and in-kind contributions, as of the date of the report, and the total amount of contributions from all such contributors;

2. For each contributor who has contributed an aggregate of more than \$100, including cash and in-kind contributions, as of the ending date of the report, the campaign committee shall itemize each contributor on the report and list the following information:

- a. the name of the contributor, listed alphabetically,
- b. the mailing address of the contributor,
- c. the amount of the contribution,
- d. the aggregate amount of contributions from the contributor to date,
- e. the date of the contribution,
- f. the occupation of the contributor,
- g. the name of his employer or principal business, and
- h. the city and state where employed or where his business is located.

For each such contributor, other than an individual, the principal type of business and place of business of the contributor shall be substituted for subdivisions f and g, respectively. For each such contributor other than an individual, it shall be sufficient to list the address of the contributor one time on the report of receipts.

C. The report of disbursements shall include all expenditures and give:

1. The name and address of the person paid;
2. A brief description of the purpose of the expenditure;
3. The name of the person contracting for or arranging the expenditure;
4. The amount of the expenditure; and
5. The date of the expenditure.

The report of disbursements shall itemize any expenditure made by credit card payment.

D. Each report for a candidate shall list separately those receipts and expenditures reported to the candidate or his treasurer by any person, campaign committee, or political committee pursuant to subsection D of § 24.2-947.3, and in the case of in-kind contributions, shall set forth in each instance the source of the information reported.

E. The report shall list separately all loans and, for each loan, shall give:

1. The date the loan was made;
2. The name and address of the person making the loan and any person who is a co-borrower, guarantor, or endorser of the loan;
3. The amount of the loan;
4. The date and amount of any repayment of the loan; and
5. For any loan or part of a loan that is forgiven by the lender, the amount forgiven listed as both a contribution and loan repayment.

1362 *F. The State Board shall provide for a "no activity" report that may be filed for any reporting period*
1363 *in which the filer has no activity to report.*

1364 *G. It is the joint responsibility of the candidate and his treasurer that the report of a candidate be*
1365 *filed, that the report be in full and accurate detail, and that the report be received by the State Board,*
1366 *local electoral board, or both, by the deadline for filing the report.*

1367 *§ 24.2-947.5. With whom candidates file reports.*

1368 *A. Candidates for statewide office shall file the reports required by this article by computer or*
1369 *electronic means in accordance with the standards approved by the State Board.*

1370 *B. Candidates for the General Assembly may file reports required by this article with the State*
1371 *Board by computer or electronic means in accordance with the standards approved by the State Board.*
1372 *Nonelectronic reports for the General Assembly shall be filed with the State Board and with the*
1373 *electoral board of the locality where the candidate resides.*

1374 *C. Except as provided in § 24.2-948.1, candidates for any other office shall file with the electoral*
1375 *board of the locality in which the candidate resides.*

1376 *D. Any report that may be filed with the State Board by mail shall be (i) received by the State Board*
1377 *by the deadline for filing the report or (ii) transmitted to the State Board by telephonic transmission to*
1378 *a facsimile device by the deadline for filing the report with an original copy of the report mailed to the*
1379 *State Board and postmarked by the deadline for filing the report.*

1380 *§ 24.2-947.6. Filing schedule for candidates for office; November elections.*

1381 *A. Any candidate for any office to be filed at a November general election, shall file the prescribed*
1382 *campaign finance reports as follows:*

1383 *1. Not later than July 15 in a nonelection year for the period January 1 through June 30;*

1384 *2. Not later than January 15 following a nonelection year for the period July 1 through December*
1385 *31;*

1386 *3. In an election year, not later than April 15 for the period January 1 through March 31 and*
1387 *pursuant to subdivisions 4 through 9 of this section;*

1388 *4. Not later than the eighth day before the primary date complete through the thirteenth day before*
1389 *the primary date;*

1390 *5. Not later than July 15 complete through June 30;*

1391 *6. Not later than September 15 complete through August 31;*

1392 *7. Not later than October 15 complete through September 30;*

1393 *8. Not later than the eighth day before the November election date complete through the thirteenth*
1394 *day before the election date;*

1395 *9. Not later than the thirtieth day after the November election date complete through the twenty-third*
1396 *day after the election date; and*

1397 *10. Not later than January 15 following an election year complete through December 31, and then in*
1398 *accordance with subdivisions A 1 and A 2 or subdivisions A 3 through A 9, as appropriate, of this*
1399 *subsection until a final report is filed.*

1400 *B. Any candidate, who was subject to the election year filing schedule set out in subdivisions A 3*
1401 *through A 9 and who has not filed a final report, shall file reports in any subsequent election year for*
1402 *the same office in accordance with the election year filing schedule set out in subdivisions A 3 through*
1403 *A 9.*

1404 *C. Any candidate shall also file any report of certain large contributions required by § 24.2-947.9 or*
1405 *24.2-948, if applicable.*

1406 *§ 24.2-947.7. Filing schedule for candidates for office; May elections.*

1407 *A. Any candidate for election to a local office to be filled at a May general election shall file the*
1408 *prescribed campaign finance reports as follows:*

1409 *1. For municipal primary candidates only, not later than the eighth day before the primary date*
1410 *complete through the eleventh day before the primary;*

1411 *2. Not later than the eighth day before the election date complete through the eleventh day before*
1412 *the election date;*

1413 *3. Not later than June 15 of the election year complete through June 10;*

1414 *4. Not later than July 15 of the election year complete through June 30; and*

1415 *5. Not later than the following January 15 complete through December 31 and semi-annually*
1416 *thereafter, not later than July 15 complete through June 30 and not later than January 15 complete*
1417 *through December 31, until a final report is filed.*

1418 *B. Any candidate, who was subject to the election year filing schedule set out in subdivisions A 1*
1419 *through A 5 and who has not filed a final report, shall file reports in any subsequent election year for*
1420 *the same office in accordance with the election year filing schedule set out in subdivisions A 1 through*
1421 *A 5.*

1422 *C. Any candidate shall also file any report of certain large contributions required by § 24.2-947.9 or*
1423 *24.2-948, if applicable.*

§ 24.2-947.8. Filing requirements for special elections.

A. Candidates for nomination or election to an office to be filled by a special election held on a regular election date shall file the prescribed reports of contributions and expenditures which apply to regularly scheduled elections for that office.

B. In the case of a special election held on a date other than a regularly scheduled general election, the candidate shall file as follows:

1. A report not later than the eighth day before the special election date complete through the eleventh day before that date;

2. A postelection report no later than the thirtieth day after the election and prior to taking office; and

3. A postelection report not later than January 15 and July 15 each year until a final report is filed.

C. Any candidate, who has been subject to the election year filing schedule set out in subdivisions B 1 through B 3 and who has not filed a final report, shall file reports in any subsequent election year for the same office in accordance with the election year filing schedule set out in § 24.2-947.6 or 24.2-947.7 as appropriate for that office.

D. Any candidate shall also file any report of certain large contributions required by § 24.2-947.9 or 24.2-948, if applicable.

§ 24.2-947.9. Special report required of certain large pre-election contributions.

A. Any contribution reported pursuant to this section shall also be reported on the first report required by this article after any election.

B. Statewide and General Assembly candidates shall file all reports required by this section with the State Board and with the electoral board of the locality where the candidate resides. Any candidate for a constitutional or local office shall file such reports with the electoral board of the locality where the candidate resides.

C. Except as provided in subsection D, any single contribution of more than \$1,000 for a statewide office or more than \$500 for any other office, knowingly received or reported by the candidate or his treasurer on behalf of his candidacy (i) on and after the twelfth day preceding a primary and before the primary date, (ii) on and after the twelfth day preceding a general election and before the general election date, or (iii) on and after the eleventh day preceding any other election in which the individual is a candidate and before the election day, shall be reported in writing as provided in § 24.2-947.4 or electronically pursuant to § 24.2-946.1, and the report received by the State Board or local electoral board, as appropriate, by the end of the next business day; however, any such contribution received within the 24 hours prior to the election day shall be reported and a report thereof received on the day prior to the election.

D. The reports required by subsection C of this section shall also be required of any candidate for nomination by a political party to serve as the party's nominee in a general or special election if (i) the party nominates by convention or any method other than a primary and (ii) there are at least two candidates for nomination pursuant to the rules and procedures of the party. In such case, candidates for nomination shall be required to file the reports required by subsection C for the 12-day or 11-day period, as specified by subsection C, immediately preceding:

1. The caucus, mass meeting, convention, or other nominating event at which the party's nomination shall be finally determined pursuant to the rules and procedures of the party; and

2. Any caucus, mass meeting, convention, or other nominating event, other than that at which the party's nomination shall be finally determined, at which delegates are chosen who are pledged to support a specified candidate on at least one ballot at a subsequent district or state convention required as part of the nominating process.

E. No report shall be required pursuant to this subsection if the candidate is or has become, by virtue of the withdrawal of any opponent or the operation of the rules and procedures of the party, unopposed for nomination at the time such report otherwise would be required to be made.

§ 24.2-948. Special reports required of certain large contributions received by members of county boards of supervisors and city and town councils.

A. Any contribution reported pursuant to this section shall also be reported on the next report required by this article.

B. The campaign committee of any incumbent member of a county board of supervisors or city or town council shall report as required by this section any single contribution of \$500 or more knowingly received by the member's campaign committee during any year other than the election year for his office. The receipt of the contribution shall be reported in writing as provided in § 24.2-947.4 or electronically pursuant to § 24.2-946.1, and the report shall be received by the local electoral board by the end of the fifteenth business day following receipt of the contribution. The campaign committee of a member of a county board of supervisors or city or town council shall file the reports required by this section with the electoral board of the locality where the incumbent member resides. Any contribution

reported pursuant to this section shall also be reported on the first periodic report required by this article following receipt of the contribution.

C. The report shall be on a form prescribed by the State Board and shall include (i) the name of the contributor, the address of the contributor, and the amount of the contribution; (ii) for each such individual contributor, the occupation of the contributor, the name of his employer or principal business, and the locality where employed or where his business is located; and (iii) for each such contributor, other than an individual, the place of business and principal type of business of the contributor.

§ 24.2-948.1. Exemption from reporting requirements for certain candidates for local office.

A. This section shall apply to candidates for local office. A candidate for local office may seek an exemption from the requirements for filing campaign finance disclosure reports set out in this chapter except for the filing requirements of §§ 24.2-945.2, 24.2-947.1, 24.2-947.9, 24.2-948, and 24.2-948.4 pertaining to certain independent expenditures, the statement of organization, large contributions, and the filing of a final report. The request for an exemption shall be filed with the electoral board of the county or city where the candidate resides on a form prescribed by the State Board and in accordance with instructions by the State Board for the time for filing and the process for approval by the electoral board.

B. To qualify for an exemption, the candidate shall certify on the form that (i) he has not and will not solicit or accept any contribution from any other person or political committee during the course of his campaign, (ii) he has not and will not contribute to his own campaign more than \$1,000, (iii) he has not and will not expend more than \$1,000 in the course of his campaign, and (iv) that he has complied and will comply with the requirements of this chapter. This certification shall apply for the duration of the campaign until the filing of a final report in compliance with § 24.2-948.4 after the election. A candidate may rescind his certification and exemption at any time during the campaign and shall file in accordance with the appropriate filing schedule thereafter, provided that the candidate rescinds his certification prior to engaging in the activities described in clauses (i), (ii), and (iii) of this subsection. The first report filed shall account for all prior contributions and expenditures pertaining to his campaign.

C. Any candidate who has qualified for an exemption from reporting requirements pursuant to this section shall not be permitted to qualify for any office, enter upon the duties thereof, or receive any salary or emoluments therefrom until a final report has been filed that details all financial activity of the candidate's campaign and states that all reporting for the nomination and election is complete and final. No officer authorized by the laws of the Commonwealth to issue certificates of election shall issue one to any person determined to be elected to any such office, until copies of the final report cited above have been filed as required in this chapter.

D. A candidate who has a current exemption under the provisions of this section, or who is otherwise exempt from reporting contributions and expenditures under this chapter, may purchase voter lists from the State Board under the provisions of §§ 24.2-405 and 24.2-406 with a check drawn on the candidate's personal account.

§ 24.2-948.2. Reports as condition to qualification for office.

A. No person shall be permitted to qualify for any office, enter upon the duties thereof, or receive any salary or emoluments therefrom until he has filed the campaign finance reports required in subdivisions A 3 through A 9 of § 24.2-947.6; subdivisions A 1, A 2, and A 3 of § 24.2-947.7; and subdivisions B 1 and B 2 of § 24.2-947.8, as applicable; and a final report if required by subsection C of § 24.2-948.1. No officer authorized by the laws of this Commonwealth to issue certificates of election shall issue one to any person determined to be elected to any such office, until copies of the reports cited above have been filed as required in this article.

B. Notwithstanding the requirements of subsection A, a person who is elected to fill a vacancy at a special election held on a general election day may qualify for the office and be issued a certificate of election in advance of filing the postelection report required to be filed under subdivision A 9 of § 24.2-947.6 in the case of a November election, or under subdivision A 3 of § 24.2-947.7 in the case of a May election, upon the filing of a postelection report complete through the election day.

§ 24.2-948.3. Compliance with reporting requirements of campaign finance disclosure act as requirement of candidacy for certain offices.

A. It shall be a requirement of candidacy in any election for statewide office or the General Assembly that the candidate shall have filed the disclosure reports required by this chapter for any election in which he participated as a candidate for any such office and which was held within the five years preceding the date of the election in which he seeks to be a candidate. For the purposes of this section, the candidate shall be presumed to have complied with the candidate disclosure reporting requirements unless (i) the State Board or local electoral board, whichever is appropriate, has notified the candidate, at least 60 days prior to the applicable deadline for him to file his written statement of qualification set out in § 24.2-503, that he has failed to file a required report or reports and (ii) the candidate fails to file the specified report or reports by the applicable deadline for filing his written

statement of qualification.

B. The authority of the State Board to grant an extension of the deadline established in § 24.2-503 shall include the authority to grant such extension with respect to the requirements of this section.

§ 24.2-948.4. Final report requirement; disbursement of surplus funds.

A. A final report shall be filed by every campaign committee which sets forth (i) all receipts and disbursements not previously reported, (ii) an accounting of the retirement of all debts, and (iii) the disposition of all surplus funds as provided in subsection D. The final report shall include a termination statement, signed by the candidate, that all reporting for the campaign committee is complete and final. Once a campaign committee's final report has been filed, no further report relating to that election shall be required.

B. A final report shall be required when (i) a candidate no longer seeks election to the same office in a successive election, (ii) a candidate seeks election to a different office, or (iii) the candidate is deceased.

C. If the candidate is deceased, the final report shall be filed and signed by the treasurer. If the candidate was serving as his own treasurer, his executor shall file and sign the final report. Any excess contributed funds shall be disposed of pursuant to the provisions of subsection D.

D. Amounts received by a candidate or his campaign committee as contributions that are in excess of the amount necessary to defray his campaign expenditures may be disposed of only by one or any combination of the following: (i) transferring the excess for use in a succeeding election or to retire the deficit in a preceding election; (ii) returning the excess to a contributor in an amount not to exceed the contributor's original contribution; (iii) donating the excess to any organization described in § 170(c) of the Internal Revenue Code; (iv) contributing the excess to one or more candidates or to any political committee that has filed a statement of organization pursuant to this chapter; (v) contributing the excess to any political party committee; and (vi) defraying any ordinary, nonreimbursed expense related to his elective office. It shall be unlawful for any person to convert any contributed moneys, securities, or like intangible personal property to his personal use.

Article 4.

Political Action Committees.

§ 24.2-949. Political action committee election cycle.

The political action committee's election cycle shall be deemed to begin on January 1 and continue through December 31 of each calendar year.

§ 24.2-949.1. Establishment of political action committees by certain entities.

Any stock or nonstock corporation, labor organization, membership organization, cooperative, or other group of persons may establish and administer for political purposes, and solicit and expend contributions for, a political action committee, provided that:

1. No political action committee shall make a contribution or expenditure by utilizing money or anything of value secured by physical force, job discrimination, financial reprisal, threat of force, or as a condition of employment.

2. Any person soliciting a contribution to a political action committee shall, at the time of solicitation, inform the person being solicited of (i) his right to refuse to contribute without any reprisal and (ii) the political purposes of the committee.

§ 24.2-949.2. Statement of organization for a political action committee.

A. Except as provided in subsection B, each political action committee that anticipates receiving contributions or making expenditures in excess of \$200 in a calendar year shall file with the State Board a statement of organization within 10 days after its organization, or if later, within 10 days after the date on which it has information that causes the committee to anticipate it will receive contributions or make expenditures in excess of \$200 or on which it otherwise becomes subject to the provisions of this chapter. Any change in information previously submitted in a statement of organization shall be reported to the State Board within 10 days following the change.

The statement of organization shall include:

1. The name of the political action committee and its address in the Commonwealth;

2. The names, addresses, and relationships of affiliated or connected organizations;

3. The area, scope, or jurisdiction of the political action committee;

4. The name and business address of the treasurer and his residence address in the Commonwealth who shall be deemed the agent of the political action committee for the purpose of service of process on the political action committee;

5. The name, residence address in the Commonwealth, business address, and position of the custodian of the books and accounts, who works under the direction of the treasurer, and the address in the Commonwealth where the books are maintained;

6. The name, address, office sought, and party affiliation of each individual whom the political action committee is supporting or opposing for nomination or for election to any public office whatever

1608 or, if supporting the entire ticket of any party, the name of the party;
1609 7. The designated sole depository to be used for the receipt and holding of funds and contributions
1610 received by the political action committee, in an account in a financial institution within the
1611 Commonwealth; and
1612 8. Such other information as shall be required by the State Board except that the account number for
1613 the designated sole depository account shall not be required.
1614 B. Notwithstanding the provisions of subsection A, a political action committee that is established or
1615 controlled by a corporation doing business in Virginia shall provide the following information in its
1616 statement of organization in lieu of the information required in subdivisions 1, 4, 5, and 7 of subsection
1617 A:
1618 1. The name and address of the political action committee;
1619 2. The name and residence and business addresses of the treasurer;
1620 3. The name, residence address, and position of the custodian of the books who works under the
1621 direction of the treasurer; and
1622 4. A listing of all banks, safe-deposit boxes, or other repositories used.
1623 § 24.2-949.3. Use of candidate's name in name of political committee.
1624 A. No political action committee required to file a statement of organization pursuant to § 24.2-949.2
1625 shall include in any part of its name the name of a candidate unless the political action committee
1626 either (i) has obtained, prior to filing, the written authorization of the candidate to use the candidate's
1627 name as part of the name of the political action committee or (ii) has mailed by certified mail, 21 or
1628 more days prior to filing, written notice to the candidate of its intent to use his name as part of the
1629 name of the political action committee.
1630 B. Any political action committee which intends to use the name of a candidate as part of the name
1631 of the political action committee shall file with the statement of organization required by § 24.2-949.2
1632 either (i) a copy of the written authorization of the candidate consenting to the use of his name or (ii) a
1633 copy of its notice to the candidate and evidence of its timely mailing. If two candidates seeking the same
1634 office have the same surname, the political action committee shall include the first name, or other initial
1635 or nickname, and the last name of the candidate, in the name of the political action committee so as to
1636 identify which candidate is associated with the political action committee; and either the written
1637 authorization of the identified candidate or written notice to the identified candidate shall be required
1638 by this section.
1639 § 24.2-949.4. Political action committee treasurer requirements and responsibilities.
1640 A. The treasurer shall keep detailed and accurate accounts of all contributions turned over to and
1641 expenditures made by the committee, the treasurer, or other officer on behalf of the political action
1642 committee, or reported to the treasurer pursuant to this chapter. Such account shall set forth the date
1643 of the contribution or expenditure, its amount or value, the name and address of the person or
1644 committee making the contribution or to whom the expenditure was made, and the object or purpose of
1645 the contribution or expenditure.
1646 Such books and records may be destroyed or discarded at any time after (i) one year from the date
1647 of filing the final report required by § 24.2-949.9 or (ii) a period of three years, whichever first occurs,
1648 unless a court of competent jurisdiction shall order their retention for a longer period.
1649 B. All receipts and expenditures received or made by any political action committee, or received or
1650 made on its behalf or in relation to the committee by any individual or person, except independent
1651 expenditures, shall be paid over or delivered to the political action committee's treasurer or shall be
1652 reported to the treasurer in such detail and form as to allow him to comply fully with this article. An
1653 independent expenditure shall be reported pursuant to § 24.2-945.2 in lieu of being reported to the
1654 political action committee's treasurer.
1655 C. It shall be unlawful for any political action committee, its treasurer, or any person receiving
1656 contributions or making expenditures on the committee's behalf or in relation to the committee, to fail to
1657 report every contribution and expenditure as required by this article.
1658 D. No political action committee treasurer or other individual shall pay any expense on behalf of the
1659 committee, directly or indirectly, except by a check drawn on such designated depository identifying the
1660 name of the political action committee. However, a treasurer or other authorized officer of the political
1661 action committee may be reimbursed, by a check drawn on the designated depository, for the payment of
1662 expenses (i) paid by him by check, cash, or credit or debit card, (ii) made on behalf of the committee,
1663 and (iii) fully documented by complete records of the expenditure, maintained as required by this
1664 chapter, and including receipts identifying the nature of the expenses and the names and addresses of
1665 each person paid by the recipient of the reimbursement.
1666 § 24.2-949.5. Information to be included on campaign finance reports for political action committees.
1667 A. The reports required by this article shall be filed on a form prescribed by the State Board and
1668 shall include all financial activity of the political action committee. All completed forms shall be
1669 submitted in typed, printed, or legibly hand printed format or electronically as provided in § 24.2-946.1.

Persons submitting the forms shall do so subject to felony penalties for making false statements pursuant to § 24.2-1016.

B. The report of receipts shall include:

1. The total number of contributors, each of whom has contributed an aggregate of \$100 or less, including cash and in-kind contributions, as of the date of the report, and the total amount of contributions from all such contributors;

2. For each contributor who has contributed an aggregate of more than \$100, including cash and in-kind contributions, as of the ending date of the report, the political action committee shall itemize each contributor on the report and list the following information:

- a. the name of the contributor, listed alphabetically,
- b. the mailing address of the contributor,
- c. the amount of the contribution,
- d. the aggregate amount of contributions from the contributor to date,
- e. the date of the last contribution,
- f. the occupation of the contributor,
- g. the name of his employer or principal business, and
- h. the locality where employed or where his business is located.

For each such contributor, other than an individual, the principal type of business and place of business of the contributor shall be substituted for subdivisions f and g, respectively. For each such contributor other than an individual, it shall be sufficient to list the address of the contributor one time on the report of receipts.

C. The report of disbursements shall include all expenditures and give:

1. The name and address of the person paid;
2. A brief description of the purpose of the expenditure;
3. The name of the person contracting for or arranging the expenditure;
4. The amount of the expenditure; and
5. The date of the expenditure.

The report of disbursements shall itemize any expenditure made by credit card payment.

D. Each report for a political action committee shall list separately those receipts and expenditures reported to the treasurer or other officer of the committee by any person, candidate campaign committee, or political committee, pursuant to subsection B of § 24.2-949.4, and in the case of in-kind contributions, shall set forth in each instance the source of the information reported.

E. The report shall list separately all loans, and for each loan, shall give:

1. The date the loan was made;
2. The name and address of the person making the loan and any person who is a co-borrower, guarantor, or endorser of the loan;
3. The amount of the loan;
4. The date and amount of any repayment of the loan; and
5. For any loan or part of a loan that is forgiven by the lender, the amount forgiven listed as both a contribution and loan repayment.

F. The State Board shall provide for a "no activity" report that may be filed for any reporting period in which the filer has no activity to report.

G. It is the responsibility of the treasurer that the report for the political action committee be filed and that the report be in full and accurate detail.

§ 24.2-949.6. Filing schedule for political action committees.

A. Political action committees shall file the prescribed campaign finance reports with the State Board in accordance with the applicable provisions of this section. The first filed report shall be complete for the entire period from the time the committee was organized or contributions were received.

B. The reporting requirements shall continue in effect for each committee until a final report is filed.

C. Political action committees shall file the prescribed campaign finance reports as follows:

1. Not later than April 15 complete from the preceding report through March 31;
2. Not later than July 15 complete from the preceding report through June 30;
3. Not later than October 15 complete from the preceding report through September 30; and
4. Not later than January 15 complete from the preceding report through December 31, and then continuing in accordance with this subsection until a final report is filed.

§ 24.2-949.7. Large dollar contribution reporting requirement for political action committees.

In addition to the quarterly reports required by § 24.2-949.6, political action committees shall report any single contribution or loan of \$10,000 or more received at any time during the calendar year within three business days of receipt of the contribution or loan.

1. The report shall be filed on a "large dollar contribution report" form prescribed by the State Board and shall be filed in writing or electronically in the same manner as the political action

1731 committee files its quarterly disclosure reports.

1732 2. Any contribution or loan reported pursuant to this section shall also be reported on the next
1733 subsequent report required under § 24.2-949.6 following receipt of the contribution or loan.

1734 3. For the purposes of this section, political action committees shall report as one contribution
1735 multiple contributions from a single source that have been subdivided into smaller amounts or given
1736 through different bank accounts for the purpose of evading the \$10,000 threshold. A political action
1737 committee that receives contributions from affiliated organizations shall not be deemed to be receiving
1738 contributions from a single source.

1739 § 24.2-949.8. With whom political action committees file reports; electronic filing requirement.

1740 A. Political action committees required to file reports by this article shall file all statements and
1741 campaign finance reports with the State Board.

1742 B. A political action committee that is required by this chapter to file reports with the State Board,
1743 and that accepts contributions or makes expenditures in excess of \$10,000 in any calendar year, or that
1744 accepted contributions or made expenditures in excess of \$10,000 in the previous calendar year, shall
1745 file its reports with the State Board by computer or electronic means in accordance with the standards
1746 approved by the State Board until such time as the political action committee files a final report. Any
1747 political action committee that has been filing electronically, but does not anticipate accepting
1748 contributions or making expenditures in excess of \$10,000 in the upcoming calendar year, may sign a
1749 waiver, on a form prescribed by the State Board, to exempt the committee from the electronic filing
1750 requirement for the calendar year. Such waiver form shall be submitted and received no later than the
1751 date the first report is due covering activity for that calendar year.

1752 C. For political action committees that are not subject to the provisions of subsection B, any report
1753 required to be filed with the State Board shall be deemed to be filed by the deadline for the report if it
1754 is mailed and postmarked not later than the deadline for filing the report.

1755 § 24.2-949.9. Final report requirement; disbursement of surplus funds.

1756 A. Any political action committee that, after having filed a statement of organization, disbands or
1757 determines it will no longer receive contributions or make expenditures during the calendar year in an
1758 aggregate amount exceeding \$200 shall so notify the State Board. A final report shall be filed by the
1759 committee that sets forth (i) all receipts and disbursements not previously reported, (ii) an accounting of
1760 the retirement of all debts, and (iii) the disposition of the committee's surplus funds. This final report
1761 shall include a termination statement, signed by the treasurer or other principal officer listed on the
1762 statement of organization, that all reporting for the committee is complete and final.

1763 B. Amounts received by a political action committee as contributions may be disposed of only by one
1764 or any combination of the following: (i) transferring the excess to an affiliated organization of the
1765 committee; (ii) returning the excess to a contributor in an amount not to exceed the contributor's
1766 original contribution; (iii) donating the excess to any organization described in § 170 (c) of the Internal
1767 Revenue Code; (iv) contributing the excess to one or more candidates or to any political committee that
1768 has filed a statement of organization pursuant to this chapter; (v) contributing the excess to any
1769 political party committee; and (vi) defraying any ordinary, nonreimbursed expense related to the
1770 political action committee. It shall be unlawful for any person to convert any contributed moneys,
1771 securities, or like intangible personal property to his personal use.

1772 Article 5.

1773 Political Party Committees.

1774 § 24.2-950. Political party committee election cycle.

1775 The political party committee's election cycle shall be deemed to begin on January 1 and continue
1776 through December 31 of each calendar year.

1777 § 24.2-950.1. Certain political party committees exempt.

1778 A. Except as provided in subsection B of this section, subsection D of § 24.2-947.3, and § 24.2-950.5,
1779 any local district, county, or city party committee shall be exempt from the reporting requirements of
1780 this chapter. Contributions made by such committee to any candidate, his campaign committee, or a
1781 political committee shall be reported by the recipient of the contribution in accordance with the
1782 provisions of this chapter.

1783 B. The exemption provided in this section shall not be applicable to state political party committees,
1784 congressional district political party committees, or county or city political party committees for any
1785 county or city with a population of more than 100,000, or organized political party groups of elected
1786 officials. Any other political party committee shall be exempt from the reporting and notification
1787 requirements of this chapter, except as provided in §§ 24.2-945.2 and 24.2-950.5, in each calendar year
1788 in which it does not accept contributions totaling more than \$15,000, or make contributions and
1789 expenditures totaling more than \$15,000. Any such committee shall be subject to such reporting
1790 requirements as soon as it accepts aggregated contributions, or makes aggregated contributions and
1791 expenditures, in excess of \$15,000 in a calendar year. The first report filed pursuant to § 24.2-950.6
1792 shall account for all receipts and disbursements during the calendar year and shall be complete through

the completion date for the report period.

§ 24.2-950.2. Statement of organization for a political party committee.

Except as provided in §24.2-950.1, each political party committee that anticipates receiving contributions or making expenditures in excess of \$200 in a calendar year shall file with the State Board a statement of organization within 10 days after its organization, or if later, within 10 days after the date on which it has information that causes the committee to anticipate it will receive contributions or make expenditures in excess of \$200 or on which it otherwise becomes subject to the provisions of this article. Any change in information previously submitted in a statement of organization shall be reported to the State Board within 10 days following the change.

The statement of organization shall include:

1. The name of the political party committee and its address in the Commonwealth;
2. The name and business address of the treasurer and his residence address in the Commonwealth who shall be deemed the agent of the political party committee for the purpose of service of process on the political party committee;

3. The name, residence in the Commonwealth, business address, and position of the custodian of the books and accounts, who works under the direction of the treasurer, and the address where the books are maintained;

4. The name, address, office sought, and party affiliation of each individual whom the committee is supporting or opposing for nomination or for election to any public office whatever, or if supporting the entire ticket of any party, the name of the party;

5. The designated sole depository to be used for the receipt and holding of funds and contributions received by the political party committee, in an account in a financial institution within the Commonwealth; and

6. Such other information as shall be required by the State Board except that the account number for the designated sole depository account shall not be required.

§ 24.2-950.3. Political party committee treasurer requirements and responsibilities.

A. The treasurer shall keep detailed and accurate accounts of all contributions turned over to and expenditures made by the political party committee, the treasurer, or other officer on behalf of the political party committee, or reported to the treasurer pursuant to this article. Such account shall set forth the date of the contribution or expenditure, its amount or value, the name and address of the person or committee making the contribution or to whom the expenditure was made, and the object or purpose of the contribution or expenditure.

Such books and records may be destroyed or discarded at any time after (i) one year from the date of filing the final report required by § 24.2-950.9 or (ii) a period of three years, whichever first occurs, unless a court of competent jurisdiction shall order their retention for a longer period.

B. All contributions and expenditures received or made by any political party committee, or received or made on its behalf or in relation to the committee by any person, except independent expenditures, shall be paid over or delivered to the political party committee's treasurer or shall be reported to the treasurer in such detail and form as to allow him to comply fully with this article. An independent expenditure shall be reported pursuant to § 24.2-945.2 in lieu of being reported to the political party committee's treasurer.

C. It shall be unlawful for any political party committee, its treasurer, or any person receiving contributions or making expenditures on the committee's behalf or in relation to the committee, to fail to report every contribution and expenditure as required by this article.

D. No political party committee treasurer or other individual shall pay any expense on behalf of the committee, directly or indirectly, except by a check drawn on such designated depository identifying the name of the political party committee. However, a treasurer or other authorized officer of the political party committee may be reimbursed, by a check drawn on the designated depository, for the payment of expenses (i) paid by him by check, cash, or credit or debit card, (ii) made on behalf of the party committee, and (iii) fully documented by complete records of the expenditure, maintained as required by this chapter, and including receipts identifying the nature of the expenses and the names and addresses of each person paid by the recipient of the reimbursement.

§ 24.2-950.4. Information to be included on campaign finance reports for political party committees.

A. The reports required by this article shall be filed on a form prescribed by the State Board and shall include all financial activity of the political party committee. All completed forms shall be submitted in typed, printed, or legibly hand printed format or electronically as provided in § 24.2-946.1. Persons submitting the forms shall do so subject to felony penalties for making false statements pursuant to § 24.2-1016.

B. The report of receipts shall include:

1. The total number of contributors, each of whom has contributed an aggregate of \$100 or less, including cash and in-kind contributions, as of the date of the report, and the total amount of

1854 contributions from all such contributors;

1855 2. For each contributor who has contributed an aggregate of more than \$100, including cash and
1856 in-kind contributions, as of the ending date of the report, the political party committee shall itemize
1857 each contributor on the report and list the following information:

1858 a. the name of the contributor, listed alphabetically,

1859 b. the mailing address of the contributor,

1860 c. the amount of the contribution,

1861 d. the aggregate amount of contributions from the contributor to date,

1862 e. the date of the last contribution,

1863 f. the occupation of the contributor,

1864 g. the name of his employer or principal business, and

1865 h. the locality where employed or where his business is located.

1866 For each such contributor, other than an individual, the principal type of business and place of
1867 business of the contributor shall be substituted for subdivisions f and g, respectively. For each such
1868 contributor other than an individual, it shall be sufficient to list the address of the contributor one time
1869 on the report of receipts.

1870 C. The report of disbursements shall include all expenditures and give:

1871 1. The name and address of the person paid;

1872 2. A brief description of the purpose of the expenditure;

1873 3. The name of the person contracting for or arranging the expenditure;

1874 4. The amount of the expenditure; and

1875 5. The date of the expenditure.

1876 The report of disbursements shall itemize any expenditure made by credit card payment.

1877 D. Each report for a political party committee shall list separately those receipts and expenditures
1878 reported to the treasurer or other officer of the committee by any person, campaign committee, or
1879 political committee pursuant to subsection B of § 24.2-950.3, and in the case of in-kind contributions,
1880 shall set forth in each instance the source of the information reported.

1881 E. The report shall list separately all loans, and for each loan, shall give:

1882 1. The date the loan was made;

1883 2. The name and address of the person making the loan and any person who is a co-borrower,
1884 guarantor, or endorser of the loan;

1885 3. The amount of the loan;

1886 4. The date and amount of any repayment of the loan; and

1887 5. For any loan or part of a loan that is forgiven by the lender, the amount forgiven listed as both a
1888 contribution and loan repayment.

1889 F. The State Board shall provide for a "no activity" report that may be filed for any reporting period
1890 in which the filer has no activity to report.

1891 G. It is the responsibility of the treasurer that the report for the political party committee be filed
1892 and that the report be in full and accurate detail.

1893 § 24.2-950.5. Political party committees required to report designated contributions.

1894 A. Every state, district, county, and city party committee and every organized political party group of
1895 elected officials shall file a report of contributions received by it and designated in writing, orally, or
1896 otherwise by the contributor for the election of a specified candidate or candidates. The report shall (i)
1897 be on a form prescribed by the State Board and may be incorporated in the campaign finance report
1898 prescribed in § 24.2-950.4, (ii) provide for the reporting of the receipt and disbursement of designated
1899 contributions, including information to identify the contributor, as provided in § 24.2-950.4, (iii) include
1900 the name of the candidate for whose election the contributor has designated the contribution, and (iv)
1901 be filed with the State Board in accordance with § 24.2-950.4.

1902 B. Either the failure to file any report or the late filing of any report required by this section shall
1903 constitute a violation of this chapter subject to the penalties provided in Article 8 of this chapter.

1904 § 24.2-950.6. Filing schedule for political party committees.

1905 A. Political party committees shall file the prescribed campaign finance reports in accordance with
1906 the applicable provisions of this section. The first filed report shall be complete for the entire period
1907 from the time the committee was organized or contributions were received.

1908 B. The reporting requirements shall continue in effect for each committee until a final report is filed.

1909 C. Political party committees shall file the prescribed campaign finance reports as follows:

1910 1. Not later than April 15 complete from the preceding report through March 31;

1911 2. Not later than July 15 complete from the preceding report through June 30;

1912 3. Not later than October 15 complete from the preceding report through September 30; and

1913 4. Not later than January 15 complete from the preceding report through December 31, and then
1914 continuing in accordance with this subsection until a final report is filed.

1915 § 24.2-950.7. Large dollar reporting requirement for political party committees.

In addition to the quarterly reports required by § 24.2-950.6, political party committees shall report any single contribution or loan of \$10,000 or more received at any time during the calendar year within three business days of receipt of the contribution or loan.

1. The report shall be filed on a "large dollar contribution report" form prescribed by the State Board and shall be filed in writing or electronically in the same manner as the person or committee files its quarterly disclosure reports.

2. Any contribution or loan reported pursuant to this section shall also be reported on the next subsequent report required under § 24.2-950.6 following receipt of the contribution or loan.

3. For the purposes of this section, political party committees shall report as one contribution multiple contributions from a single source that have been subdivided into smaller amounts or given through different bank accounts for the purpose of evading the \$10,000 threshold. A political party committee that receives contributions from affiliated organizations shall not be deemed to be receiving contributions from a single source.

§ 24.2-950.8. With whom political party committees file reports.

A. Except as provided in subsection B, a political party committee that is required by this chapter to file reports with the State Board, and that accepts contributions or makes expenditures in excess of \$10,000 in any calendar year, or that accepted contributions or made expenditures in excess of \$10,000 in the previous calendar year, shall file its reports with the State Board by computer or electronic means in accordance with the standards approved by the State Board until such time as the political party committee files a final report. Any political party committee that has been filing electronically, but does not anticipate accepting contributions or making expenditures in excess of \$10,000 in the upcoming calendar year, may sign a waiver, on a form prescribed by the State Board, to exempt the committee from the electronic filing requirement for the calendar year. Such waiver form shall be submitted and received no later than the date the first report is due covering activity for that calendar year.

B. A county, city, or local district political party committee shall not be required to file by computer or electronic means if it files its reports with the electoral board of that county or city.

C. Other political party committees required to file reports by this article shall file all campaign finance reports with the State Board, if filing by electronic means, or with the State Board and the local electoral board for its jurisdiction if filing campaign finance reports by nonelectronic means.

§ 24.2-950.9. Final report requirement; transfer of surplus funds.

A. Any political party committee that, after having filed a statement of organization, disbands or determines it will no longer receive contributions or make expenditures during the calendar year in an aggregate amount exceeding \$200 shall so notify the State Board. A final report shall be filed by the committee that sets forth (i) all receipts and disbursements not previously reported, (ii) an accounting of the retirement of all debts, and (iii) the disposition of the committee's surplus funds. This final report shall include a termination statement, signed by the treasurer or other principal officer listed on the statement of organization, that all reporting for the committee is complete and final.

B. Amounts received by a political party committee as contributions may be disposed of only by one or any combination of the following: (i) transferring the excess to an affiliated organization of the committee; (ii) returning the excess to a contributor in an amount not to exceed the contributor's original contribution; (iii) donating the excess to any organization described in § 170(c) of the Internal Revenue Code; (iv) contributing the excess to one or more candidates or to any political committee that has filed a statement of organization pursuant to this chapter; (v) contributing the excess to any political party committee; and (vi) defraying any ordinary, nonreimbursed expense related to the political party committee. It shall be unlawful for any person to convert any contributed moneys, securities, or like intangible personal property to his personal use.

Article 6.

Referendum Committees

§ 24.2-951. Referendum committee election cycle; political advertisement requirements.

A. The referendum committee's election cycle shall be deemed to begin on the date that the referendum committee first organizes for the referendum through December 31 immediately following the referendum.

B. The provisions of Chapter 9.5 (§ 24.2-955 et seq.) shall not be applicable to referendum committees subject to the provisions of this article.

§ 24.2-951.1. Statement of organization for a referendum committee.

A. Any referendum committee subject to the provisions of this article shall file with the State Board a statement of organization within 10 days after its organization, or if later, within 10 days after the date on which it has information that causes the committee to anticipate it will receive contributions or make expenditures in excess of the pertinent amounts stated in the definition of referendum committee in § 24.2-945.1. Any change in information previously submitted in a statement of organization shall be reported to the State Board within 10 days following the change.

1997 *B. The statement of organization for a referendum committee shall include:*
1978 *1. The name of the referendum committee and its address in the Commonwealth;*
1979 *2. The names, addresses, and relationships of affiliated or connected organizations;*
1980 *3. The area, scope, or jurisdiction of the committee;*
1981 *4. The name and business address of the treasurer and his residence address in the Commonwealth*
1982 *who shall be deemed the agent of the referendum committee for the purpose of service of process on the*
1983 *referendum committee;*
1984 *5. The name, business address, and position of the custodian of the books and accounts who works*
1985 *under the direction of the treasurer, and the address in the Commonwealth where the books are*
1986 *maintained;*
1987 *6. The subject of the referendum, the date and location of the election, and a statement whether the*
1988 *committee is promoting or opposing the referendum question;*
1989 *7. The designated sole depository to be used for the receipt and holding of funds and contributions*
1990 *received by the referendum committee, in an account in a financial institution within the*
1991 *Commonwealth; and*
1992 *8. Such other information as shall be required by the State Board except that the account number for*
1993 *the designated sole depository account shall not be required.*
1994 *§ 24.2-951.2. Referendum committee treasurer requirements and responsibilities.*
1995 *A. The treasurer shall keep detailed and accurate accounts of all contributions turned over to and*
1996 *expenditures made by the referendum committee, the treasurer, or other officer on behalf of the*
1997 *referendum committee, or reported to the treasurer pursuant to this article. Such account shall set forth*
1998 *the date of the contribution or expenditure, its amount or value, the name and address of the person or*
1999 *committee making the contribution or to whom the expenditure was made, and the object or purpose of*
2000 *the contribution or expenditure.*
2001 *Such books and records may be destroyed or discarded at any time after (i) one year from the date*
2002 *of filing the final report required by § 24.2-951.9 or (ii) a period of three years, whichever first occurs,*
2003 *unless a court of competent jurisdiction shall order their retention for a longer period.*
2004 *B. All contributions and expenditures received or made by any referendum committee, or received or*
2005 *made on its behalf or in relation to the committee by any, except independent expenditures, shall be*
2006 *paid over or delivered to the referendum committee's treasurer or shall be reported to the treasurer in*
2007 *such detail and form as to allow him to comply fully with this article. An independent expenditure shall*
2008 *be reported pursuant to § 24.2-945.2 in lieu of being reported to the referendum committee's treasurer.*
2009 *C. It shall be unlawful for any referendum committee, its treasurer, or any person receiving*
2010 *contributions or making expenditures on the committee's behalf or in relation to the committee, to fail to*
2011 *report every contribution and expenditure as required by this article.*
2012 *D. No referendum committee treasurer or other individual shall pay any expense on behalf of the*
2013 *committee, directly or indirectly, except by a check drawn on such designated depository identifying the*
2014 *name of the referendum committee. However, a treasurer or other authorized officer of the referendum*
2015 *committee may be reimbursed, by a check drawn on the designated depository, for the payment of*
2016 *expenses (i) paid by him by check, cash, or credit or debit card, (ii) made on behalf of the committee,*
2017 *and (iii) fully documented by complete records of the expenditure, maintained as required by this*
2018 *chapter, and including receipts identifying the nature of the expenses and the names and addresses of*
2019 *each person paid by the recipient of the reimbursement.*
2020 *§ 24.2-951.3. Information to be included on campaign finance reports for referendum committees.*
2021 *A. The reports required by this article shall be filed on a form prescribed by the State Board and*
2022 *shall include all financial activity of the referendum committee. All completed forms shall be submitted*
2023 *in typed, printed, or legibly hand printed format or electronically as provided in § 24.2-946.1. Persons*
2024 *submitting the forms shall do so subject to felony penalties for making false statements pursuant to*
2025 *§ 24.2-1016.*
2026 *B. The report of receipts shall include:*
2027 *1. The total number of contributors, each of whom has contributed an aggregate of \$100 or less,*
2028 *including cash and in-kind contributions, as of the date of the report, and the total amount of*
2029 *contributions from all such contributors;*
2030 *2. For each contributor who has contributed an aggregate of more than \$100, including cash and*
2031 *in-kind contributions, as of the ending date of the report, the referendum committee shall itemize each*
2032 *contributor on the report and list the following information:*
2033 *a. the name of the contributor, listed alphabetically,*
2034 *b. the mailing address of the contributor,*
2035 *c. the amount of the contribution,*
2036 *d. the aggregate amount of contributions from the contributor to date,*
2037 *e. the date of the last contribution,*
2038 *f. the occupation of the contributor,*

- g. the name of his employer or principal business, and
- h. the locality where employed or where his business is located.

For each such contributor, other than an individual, the principal type of business and place of business of the contributor shall be substituted for subdivisions f and g, respectively. For each such contributor other than an individual, it shall be sufficient to list the address of the contributor one time on the report of receipts.

C. The report of disbursements shall include all expenditures and give:

- 1. The name and address of the person paid;
- 2. A brief description of the purpose of the expenditure;
- 3. The name of the person contracting for or arranging the expenditure;
- 4. The amount of the expenditure; and
- 5. The date of the expenditure.

The report of disbursements shall itemize any expenditure made by credit card payment.

D. Each report for a referendum committee shall list separately those receipts and expenditures reported to the treasurer or other officer of the committee by any person, campaign committee, or political committee, pursuant to subsection B of § 24.2-951.2 and, in the case of in-kind contributions, shall set forth in each instance the source of the information reported.

E. The report shall list separately all loans and, for each loan, shall give:

- 1. The date the loan was made;
- 2. The name and address of the person making the loan and any person who is a co-borrower, guarantor, or endorser of the loan;
- 3. The amount of the loan;
- 4. The date and amount of any repayment of the loan; and
- 5. For any loan or part of a loan that is forgiven by the lender, the amount forgiven listed as both a contribution and loan repayment.

F. The State Board shall provide for a "no activity" report that may be filed for any reporting period in which the filer has no activity to report.

G. It is the responsibility of the treasurer that the report for the referendum committee be filed and that the report be in full and accurate detail.

§ 24.2-951.4. Filing schedule for referendum committees for referendums to be decided at November elections.

A. A referendum committee supporting or opposing a question on the ballot in a November election shall file the prescribed campaign finance reports as follows:

- 1. Not later than July 15 in any year in which the referendum is not on the ballot for the period January 1 through June 30;
- 2. Not later than January 15 in any year in which the referendum is not on the ballot for the period July 1 through December 31;
- 3. In an election year, not later than April 15 for the period January 1 through March 31 and pursuant to subdivisions 4 through 9 of this section;
- 4. Not later than the eighth day before the primary date complete through the thirteenth day before the primary date;
- 5. Not later than July 15 complete through June 30;
- 6. Not later than September 15 complete through August 31;
- 7. Not later than October 15 complete through September 30;
- 8. Not later than the eighth day before the November election date complete through the thirteenth day before the election date;
- 9. Not later than the thirtieth day after the November election date complete through the twenty-third day after the election date; and
- 10. Not later than January 15 following an election year complete through December 31.

B. A referendum committee may either (i) file a final report within six months after the referendum is held or (ii) continue as a political action committee more than six months after the referendum is held, provided that the committee submits an amended statement of organization to the State Board redesignating the committee as a political action committee and complies with the requirements for political action committees in Article 4 of this chapter including the reporting schedule set forth in § 24.2-949.6.

§ 24.2-951.5. Filing schedule for referendum committees for referendums to be decided at May general elections.

A. A referendum committee supporting or opposing a question on the ballot at a May election shall file the prescribed campaign finance reports as follows:

- 1. Not later than the eighth day before the election date complete through the eleventh day before the election date;

2100 2. Not later than June 15 of the election year complete through June 10; and
2101 3. Not later than July 15 of the election year complete through June 30.
2102 B. A referendum committee may either (i) file a final report within six months after the referendum is
2103 held or (ii) continue as a political action committee more than six months after the referendum is held,
2104 provided that the committee submits an amended statement of organization to the State Board
2105 redesignating the committee as a political action committee and complies with the requirements for
2106 political action committees in Article 4 of this chapter including the reporting schedule set forth in
2107 § 24.2-949.6.
2108 § 24.2-951.6. Filing schedule for referendum committees for referendums to be decided at special
2109 elections.
2110 A. A referendum committee supporting or opposing a question on the ballot at a special election
2111 shall file the prescribed campaign finance reports as follows:
2112 1. A report not later than the eighth day before the special election date complete through the
2113 eleventh day before that date; and
2114 2. A postelection report no later than the thirtieth day after the election.
2115 B. A referendum committee may either (i) file a final report within six months after the referendum is
2116 held or (ii) continue as a political action committee more than six months after the referendum is held,
2117 provided that the committee submits an amended statement of organization to the State Board
2118 redesignating the committee as a political action committee and complies with the requirements for
2119 political action committees in Article 4 of this chapter including the reporting schedule set forth in
2120 § 24.2-949.6.
2121 § 24.2-951.7. Large dollar contribution reporting requirement for referendum committees.
2122 In addition to the reports required by §§ 24.2-951.4, 24.2-951.5 and 24.2-951.6, referendum
2123 committees shall report any single contribution or loan of \$10,000 or more received at any time during
2124 the calendar year within three business days of receipt of the contribution or loan.
2125 1. The report shall be filed on a "large dollar contribution report" form prescribed by the State
2126 Board and shall be filed in writing or electronically in the same manner as the person or committee
2127 files its quarterly disclosure reports.
2128 2. Any contribution or loan reported pursuant to this section shall also be reported on the next
2129 subsequent report required under this article following receipt of the contribution or loan.
2130 3. For the purposes of this section, referendum committees shall report as one contribution multiple
2131 contributions from a single source that have been subdivided into smaller amounts or given through
2132 different bank accounts for the purpose of evading the \$10,000 threshold.
2133 4. A referendum committee that receives contributions from affiliated organizations shall not be
2134 deemed to be receiving contributions from a single source.
2135 § 24.2-951.8. With whom referendum committees file reports; electronic filing requirement.
2136 A. Referendum committees required to file statements or reports by this article shall file all reports
2137 with the State Board.
2138 B. A referendum committee that is required by this chapter to file reports with the State Board, and
2139 that accepts contributions or makes expenditures in excess of \$10,000 in any calendar year, or that
2140 accepted contributions or made expenditures in excess of \$10,000 in the previous calendar year, shall
2141 file its reports with the State Board by computer or electronic means in accordance with the standards
2142 approved by the State Board until such time as the referendum committee files a final report or until
2143 subject to the provisions of subsection B of § 24.2-951.1.
2144 C. Any referendum committee that has been filing electronically, but does not anticipate accepting
2145 contributions or making expenditures in excess of \$10,000 in the upcoming calendar year may sign a
2146 waiver on a form prescribed by the State Board to exempt the committee from the electronic filing
2147 requirement for the calendar year. Such waiver form shall be submitted and received no later than the
2148 date the first report is due covering activity for that calendar year.
2149 § 24.2-951.9. Final report requirement; disbursement of surplus funds.
2150 A. Any referendum committee that disbands after having filed a statement of organization shall so
2151 notify the State Board. A final report shall be filed by the committee that sets forth (i) all receipts and
2152 disbursements not previously reported, (ii) an accounting of the retirement of all debts, and (iii) the
2153 disposition of the committee's surplus funds. This final report shall include a termination statement,
2154 signed by the treasurer or other principal officer listed on the statement of organization, that all
2155 reporting for the committee is complete and final.
2156 B. Amounts received by a referendum committee as contributions may be disposed of only by one or
2157 any combination of the following: (i) transferring the excess to an affiliated organization of the
2158 committee; (ii) returning the excess to a contributor in an amount not to exceed the contributor's
2159 original contribution; (iii) donating the excess to any organization described in § 170(c) of the Internal
2160 Revenue Code; (iv) contributing the excess to one or more candidates or to any political committee that
2161 has filed a statement of organization pursuant to this chapter; (v) contributing the excess to any

political committee; and (vi) defraying any ordinary, nonreimbursed expense related to the referendum committee. It shall be unlawful for any person to convert any contributed moneys, securities, or like intangible personal property to his personal use.

Article 7.

Inaugural Committees.

§ 24.2-952. General provisions.

Any inaugural committee shall maintain all inaugural funds in a separate account and in such detail and form as to allow full compliance with this chapter. A candidate's campaign committee shall not serve as an inaugural fund committee.

§ 24.2-952.1. Statement of organization for an inaugural committee.

A. Each inaugural committee shall file with the State Board a statement of organization within 10 days after its organization. Any change in information previously submitted in a statement of organization shall be reported to the State Board within 10 days following the change.

The statement of organization shall include:

1. The name of the committee and its address in the Commonwealth;
2. The name and business address of the treasurer and his residence address in the Commonwealth who shall be deemed the agent of the inaugural committee for the purpose of service of process on the inaugural committee;

3. The name, residence address in the Commonwealth, business address, and position of the custodian of the books and accounts, if any, who works under the direction of the treasurer and the address where the books are maintained, if different from the business address of the custodian of the books and accounts;

4. The name and residence address of the elected official for whose inauguration the committee is supporting;

5. The designated sole depository to be used for the receipt and holding of funds and contributions received by the committee, in an account in a financial institution within the Commonwealth; and

6. Such other information as shall be required by the State Board except that the account number for the designated sole depository account shall not be required.

§ 24.2-952.2. Inaugural committee treasurer requirements and responsibilities.

A. The treasurer shall keep detailed and accurate accounts of all contributions turned over to and expenditures made by the committee, the treasurer, or other officer on behalf of the inaugural committee, or reported to the treasurer pursuant to this article. Such account shall set forth the date of the contribution or expenditure, its amount or value, the name and address of the person or committee making the contribution or to whom the expenditure was made, and the object or purpose of the contribution or expenditure.

Such books and records may be destroyed or discarded at any time after (i) one year from the date of filing the final report required by § 24.2-952.7 or (ii) a period of three years, whichever first occurs, unless a court of competent jurisdiction shall order their retention for a longer period.

B. All contributions and expenditures received or made by any inaugural committee, or received or made on its behalf or in relation to the committee by any person, except independent expenditures, shall be paid over or delivered to the inaugural committee's treasurer or shall be reported to the treasurer in such detail and form as to allow him to comply fully with this article. An independent expenditure shall be reported pursuant to § 24.2-945.2 in lieu of being reported to the inaugural committee's treasurer.

C. It shall be unlawful for any inaugural committee, its treasurer, or any person receiving contributions or making expenditures on the committee's behalf or in relation to the committee, to fail to report every contribution and expenditure as required by this article.

D. No inaugural committee treasurer or other individual shall pay any expense on behalf of the committee, directly or indirectly, except by a check drawn on such designated depository identifying the name of the inaugural committee. However, a treasurer or other authorized officer of the inaugural committee may be reimbursed, by a check drawn on the designated depository, for the payment of expenses (i) paid by him by check, cash, or credit or debit card, (ii) made on behalf of the committee, and (iii) fully documented by complete records of the expenditure, maintained as required by this article, and including receipts identifying the nature of the expenses and the names and addresses of each person paid by the recipient of the reimbursement.

§ 24.2-952.3. Information to be included on campaign finance reports for inaugural committees.

A. The reports required by this article shall be filed on a form prescribed by the State Board and shall include all financial activity of the inaugural committee. All completed forms shall be submitted in typed, printed, or legibly hand printed format or electronically as provided in § 24.2-946.1. Persons submitting the forms shall do so subject to felony penalties for making false statements pursuant to § 24.2-1016.

B. The report of receipts shall include:

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- 2223 1. The total number of contributors, each of whom has contributed an aggregate of \$100 or less,
2224 including cash and in-kind contributions, as of the date of the report, and the total amount of
2225 contributions from all such contributors;
- 2226 2. For each contributor who has contributed an aggregate of more than \$100, including cash and
2227 in-kind contributions, as of the ending date of the report, the campaign committee shall itemize each
2228 contributor on the report and list the following information:
- 2229 a. the name of the contributor, listed alphabetically,
2230 b. the mailing address of the contributor,
2231 c. the amount of the contribution,
2232 d. the aggregate amount of contributions from the contributor to date,
2233 e. the date of the last contribution,
2234 f. the occupation of the contributor,
2235 g. the name of his employer or principal business, and
2236 h. the locality where employed or where his business is located.
- 2237 For each such contributor, other than an individual, the principal type of business and place of
2238 business of the contributor shall be substituted for subdivisions f and g, respectively. For each such
2239 contributor other than an individual, it shall be sufficient to list the address of the contributor one time
2240 on the report of receipts.
- 2241 C. The report of disbursements shall include all expenditures and give:
- 2242 1. The name and address of the person paid;
2243 2. A brief description of the purpose of the expenditure;
2244 3. The name of the person contracting for or arranging the expenditure;
2245 4. The amount of the expenditure; and
2246 5. The date of the expenditure.
- 2247 The report of disbursements shall itemize any expenditure made by credit card payment.
- 2248 D. Each report for an inaugural committee shall list separately those receipts and expenditures
2249 reported to the treasurer or other officer of the committee by any person, candidate campaign
2250 committee, political committee, pursuant to subsection B of § 24.2-952.2, and in the case of in-kind
2251 contributions, shall set forth in each instance the source of the information reported.
- 2252 E. The report shall list separately all loans, and for each loan, shall give:
- 2253 1. The date the loan was made;
2254 2. The name and address of the person making the loan and any person who is a co-borrower,
2255 guarantor, or endorser of the loan;
2256 3. The amount of the loan;
2257 4. The date and amount of any repayment of the loan; and
2258 5. For any loan or part of a loan that is forgiven by the lender, the amount forgiven listed as both a
2259 contribution and loan repayment.
- 2260 F. The State Board shall provide for a "no activity" report that may be filed for any reporting period
2261 in which the filer has no activity to report.
- 2262 G. It is the responsibility of the treasurer that the report for the inaugural committee be filed and
2263 that the report be in full and accurate detail.
- 2264 § 24.2-952.4. Filing schedule for inaugural committees.
- 2265 A. An inaugural committee shall file the prescribed reports of contributions and expenditures as
2266 follows:
- 2267 1. Not later than March 15 immediately following the inauguration for all contributions and
2268 expenditures made prior to the preceding March 1;
2269 2. Not later than July 15 of the inauguration year complete through June 30;
2270 3. Not later than the following January 15 complete through December 31; and
2271 4. Not later than January 15 complete through December 31 and annually thereafter until a final
2272 report is filed.
- 2273 § 24.2-952.5. Large dollar contribution reporting requirement for inaugural committees.
- 2274 In addition to the reports required by § 24.2-952.4, inaugural committees shall report any single
2275 contribution or loan of \$10,000 or more received at any time during the calendar year within three
2276 business days of receipt of the contribution or loan.
- 2277 1. The report shall be filed on a "large dollar contribution report" form prescribed by the State
2278 Board and shall be filed in writing or electronically in the same manner as the committee files its
2279 quarterly disclosure reports.
- 2280 2. Any contribution or loan reported pursuant to this section shall also be reported on the next
2281 subsequent report required under § 24.2-952.4 following receipt of the contribution or loan.
- 2282 3. For the purposes of this section, inaugural committees shall report as one contribution multiple
2283 contributions from a single source that have been subdivided into smaller amounts or given through
2284 different bank accounts for the purpose of evading the \$10,000 threshold.

4. An inaugural committee that receives contributions from affiliated organizations shall not be deemed to be receiving contributions from a single source.

§ 24.2-952.6. With whom inaugural committees file reports; electronic filing requirement.

A. Inaugural committees required to file reports by this chapter shall file all campaign finance reports with the State Board.

B. An inaugural committee that is required by this chapter to file reports with the State Board, and that accepts contributions or makes expenditures in excess of \$10,000 in any calendar year, or that accepted contributions or made expenditures in excess of \$10,000 in the previous calendar year, shall file its reports with the State Board by computer or electronic means in accordance with the standards approved by the State Board until such time as the committee files a final report.

C. Any inaugural committee that has been filing electronically, but does not anticipate accepting contributions or making expenditures in excess of \$10,000 in the upcoming calendar year, may sign a waiver, on a form prescribed by the State Board, to exempt the committee from the electronic filing requirement for the calendar year. Such waiver form shall be submitted and received no later than the date the first report is due covering activity for that calendar year.

§ 24.2-952.7. Final report requirement; disbursement of surplus funds.

A. Any inaugural committee that, after having filed a statement of organization, disbands shall so notify the State Board. A final report shall be filed by the committee that sets forth (i) all receipts and disbursements not previously reported, (ii) an accounting of the retirement of all debts, and (iii) the disposition of the committee's surplus funds. This final report shall include a termination statement, signed by the treasurer or other principal officer listed on the statement of organization, that all reporting for the committee is complete and final.

B. It shall be unlawful for any person to disburse any funds or receipts of an inaugural committee which are in excess of the amount necessary to defray expenditures for inaugural activities other than by one or any combination of the following: (i) transferring the excess to a campaign committee for the inaugurated official for use in a subsequent election or to retire the deficit in a preceding election; (ii) returning the excess to a contributor in an amount not to exceed the contributor's original contribution; (iii) donating the excess to any organization described in § 170(c) of the Internal Revenue Code; (iv) contributing the excess to one or more candidates or to any political committee that has filed a statement of organization pursuant to this chapter; (v) contributing the excess to any political party committee; and (vi) defraying any ordinary, nonreimbursed expense of the inaugurated official related to his elective office.

Article 8.

Penalties.

§ 24.2-953. General provisions.

A. The procedures to enforce the provisions of this article are found in § 24.2-946.3.

B. Either the failure to file any statement or report or the late filing of any statement or report required by this chapter shall constitute a violation of this chapter subject to the penalties provided in this article.

C. Any person who violates, or aids, abets, or participates in the violation of, this chapter shall be subject to a civil penalty not to exceed \$100, unless a greater penalty is imposed by this article.

D. In the case of a willful violation, the violator shall be guilty of a Class 1 misdemeanor. There shall be a rebuttable presumption that the violation of this chapter was willful if the violation is based on a person's failure to file a report required by this chapter and his failure to file continues for more than 60 days following his actual receipt of written notice of his failure to file sent to him by certified mail, return receipt requested, by the State Board or an electoral board. Such notice shall be sent to the most recent mailing address provided by the candidate or committee.

E. In the case of a failure to file a required statement or report by the specified deadline, the length of the delinquency shall be a factor in determining the amount of the civil penalty assessed.

F. The statute of limitations applicable to a violation of this chapter is stated in § 19.2-8.

§ 24.2-953.1. Failure to file the required reports.

A. In the case of a failure to file the statement of organization for a candidate campaign committee or political committee required by this chapter, there shall be a civil penalty not to exceed \$500.

B. In the case of the failure to file a required report, the candidate campaign committee or political committee shall be assessed a civil penalty not to exceed \$500. In the case of a second or any subsequent such violation pertaining to one election cycle, the candidate campaign committee or political committee shall be assessed a civil penalty of \$1,000 for each such failure to file.

C. In the case of a failure to file the report of any large pre-election contribution required by § 24.2-947.9 or a large contribution report required by § 24.2-948, there shall be a rebuttable presumption that the violation was willful.

§ 24.2-953.2. Late filing of required reports.

2346 A. In the case of the late filing of the statement of organization required by this chapter for a
2347 candidate campaign committee or political committee, there shall be a civil penalty not to exceed \$500.

2348 B. In the case of a late filing of a required report, the candidate campaign committee or political
2349 committee shall be assessed a civil penalty not to exceed \$500. In the case of a second or any
2350 subsequent such violation pertaining to one election cycle, the candidate campaign committee or
2351 political committee shall be assessed a civil penalty of \$1,000 for each such late filing.

2352 § 24.2-953.3. Incomplete reports.

2353 A. In the case of a violation of this chapter that relates to the filing of an incomplete report due
2354 within the 120 days before or the 35 days after a November general election date, there shall be a civil
2355 penalty not to exceed \$500.

2356 B. The additional periods for filing specified in subsections C and D shall apply only to the
2357 completion of a timely filed report and not to any case of a failure to file or the late filing of a required
2358 report by the deadline specified in this chapter. The provisions of subsections C and D shall not apply
2359 to reports required by § 24.2-947.9, 24.2-948, 24.2-949.7, 24.2-950.7, 24.2-951.7, or 24.2-952.5.

2360 C. Prior to assessing a penalty pursuant to this article for the filing of an incomplete report, the
2361 Secretary of the State Board or the general registrar or secretary of the local electoral board, as
2362 appropriate, shall notify within 14 days of the deadline for the required report, in writing, the candidate
2363 and treasurer, or person or political committee required to file a report with that board, that a filed
2364 report has not been completed, citing the omissions from the report. No penalty shall be assessed if the
2365 information required to complete the report is filed within 10 days of the date of mailing the written
2366 notice.

2367 D. If the information required to complete the report is not filed within the 10-day period, the
2368 Secretary of the State Board or the general registrar or secretary of the local electoral board, as
2369 appropriate, shall then assess against the candidate and treasurer, who shall be jointly and severally
2370 liable, or person or political committee required to file a report, a civil penalty not to exceed \$500. The
2371 Secretary of the State Board or the general registrar or secretary of the local electoral board may grant
2372 an additional period for compliance, not to exceed two weeks, to permit the completion of a filed report
2373 for good cause shown and in response to a request filed within the 10-day period. However, no
2374 additional period shall be granted thereafter for compliance.

2375 § 24.2-953.4. Additional civil penalties for late and incomplete filings for statewide campaigns.

2376 A. In addition to the penalties provided in §§ 24.2-953.1, 24.2-953.2 and 24.2-953.3, any candidate
2377 for statewide office, and his campaign treasurer, who fails to file any report required in Article 3 in a
2378 timely manner or files an incomplete report may be assessed a civil penalty by the Secretary of the State
2379 Board pursuant to this section.

2380 B. Prior to assessing a penalty pursuant to this section, the Secretary shall notify, within 14 days of
2381 the deadline for the required report, the candidate and treasurer in writing that a report has not been
2382 filed or that a filed report has not been completed, citing the omissions from the report. No penalty
2383 shall be assessed pursuant to this section if the report or information required to complete the report is
2384 filed within seven days of the date of mailing the written notice.

2385 C. If the report or information required to complete the report is not filed within the seven-day
2386 period, the Secretary shall assess against the candidate and treasurer, who shall be jointly and severally
2387 liable, a civil penalty of \$500 for each day that the violation continues on and after the eighth day
2388 following the date of mailing the written notice. The Secretary may grant an additional period for
2389 compliance, not to exceed two weeks, for good cause shown and in response to a request filed within
2390 the seven-day period. However, no additional period shall be granted for compliance with the
2391 requirement under subdivision 8 of § 24.2-947.6 to file a report not later than the eighth day before the
2392 election. The State Board shall notify the public through the Internet of the violation and identity of the
2393 violator.

2394 D. If requested by the Secretary, the attorney for the Commonwealth of the City of Richmond shall
2395 assist the Secretary in collecting the civil penalty.

2396 E. Any candidate or treasurer aggrieved by the assessment pursuant to this section shall have a right
2397 to the direct review of the assessment by a court of competent jurisdiction as provided in the
2398 Administrative Process Act (§ 2.2-4000 et seq.). The provisions of the Act shall not apply, however, to
2399 the assessment of civil penalties by the Secretary pursuant to this section.

2400 F. Civil penalties collected pursuant to this section shall be payable to the State Treasurer for
2401 deposit to the general fund.

2402 Chapter 9.4.

2403 Campaign Fundraising; Legislative Sessions.

2404 § 24.2-954. Campaign fundraising; legislative sessions; penalties.

2405 A. No member of the General Assembly or statewide official and no campaign committee of a
2406 member of the General Assembly or statewide official shall solicit or accept a contribution for the
2407 campaign committee of any member of the General Assembly or statewide official, or for any political

committee, from any person or political committee on and after the first day of a regular session of the General Assembly through adjournment sine die of that session.

B. No person or political committee shall make or promise to make a contribution to a member of the General Assembly or statewide official or his campaign committee on and after the first day of a regular session of the General Assembly through adjournment sine die of that session.

C. The restrictions of this section shall not apply to a contribution (i) made by a member of the General Assembly or statewide official from his personal funds or (ii) made to the campaign committee of a candidate in a special election.

D. As used in this section:

"Adjournment sine die" means adjournment on the last legislative day of the regular session, and such session does not include the ensuing reconvened session;

"Campaign committee," "contribution," "person," and "political committee" shall be defined as provided in § 24.2-945.1 except that "contribution" shall not include money, services, or things of value in any way provided by a candidate to his own campaign and the payment by the candidate of any primary filing fee;

"Solicit" means request a contribution, orally or in writing, but shall not include a request for support of a candidate or his position on an issue; and

"Statewide official" means the Governor, Lieutenant Governor, and Attorney General.

E. Any person who violates, or aids, abets, or participates in the violation of this section shall be subject to a civil penalty equal to the amount of the prohibited contribution or promised contribution or \$500, whichever amount is greater. The attorney for the Commonwealth shall initiate civil proceedings to enforce the civil penalty provided herein. Any civil penalties collected shall be payable to the State Treasurer for deposit to the general fund.

Chapter 9.5.

Political Campaign Advertisements.

Article 1.

General provisions.

§ 24.2-955. Scope of disclosure requirements.

The disclosure requirements of this chapter apply to any sponsor of an advertisement in the print media or on radio or television the cost or value of which constitutes an expenditure or contribution required to be disclosed under Chapter 9.3 (§ 24.2-945 et seq.) except that the disclosure requirements of this chapter do not apply to (i) an individual who makes independent expenditures aggregating less than \$1,000 in an election cycle for a candidate or (ii) an individual who incurs expenses only with respect to a referendum.

§ 24.2-955.1. Definitions.

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

"Advertisement" means any message appearing in the print media, on television, or on radio that constitutes a contribution or expenditure under Chapter 9.3 (§ 24.2-945 et seq.). "Advertisement" shall not include novelty items authorized by a candidate including, but not limited to, pens, pencils, magnets, and buttons to be attached to wearing apparel.

"Authorized by" means the same as "authorization" as defined in § 24.2-945.1.

"Campaign telephone calls" means a series of telephone calls, electronic or otherwise, made (i) to 25 or more telephone numbers in the Commonwealth, (ii) during the 180 days before a general or special election or during the 90 days before a primary or other political party nominating event, (iii) conveying or soliciting information relating to any candidate or political party participating in the election, primary or other nominating event, and (iv) under an agreement to compensate the telephone callers.

"Candidate" means "candidate" as defined in § 24.2-101.

"Candidate campaign committee" or "campaign committee" means "campaign committee" as defined in § 24.2-945.1.

"Coordinated" or "coordination" means an expenditure that is made (i) at the express request or suggestion of a candidate, a candidate's campaign committee, or an agent of the candidate or his campaign committee or (ii) with material involvement of the candidate, a candidate's campaign committee, or an agent of the candidate or his campaign committee in devising the strategy, content, means of dissemination, or timing of the expenditure.

"Conspicuous" means so written, displayed, or communicated that a reasonable person ought to have noticed it.

"Full-screen" means the only picture appearing on the television screen during the oral disclosure statement that (i) contains the disclosing person, (ii) occupies all visible space on the television screen, and (iii) contains the image of the disclosing person that occupies at least 50% of the vertical height of the television screen.

2469 *"Independent expenditure" means "independent expenditure" as defined in § 24.2-945.1.*
2470 *"Occurrence" means one broadcast of a radio or television political campaign advertisement.*
2471 *"Political action committee" means "political action committee" as defined in § 24.2-945.1.*
2472 *"Political committee" means "political committee" as defined in § 24.2-945.1.*
2473 *"Political party" has the same meaning as "party" or "political party" as defined in § 24.2-101.*
2474 *"Political party committee" means any state political party committee, congressional district political*
2475 *party committee, county or city political party committee, or organized political party group of elected*
2476 *officials. The term shall not include any other organization or auxiliary associated with or using the*
2477 *name of a political party.*
2478 *"Print media" means billboards, cards, newspapers, newspaper inserts, magazines, mass mailings,*
2479 *pamphlets, fliers, bumper stickers, periodicals, website, electronic mail, and outdoor advertising*
2480 *facilities. A "mass mailing" is a mailing with more than 500 pieces. If a single print media*
2481 *advertisement consists of multiple pages, folds, or faces, the disclosure requirement of this section*
2482 *applies only to one page, fold, or face.*
2483 *"Radio" means any radio broadcast station that is subject to the provisions of 47 U.S.C. §§ 315 and*
2484 *317.*
2485 *"Scan line" means a standard term of measurement used in the electronic media industry calculating*
2486 *a certain area in a television advertisement.*
2487 *"Sponsor" means a candidate, candidate campaign committee, political committee, or person that*
2488 *purchases an advertisement.*
2489 *"Television" means any television broadcast station, cable television system, wireless-cable multipoint*
2490 *distribution system, satellite company, or telephone company transmitting video programming that is*
2491 *subject to the provisions of 47 U.S.C. §§ 315 and 317.*
2492 *"Unobscured" means that the only printed material that may appear on the television screen is a*
2493 *visual disclosure statement required by law, and that nothing is blocking the view of the disclosing*
2494 *person's face.*
2495 *§ 24.2-955.2. Publications not to receive compensation for advocating candidacy; penalties.*
2496 *A. It shall be unlawful for any owner, proprietor, editor, manager, officer, clerk, agent, reporter, or*
2497 *employee of any newspaper, magazine, or periodical printed or published in this Commonwealth to*
2498 *accept or receive or agree to accept or receive, for himself or another, any money or other valuable*
2499 *consideration for such newspaper, magazine, or other periodical supporting or advocating the election*
2500 *or defeat of any candidate. But nothing in this section shall prevent any person, firm, or corporation*
2501 *engaged in the publication of any newspaper, magazine or periodical from receiving from any person*
2502 *compensation for printing and publishing any matter, article or articles advocating the election or*
2503 *defeat of any candidate, if a statement, "Paid Advertisement," appears in plain type in boldface Roman*
2504 *capitals in a conspicuous place at the beginning of the matter or article and the matter or article*
2505 *otherwise complies with the provisions of this chapter.*
2506 *B. The person accepting a "Paid Advertisement" for the newspaper, magazine or periodical shall*
2507 *require, and for one year shall retain a copy of, proof of the identity of the person who submits the*
2508 *advertisement for publication when the authorization statement on the advertisement is made pursuant to*
2509 *this chapter by an individual or entity other than a candidate, candidate campaign committee, political*
2510 *party committee, or political action committee. Proof of identity shall be submitted either (i) in person*
2511 *and include a valid Virginia driver's license, or any other identification card issued by a government*
2512 *agency of the Commonwealth, one of its political subdivisions, or the United States, or (ii) other than in*
2513 *person, in which case, the person submitting the advertisement shall provide a telephone number and*
2514 *the person accepting the advertisement may phone the person to verify the validity of the person's*
2515 *identifying information before publishing the advertisement.*
2516 *C. Any such owner, proprietor, editor, manager, officer, clerk, agent, reporter, or employee violating*
2517 *the provisions of subsection A or B shall be subject to a civil penalty not to exceed \$50; and, in the*
2518 *case of a willful violation, he shall be guilty of a Class 1 misdemeanor. The procedure to enforce the*
2519 *civil penalty provided in this section shall be as stated in article 8 of chapter 9.3.*
2520 *§ 24.2-955.3. Penalties for violations of this chapter.*
2521 *A. Any sponsor violating Article 2 of this chapter shall be subject to a civil penalty not to exceed*
2522 *\$100; and in the case of a willful violation, he shall be guilty of a Class 1 misdemeanor.*
2523 *B. Any sponsor violating Article 3 or 4 of this chapter shall be subject to a civil penalty not to*
2524 *exceed \$500 per occurrence; and in the case of a willful violation, he shall be guilty of a Class 1*
2525 *misdemeanor. In no event shall the total civil penalties imposed for multiple broadcasts of one*
2526 *particular campaign advertisement exceed \$5,000.*
2527 *C. Any person violating Article 5 of this chapter shall be subject to a civil penalty not to exceed*
2528 *\$2,500; and in the case of a willful violation, he shall be guilty of a Class 1 misdemeanor. A violation*
2529 *of the provisions of Article 5 of this chapter shall not void any election.*
2530 *D. It shall not be deemed a violation of this chapter if the contents of the disclosure legend or*

statement convey the required information.

E. Any civil penalties collected pursuant to an action under this section shall be payable to the State Treasurer for deposit to the general fund. The procedure to enforce the civil penalties provided in this section shall be as stated in § 24.2-946.3.

Article 2.

Print Media Advertisement Requirements.

§ 24.2-956. Requirements for print media advertisements sponsored by a candidate campaign committee.

It shall be unlawful for any candidate or candidate campaign committee to sponsor a print media advertisement that constitutes an expenditure or contribution required to be disclosed under Chapter 9.3 (§ 24.2-945 et seq.) unless all of the following conditions are met:

1. It bears the legend or includes the statement: "Paid for by [Name of candidate or campaign committee]." Alternatively, if the advertisement is supporting a candidate who is the sponsor and the advertisement makes no reference to any other clearly identified candidate, then the statement "Paid for by [Name of sponsor]" may be replaced by the statement "Authorized by [Name of sponsor]."

2. In an advertisement sponsored by a candidate or a candidate campaign committee that makes reference to any other clearly identified candidate who is not sponsoring the advertisement, the sponsor shall state whether it is authorized by the candidate not sponsoring the advertisement. The visual legend in the advertisement shall state either "Authorized by [Name of candidate], candidate for [Name of office]" or "Not authorized by any other candidate." This subdivision does not apply if the sponsor of the advertisement is the candidate the advertisement supports or that candidate's campaign committee.

3. If an advertisement is jointly sponsored, the disclosure statement shall name all the sponsors.

4. Any disclosure statement required by this section shall be displayed in a conspicuous manner.

§ 24.2-956.1. Requirements for print media advertisements sponsored by a person or political committee, other than a candidate campaign committee.

It shall be unlawful for any person or political committee to sponsor a print media advertisement that constitutes an expenditure or contribution required to be disclosed under Chapter 9.3 (§ 24.2-945 et seq.) unless the following requirements are met:

1. It bears the legend or includes the statement: "Paid for by [Name of person or political committee]."

2. In an advertisement supporting or opposing the nomination or election of one or more clearly identified candidates, the sponsor states whether it is authorized by a candidate. The visual legend in the advertisement shall state either "Authorized by [name of candidate], candidate for [name of office]" or "Not authorized by a candidate."

3. In an advertisement that identifies a candidate the sponsor is opposing, the sponsor must disclose in the advertisement the name of the candidate who is intended to benefit from the advertisement, if the sponsor coordinates with, or has the authorization of, the benefited candidate.

4. If an advertisement is jointly sponsored, the disclosure statement shall name all the sponsors.

5. Any disclosure statement required by this section shall be displayed in a conspicuous manner.

Article 3.

Television Advertisement Requirements.

§ 24.2-957. General provisions.

A. Television outlets shall not be liable under this article for carriage of political advertisements that fail to include the disclosure requirements provided for in this article. This provision supersedes any contrary provisions of the Code of Virginia.

B. If the sponsor does not have the option of controlling the audio, if any, heard during the television advertisement, the disclosure requirements shall be the same as for print media.

C. The person accepting an advertisement for a television outlet shall require, and for one year shall retain a copy of, proof of identity of the person who submits the advertisement for broadcast. Proof of identity shall be submitted either (i) in person and include a valid Virginia driver's license, or any other identification card issued by a government agency of the Commonwealth, one of its political subdivisions, or the United States, or (ii) other than in person, in which case, the person submitting the advertisement shall provide a telephone number and the person accepting the advertisement may phone the person to verify the validity of the person's identifying information before broadcasting the advertisement.

D. Any disclosure statement required by this article shall be displayed in a conspicuous manner.

§ 24.2-957.1. Requirements for television advertisements sponsored by a candidate or candidate campaign committee.

It shall be unlawful for any candidate or a candidate campaign committee to sponsor a television advertisement that constitutes an expenditure or contribution required to be disclosed under Chapter 9.3 (§ 24.2-945 et seq.) unless the following requirements are met:

2592 1. It bears the legend or includes the statement: "Paid for by [Name of candidate or campaign
2593 committee]." Alternatively, if the advertisement is supporting that candidate and the advertisement makes
2594 no reference to any other clearly identified candidate, then the statement "Paid for by [Name of
2595 sponsor]" may be replaced by the statement "Authorized by [Name of sponsor]."

2596 The disclosure shall be made by visual legend, which shall constitute 20 scan lines in size. The
2597 content of these visual legends is specified by the Communications Act of 1934, 47 U.S.C. §§ 315 and
2598 317 and this section.

2599 2. If the advertisement sponsored by the candidate or the candidate campaign committee makes
2600 reference to another clearly identified candidate, it must include a disclosure statement spoken by the
2601 sponsoring candidate containing at least the following words: "I am (or "This is ..) [Name of
2602 candidate], candidate for [name of] office, and I (or 'my campaign') sponsored this ad."

2603 The candidate or the candidate campaign committee may provide the oral disclosure statement
2604 required by this section at the same time as the visual disclosure required under the Communications
2605 Act of 1934, 47 U.S.C. §§ 315 and 317, is shown.

2606 3. The advertisement shall include throughout the disclosure statement an unobscured, full-screen
2607 picture containing the candidate, either in photographic form or through the actual appearance of the
2608 candidate on camera.

2609 4. The candidate or the campaign committee may place the disclosure statement required by this
2610 section at any point during the advertisement, except if the duration of the advertisement is more than
2611 five minutes, the disclosure statement shall be made both at the beginning and end of the advertisement.

2612 5. In its oral disclosure statement, the sponsor may choose to identify an advertisement as either
2613 supporting or opposing the nomination or election of one or more clearly identified candidates.

2614 6. If an advertisement is jointly sponsored, the disclosure statement shall include the names of all the
2615 sponsors and the candidate shall be the disclosing individual. If more than one candidate is the
2616 sponsor, at least one of the candidates shall be the disclosing individual.

2617 § 24.2-957.2. Requirements for television advertisements sponsored by a political committee.

2618 It shall be unlawful for a political committee to sponsor a television advertisement that constitutes an
2619 expenditure or contribution required to be disclosed under Chapter 9.3 (§ 24.2-945 et seq.) unless the
2620 following requirements are met:

2621 1. It bears the legend or includes the statement: "Paid for by [Name of political committee]."

2622 2. A television advertisement supporting or opposing the nomination or election of one or more
2623 clearly identified candidates (i) shall include a disclosure statement, spoken by the chief executive officer
2624 or treasurer of the political committee, containing at least the following words: "The [name of political
2625 committee] sponsored this ad."

2626 3. If an advertisement is jointly sponsored, the disclosure statement shall include the names of all the
2627 sponsors and the disclosing individual shall be one of those sponsors.

2628 4. The disclosure shall be made by visual legend, which shall constitute 20 scan lines in size.

2629 5. The content of these visual legends is specified by the Communications Act of 1934, 47 U.S.C.
2630 §§ 315 and 317 and this section.

2631 6. The political committee may provide the oral disclosure statement required by this section at the
2632 same time as the visual disclosure required under the Communications Act of 1934, 47 U.S.C. §§ 315
2633 and 317, is shown.

2634 7. The advertisement shall include throughout the disclosure statement an unobscured, full-screen
2635 picture containing the disclosing individual, either in photographic form or through the actual
2636 appearance of the disclosing individual on camera.

2637 8. A political committee may place the disclosure statement required by this section at any point
2638 during the advertisement, except if the duration of the advertisement is more than five minutes, the
2639 disclosure statement shall be made both at the beginning and end of the advertisement.

2640 9. In its oral disclosure statement, a political committee may choose to identify an advertisement as
2641 either supporting or opposing the nomination or election of one or more clearly identified candidates.

2642 10. If the advertisement is jointly sponsored, the disclosure statement shall name all of the sponsors
2643 and the disclosing individual shall be one of those sponsors. This provision supersedes any contrary
2644 provisions of the Code of Virginia.

2645 § 24.2-957.3. Requirements for television advertisements sponsored by a person that is not a
2646 candidate campaign committee or political committee.

2647 A. It shall be unlawful for a person to sponsor a television advertisement that constitutes an
2648 expenditure or contribution required to be disclosed under Chapter 9.3 (§ 24.2-945 et seq.) unless the
2649 following requirements are met:

2650 1. If the sponsor is an individual, a disclosure statement spoken by the individual containing at least
2651 the following words: "I am [individual's name], and I sponsored this ad."

2652 2. If the sponsor is a corporation, partnership, business, labor organization, membership
2653 organization, association, cooperative, or other like entity, a disclosure statement spoken by the chief

executive officer containing at least the following words: "[Name of sponsor] paid for (or 'sponsored' or 'furnished') this ad."

B. In its oral disclosure statement, a person may choose to identify an advertisement as either supporting or opposing the nomination or election of one or more clearly identified candidates.

C. If an advertisement is jointly sponsored, the disclosure statement shall include the names of all the sponsors.

Article 4.

Radio Advertisement Requirements.

§ 24.2-958. General provisions.

A. Radio outlets shall not be liable under this article for carriage of political advertisements that fail to include the disclosure requirements provided for in this article. This provision supersedes any contrary provisions of the Code of Virginia.

B. The person accepting an advertisement for a radio outlet shall require, and for one year shall retain a copy of, proof of identity of the person who submits the advertisement for broadcast. Proof of identity shall be submitted either (i) in person and include a valid Virginia driver's license, or any other identification card issued by a government agency of the Commonwealth, one of its political subdivisions, or the United States, or (ii) other than in person, in which case, the person submitting the advertisement shall provide a telephone number and the person accepting the advertisement may phone the person to verify the validity of the person's identifying information before broadcasting the advertisement.

C. Any disclosure statement required by this section shall be communicated in a conspicuous manner.

§ 24.2-958.1. Requirements for radio advertisements sponsored by a candidate or candidate campaign committee.

It shall be unlawful for a candidate or a candidate campaign committee to sponsor a radio advertisement that constitutes an expenditure or contribution required to be disclosed under Chapter 9.3 (§ 24.2-945 et seq.) unless all of the following requirements are met:

1. The advertisement shall include the statement "Paid for by [Name of candidate or candidate campaign committee]." Alternatively, if the advertisement makes no reference to any clearly identified candidate other than the candidate who is sponsoring the advertisement or whose campaign committee is sponsoring the advertisement, then the statement "Paid for by [Name of candidate or candidate campaign committee]" may be replaced by the statement "Authorized by [Name of candidate or candidate campaign committee]."

2. If the advertisement supports or opposes the election or nomination of a clearly identified candidate other than the sponsoring candidate or supports or opposes the election or nomination of the sponsoring candidate and makes reference to another clearly identified candidate, it must include a disclosure statement spoken by the sponsoring candidate containing at least the following words: "I am (or 'This is ..') [Name of candidate], candidate for [name of office], and this ad was paid for by (or 'sponsored by' or 'furnished by') [name of candidate or candidate campaign committee]."

3. The disclosure statement shall last at least two seconds and the statement shall be spoken so that its contents may be easily understood. The placement of the oral disclosure statement shall also comply with the requirements of the Communications Act of 1934, 47 U.S.C. §§ 315 and 317.

4. In its oral disclosure statement, the candidate or the candidate campaign committee may choose to identify an advertisement as either supporting or opposing the nomination or election of one or more clearly identified candidates.

5. If an advertisement is jointly sponsored, the disclosure statement shall include the names of all the sponsors and the candidate shall be the disclosing individual. If more than one candidate is the sponsor, at least one of the candidates shall be the disclosing individual.

§ 24.2-958.2. Requirements for radio advertisements sponsored by a political committee.

It shall be unlawful for a political committee to sponsor an advertisement that constitutes an expenditure or contribution required to be disclosed under Chapter 9.3 (§ 24.2-945 et seq.) unless the following requirements are satisfied:

1. A radio advertisement supporting or opposing the nomination or election of one or more clearly identified candidates (i) shall include a disclosure statement, spoken by the chief executive officer or treasurer of the committee, containing at least the following words: "This ad was paid for (or 'sponsored by' or 'furnished by') [Name of political action committee]." (ii) The disclosure statement shall last at least two seconds and the statement shall be spoken so that its contents may be easily understood. (iii) The placement of the oral disclosure statement shall also comply with the requirements of the Communications Act of 1934, 47 U.S.C. §§ 315 and 317.

2. In its oral disclosure statement, a political committee may choose to identify an advertisement as either supporting or opposing the nomination or election of one or more clearly identified candidates.

2715 3. If the advertisement is jointly sponsored, the disclosure statement shall name all of the sponsors
2716 and the disclosing individual shall be one of those sponsors.

2717 § 24.2-958.3. Requirements for radio advertisements sponsored by a person that is not a candidate
2718 or political committee.

2719 It shall be unlawful for a person to sponsor an advertisement that constitutes an expenditure or
2720 contribution required to be disclosed under Chapter 9.3 (§ 24.2-945 et seq.) unless the following
2721 requirements are met:

2722 1. Radio advertisements purchased by an individual supporting or opposing the nomination or
2723 election of one or more clearly identified candidates shall include a disclosure statement spoken by the
2724 individual containing at least the following words: "I am [individual's name], and I sponsored this ad."

2725 2. Radio advertisements purchased by a corporation, partnership, business, labor organization,
2726 membership organization, association, cooperative, or other like entity supporting or opposing the
2727 nomination or election of one or more clearly identified candidates shall include a disclosure statement
2728 spoken by the chief executive of the sponsor containing at least the following words: "[Name of
2729 sponsor] paid for (or 'sponsored' or 'furnished') this ad."

2730 C. In its oral disclosure statement, a person may choose to identify an advertisement as either
2731 supporting or opposing the nomination or election of one or more clearly identified candidates.

2732 D. If an advertisement is jointly sponsored, the disclosure statement shall include the names of all
2733 the sponsors.

2734

Article 5.

2735 Campaign Telephone Call Requirements.

2736 § 24.2-959. Requirements for campaign telephone calls sponsored by a candidate or candidate
2737 campaign committee.

2738 It shall be unlawful for any candidate or candidate campaign committee to make campaign telephone
2739 calls without disclosing, before the conclusion of each telephone call, information to identify the
2740 candidate or candidate campaign committee who has authorized and is paying for the calls unless such
2741 call is terminated prematurely by means beyond the maker's control.

2742 The person making the telephone call shall disclose the name of the candidate.

2743 It shall also be unlawful (i) for any candidate or candidate campaign committee who contracts for
2744 campaign telephone calls to fail to provide to the persons making the telephone calls the identifying
2745 information required by this section or (ii) for any person to provide a false or fictitious name or
2746 address when providing the identifying information required.

2747 § 24.2-959.1. Requirements for campaign telephone calls sponsored by a political committee or
2748 person other than a candidate or candidate campaign committee.

2749 It shall be unlawful for any person or political committee to make campaign telephone calls without
2750 disclosing, before the conclusion of each telephone call, information to identify the person or political
2751 committee who has authorized and is paying for the calls unless such call is terminated prematurely by
2752 means beyond the maker's control.

2753 The person making the telephone call shall disclose the following identifying information: the name
2754 of the political committee if the calls are authorized by that committee or an agent of that committee;
2755 and in the case of a committee that has filed a statement of organization under Chapter 9.3 (§ 24.2-945
2756 et seq.), the full name of the committee and a registration number provided by the State Board; or in
2757 any other case, the full name and residence address of the individual responsible for the campaign
2758 telephone calls.

2759 It shall also be unlawful (i) for any person who contracts for campaign telephone calls to fail to
2760 provide to the persons making the telephone calls the identifying information required by this section or
2761 (ii) for any person to provide a false or fictitious name or address when providing the identifying
2762 information required.

2763 § 30-103. Prohibited conduct.

2764 No legislator shall:

2765 1. Solicit or accept money or other thing of value for services performed within the scope of his
2766 official duties, except the compensation, expenses or other remuneration paid to him by the General
2767 Assembly. This prohibition shall not apply to the acceptance of special benefits which may be
2768 authorized by law;

2769 2. Offer or accept any money or other thing of value for or in consideration of obtaining
2770 employment, appointment, or promotion of any person with any governmental or advisory agency;

2771 3. Offer or accept any money or other thing of value for or in consideration of the use of his public
2772 position to obtain a contract for any person or business with any governmental or advisory agency;

2773 4. Use for his own economic benefit or that of another party confidential information which he has
2774 acquired by reason of his public position and which is not available to the public;

2775 5. Accept any money, loan, gift, favor, service, or business or professional opportunity that
2776 reasonably tends to influence him in the performance of his official duties. This subdivision shall not

apply to any political contribution actually used for political campaign or constituent service purposes and reported as required by ~~Chapter 9 (§ 24.2-900 et seq.)~~ *Chapter 9.3 (§ 24.2-945 et seq.)* of Title 24.2;

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

7. During the one year after the termination of his service as a legislator, represent a client or act in a representative capacity on behalf of any person or group, for compensation, on any matter before the General Assembly or any agency of the legislative branch of government. The prohibitions of this subdivision shall apply only to persons engaged in activities that would require registration as a lobbyist under § 2.2-422. Any person subject to the provisions of this subdivision may apply to the Attorney General, as provided in § 30-122, for an advisory opinion as to the application of the restriction imposed by this subdivision on any post-public employment position or opportunity;

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

9. Accept appointment to serve on a body or board of any corporation, company or other legal entity, vested with the management of the corporation, company or entity, and on which two other members of the General Assembly already serve, which is operated for profit and regulated by the State Corporation Commission as (i) a financial institution, (ii) a mortgage lender or broker, (iii) any business under Chapter 5 (§ 13.1-501 et seq.) of Title 13.1, (iv) any business under Title 38.2, or (v) any business under Title 56;

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

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

§ 30-111. Disclosure form.

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

STATEMENT OF ECONOMIC INTERESTS.

Name
Office or position held or sought
Home address
Names of members of immediate family

DEFINITIONS AND EXPLANATORY MATERIAL.

"Immediate family" means (i) a spouse and (ii) any other person residing in the same household as the legislator, who is a dependent of the legislator or of whom the legislator is a dependent.

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

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

"Close financial association" does not mean an association based on the receipt of retirement benefits or deferred compensation from a business by which the legislator is no longer employed. "Close financial association" does not include an association based on the receipt of compensation for work performed by the legislator as an independent contractor of a business that represents an entity before any state governmental agency when the legislator has had no communications with the state governmental agency.

"Gift" means any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item having monetary value. It includes services as well as gifts of transportation, local travel, lodgings and meals, whether provided in-kind, by purchase of a ticket, payment in advance or reimbursement after the expense has been incurred. "Gift" shall not include any offer of a ticket or other admission or pass

2838 unless the ticket, admission, or pass is used. "Gift" shall not include honorary degrees and presents from
2839 relatives. "Relative" means the donee's spouse, child, uncle, aunt, niece, or nephew; a person to whom
2840 the donee is engaged to be married; the donee's or his spouse's parent, grandparent, grandchild, brother,
2841 or sister; or the donee's brother's or sister's spouse.

2842 "Lobbyist relationship" means (i) an engagement, agreement, or representation that relates to legal
2843 services, consulting services, or public relations services, whether gratuitous or for compensation,
2844 between a member or member-elect and any person who is, or has been within the prior calendar year,
2845 registered as a lobbyist with the Secretary of the Commonwealth, or (ii) a greater than three percent
2846 ownership interest by a member or member-elect in a business that employs, or engages as an
2847 independent contractor, any person who is, or has been within the prior calendar year, registered as a
2848 lobbyist with the Secretary of the Commonwealth. The disclosure of a lobbyist relationship shall not (i)
2849 constitute a waiver of any attorney-client or other privilege, (ii) require a waiver of any attorney-client
2850 or other privilege for a third party, or (iii) be required where a member or member-elect is employed or
2851 engaged by a person and such person also employs or engages a person in a lobbyist relationship so
2852 long as the member or member-elect has no financial interest in the lobbyist relationship.
2853

2854 TRUST. If you or your immediate family, separately or together, are the only beneficiaries of a trust,
2855 treat the trust's assets as if you own them directly. If you or your immediate family has a proportional
2856 interest in a trust, treat that proportion of the trust's assets as if you own them directly. For example, if
2857 you and your immediate family have a one-third interest in a trust, complete your Statement as if you
2858 own one-third of each of the trust's assets. If you or a member of your immediate family created a trust
2859 and can revoke it without the beneficiaries' consent, treat its assets as if you own them directly.
2860

2861 REPORT TO THE BEST OF INFORMATION AND BELIEF. Information required on this
2862 Statement must be provided on the basis of the best knowledge, information and belief of the individual
2863 filing the Statement as of the date of this report unless otherwise stated.

2864 COMPLETE ITEMS 1 THROUGH 10. REFER TO SCHEDULES ONLY IF DIRECTED.

2865 You may attach additional explanatory information.

2866 1. Offices and Directorships.

2867 Are you or a member of your immediate family a paid officer or paid
2868 director of a business?

2869 EITHER check NO / / OR check YES / / and complete Schedule A.

2870 2. Personal Liabilities.

2871 Do you or a member of your immediate family owe more than \$10,000 to any
2872 one creditor including contingent liabilities? (Exclude debts to any
2873 government and loans secured by recorded liens on property at least
2874 equal in value to the loan.)

2875 EITHER check NO / / OR check YES / / and complete Schedule B.

2876 3. Securities.

2877 Do you or a member of your immediate family, directly or indirectly,
2878 separately or together, own securities valued in excess of \$10,000
2879 invested in one business? Account for mutual funds, limited partnerships
2880 and trusts.

2881 EITHER check NO / / OR check YES / / and complete Schedule C.

2882 4. Payments for Talks, Meetings, and Publications.

2883 During the past 12 months did you receive lodging, transportation,
2884 money, or anything else of value with a combined value exceeding \$200
2885 for a single talk, meeting, or published work in your capacity as a
2886 legislator?

2887 EITHER check NO / / OR check YES / / and complete Schedule D.

2888 5. Gifts.

2889 During the past 12 months did a business, government, or individual
2890 other than a relative or personal friend (i) furnish you with any gift
2891 or entertainment at a single event, and the value received by you
2892 exceeded \$50 in value or (ii) furnish you with gifts or entertainment in
2893 any combination and the value received by you exceeded \$100 in total
2894 value; and for which you neither paid nor rendered services in exchange?
2895 Account for entertainment events only if the average value per person
2896 attending the event exceeded \$50 in value. Account for all business

2897 entertainment (except if related to your private profession or
 2898 occupation) even if unrelated to your official duties.
 2899 EITHER check NO / / OR check YES / / and complete Schedule E.
 2900 6. Salary and Wages.
 2901 List each employer that pays you or a member of your immediate family
 2902 salary or wages in excess of \$10,000 annually. (Exclude state or local
 2903 government or advisory agencies.)
 2904 If no reportable salary or wages, check here / /.
 2905
 2906
 2907
 2908 7. Business Interests and Lobbyist Relationships.
 2909 7A. Do you or a member of your immediate family, separately or together,
 2910 operate your own business, or own or control an interest in excess of
 2911 \$10,000 in a business?
 2912 EITHER check NO / / OR check YES / / and complete Schedule F-1.
 2913 7B. Do you have a lobbyist relationship as that term is defined above?
 2914 EITHER check NO / / OR check YES / / and complete Schedule F-2.
 2915 8. Payments for Representation and Other Services.
 2916 8A. Did you represent any businesses before any state governmental
 2917 agencies, excluding courts or judges, for which you received total
 2918 compensation during the past 12 months in excess of \$1,000, excluding
 2919 compensation for other services to such businesses and representation
 2920 consisting solely of the filing of mandatory papers and subsequent
 2921 representation regarding the mandatory papers?
 2922 EITHER check NO / / OR check YES / / and complete Schedule G-1.
 2923 8B. Subject to the same exceptions as in 8A, did persons with whom you
 2924 have a close financial association (partners, associates or others)
 2925 represent any businesses before any state governmental agency for
 2926 which total compensation was received during the past 12 months in
 2927 excess of \$1,000?
 2928 EITHER check NO / / OR check YES / / and complete Schedule G-2.
 2929 8C. Did you or persons with whom you have a close financial association
 2930 furnish services to businesses operating in Virginia for which total
 2931 compensation in excess of \$1,000 was received during the past 12 months?
 2932 EITHER check NO / / OR check YES / / and complete Schedule G-3.
 2933 9. Real Estate.
 2934 Do you or a member of your immediate family hold an interest, including
 2935 a partnership interest, valued at \$10,000 or more in real property (other
 2936 than your principal residence) for which you have not already listed the
 2937 full address on Schedule F? Account for real estate held in trust.
 2938 EITHER check NO / / OR check YES / / and complete Schedule H.
 2939 10. Real Estate Contracts with State Governmental Agencies.
 2940 Do you or a member of your immediate family hold an interest valued at
 2941 more than \$10,000 in real estate, including a corporate, partnership, or
 2942 trust interest, option, easement, or land contract, which real estate is
 2943 the subject of a contract, whether pending or completed within the past
 2944 12 months, with a state governmental agency? If the real estate contract
 2945 provides for the leasing of the property to a state governmental agency,
 2946 do you or a member of your immediate family hold an interest in the real
 2947 estate, including a corporate, partnership, or trust interest, option,
 2948 easement, or land contract valued at more than \$1,000? Account for all
 2949 such contracts whether or not your interest is reported in Schedule F or
 2950 H. This requirement to disclose an interest in a lease does not apply to
 2951 an interest derived through an ownership interest in a business unless
 2952 the ownership interest exceeds three percent of the total equity of the

2953 business.
 2954 EITHER check NO / / OR check YES / / and complete Schedule I.
 2955 Statements of Economic Interests are open for public inspection.

2956 AFFIRMATION.

2957 In accordance with the rules of the house in which I serve, if I receive a
 2958 request that this disclosure statement be corrected, augmented, or revised
 2959 in any respect, I hereby pledge that I shall respond promptly to the
 2960 request. I understand that if a determination is made that the statement is
 2961 insufficient, I will satisfy such request or be subjected to disciplinary
 2962 action of my house.

2963 I swear or affirm that the foregoing information is full, true and correct
 2964 to the best of my knowledge.

2965 Signature _____

2966 Commonwealth of Virginia

2967 _____ of _____ to wit:

2968 The foregoing disclosure form was acknowledged before me

2969 This _____ day of _____, 20____, by _____

2970 Notary Public

2971 My commission expires _____

2972 (Return only if needed to complete Statement.)

2973 SCHEDULES
 2974 TO
 2975 STATEMENT OF ECONOMIC INTERESTS.

2976 NAME

2977
 2978 SCHEDULE A - OFFICES AND DIRECTORSHIPS.

2979 Identify each business of which you or a member of your immediate family
 2980 is a paid officer or paid director.

2981 -----

2982 -----

2983	Name of Business	Address of Business	Position Held
2984	-----	-----	-----
2985	-----	-----	-----
2986	-----	-----	-----
2987	-----	-----	-----
2988	-----	-----	-----
2989	-----	-----	-----
2990	-----	-----	-----

2990 RETURN TO ITEM 2

2991 SCHEDULE B - PERSONAL LIABILITIES.

2992 Report personal liability by checking each category. Report only debts in
 2993 excess of \$10,000. Do not report debts to any government. Do not report
 2994 loans secured by recorded liens on property at least equal in value to the
 2995 loan.

2996 Report contingent liabilities below and indicate which debts are contingent.

2997 1. My personal debts are as follows:

2998 -----

2999 -----

3000	Check	Check one
3001	appropriate	\$10,001 to More than
3002	categories	\$50,000 \$50,000
3003	Banks	-----
3004	Savings institutions	-----
3005	Other loan or finance companies	-----

3006	Insurance companies	-----	-----
3007	Stock, commodity or other brokerage		
3008	companies	-----	-----
3009	Other businesses:		
3010	(State principal business activity for each		
3011	creditor.)	-----	-----
3012	_____	-----	-----
3013	_____	-----	-----
3014	Individual creditors:		
3015	(State principal business or		
3016	occupation of each creditor.)	-----	-----
3017	_____	-----	-----
3018	_____	-----	-----
3019	2. The personal debts of the members of my immediate family are as follows:		
3020	-----		
3021	-----		
3022	Check	Check one	
3023	appropriate	\$10,001 to	More than
3024	categories	\$50,000	\$50,000
3025	Banks		
3026	Savings institutions	-----	-----
3027	Other loan or finance companies	-----	-----
3028	Insurance companies	-----	-----
3029	Stock, commodity or other brokerage		
3030	companies	-----	-----
3031	Other businesses:		
3032	(State principal business activity		
3033	for each creditor.)	-----	-----
3034	_____	-----	-----
3035	_____	-----	-----
3036	Individual creditors:		
3037	(State principal business or		
3038	occupation of each creditor.)	-----	-----
3039	_____	-----	-----
3040	_____	-----	-----
3041	-----		
3042	-----		
3043			
3044		RETURN TO ITEM 3	
3045	SCHEDULE C - SECURITIES.		
3046	"Securities" INCLUDES stocks, bonds,	"Securities" EXCLUDES	
3047	mutual funds, limited partnerships,	certificates of deposit,	
3048	and commodity futures contracts.	money market funds, annuity	
3049		contracts, and insurance	
3050		policies.	
3051	Identify each business or Virginia governmental entity in which you or a		
3052	member of your immediate family, directly or indirectly, separately or		
3053	together, own securities valued in excess of \$10,000.		
3054			
3055	Do not list U.S. Bonds or other government securities not issued by the		
3056	Commonwealth of Virginia or its authorities, agencies, or local		
3057	governments. Do not list organizations that do not do business in this		
3058	Commonwealth, but most major businesses conduct business in Virginia.		
3059	Account for securities held in trust.		
3060	If no reportable securities, check here / /.		
3061	-----		

3062	-----	-----	-----	-----
3063			Check	one
3064		Type of Security		More
3065		(stocks, bonds, mutual	\$10,001 to	than
3066	Name of Issuer	Entity funds, etc.)	\$50,000	\$50,000
3067	-----	-----	-----	-----
3068	-----	-----	-----	-----
3069	-----	-----	-----	-----
3070	-----	-----	-----	-----
3071	-----	-----	-----	-----
3072	-----	-----	-----	-----

3073
3074 RETURN TO ITEM 4

3075 SCHEDULE D - PAYMENTS FOR TALKS, MEETINGS, AND PUBLICATIONS.

3076 List each source from which you received during the past 12 months
3077 lodging, transportation, money, or any other thing of value (excluding
3078 meals or drinks coincident with a meeting) with combined value exceeding
3079 \$200 for your presentation of a single talk, participation in one
3080 meeting, or publication of a work in your capacity as a legislator. List
3081 payments or reimbursements by a the Commonwealth only for meetings or
3082 travel outside the Commonwealth. List a payment even if you donated it to
3083 charity. Do not list information about a payment if you returned it
3084 within 60 days or if you received it from an employer already listed
3085 under Item 6 or from a source of income listed on Schedule F.
3086 If no payment must be listed, check here / /.

3087	-----	-----	-----	-----
3088	-----	-----	-----	-----
3089			Type of payment	
3090			(e.g. honoraria,	
3091			travel reimburse-	
3092	Payer	Approximate Value	Circumstances	ment, etc.)
3093	-----	-----	-----	-----
3094	-----	-----	-----	-----
3095	-----	-----	-----	-----
3096	-----	-----	-----	-----
3097	-----	-----	-----	-----
3098	-----	-----	-----	-----

3099 RETURN TO ITEM 5
3100 SCHEDULE E - GIFTS.

3101 List each business, governmental entity, or individual that, during the
3102 past 12 months, (i) furnished you with any gift or entertainment at a
3103 single event and the value received by you exceeded \$50 in value, or (ii)
3104 furnished you with gifts or entertainment in any combination and the
3105 value received by you exceeded \$100 in total value; and for which you
3106 neither paid nor rendered services in exchange. List each such gift or
3107 event. Do not list entertainment events unless the average value per
3108 person attending the event exceeded \$50 in value. Do not list business
3109 entertainment related to your private profession or occupation. Do not
3110 list gifts or other things of value given by a relative or personal
3111 friend for reasons clearly unrelated to your public position. Do not list
3112 campaign contributions publicly reported as required by ~~Chapter 9~~
3113 ~~(§ 24.2-900 et seq.)~~ Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2 of
3114 the Code of Virginia.

3115	-----
3116	-----
3117	-----
3118	Name of Business,

3119	Organization, or	City or	Gift or	
3120	Individual	County	Event	
3121		and State		Approximate Value
3122	-----	-----	-----	-----
3123	-----	-----	-----	-----
3124	-----	-----	-----	-----
3125	-----	-----	-----	-----
3126	-----	-----	-----	-----
3127	-----	-----	-----	-----

RETURN TO ITEM 6

SCHEDULE F-1 - BUSINESS INTERESTS.

3131 Complete this Schedule for each self-owned or family-owned business
 3132 (including rental property, a farm, or consulting work), partnership, or
 3133 corporation in which you or a member of your immediate family, separately
 3134 or together, own an interest having a value in excess of \$10,000.
 3135 If the enterprise is owned or operated under a trade, partnership, or
 3136 corporate name, list that name; otherwise, merely explain the nature of
 3137 the enterprise. If rental property is owned or operated under a trade,
 3138 partnership, or corporate name, list the name only; otherwise, give the
 3139 address of each property. Account for business interests held in trust.
 3140 -----
 3141 -----
 3142 -----

3143	Name of Business,				Gross income
3144	Corporation				
3145	Partnership,		Nature of Enterprise		
3146	Farm; Address of	City or County	(farming, law, rental	\$50,000	More than
3147	Rental Property	and State	property, etc.)	or less	\$50,000
3148	-----	-----	-----	-----	-----
3149	-----	-----	-----	-----	-----
3150	-----	-----	-----	-----	-----
3151	-----	-----	-----	-----	-----
3152	-----	-----	-----	-----	-----
3153	-----	-----	-----	-----	-----
3154	-----	-----	-----	-----	-----

RETURN TO ITEM 8

SCHEDULE F-2 - LOBBYIST RELATIONSHIPS.

3157 Complete this Schedule for each lobbyist relationship with the following:
 3158 (i) any person who is, or has been within the prior calendar year,
 3159 registered as a lobbyist with the Secretary of the Commonwealth, or
 3160 (ii) any business in which you have a greater than three percent
 3161 ownership interest and that business employs, or engages as an
 3162 independent contractor, any person who is, or has been within the prior
 3163 calendar year, registered as a lobbyist with the Secretary of the
 3164 Commonwealth.
 3165 -----
 3166 -----

3167	List each person	Describe each	Dates of
3168	or business	relationship	relationship
3169	-----	-----	-----
3170	-----	-----	-----
3171	-----	-----	-----
3172	-----	-----	-----
3173	-----	-----	-----
3174	-----	-----	-----

3175 -----
 3176 -----
 3177 -----
 3178 -----
 3179 -----
 3180 THE DISCLOSURE OF A LOBBYIST RELATIONSHIP SHALL NOT (I) CONSTITUTE A
 3181 WAIVER OF ANY ATTORNEY-CLIENT OR OTHER PRIVILEGE, (II) REQUIRE A WAIVER OF
 3182 ANY ATTORNEY-CLIENT OR OTHER PRIVILEGE FOR A THIRD PARTY, OR (III) BE
 3183 REQUIRED WHERE A MEMBER OR MEMBER-ELECT IS EMPLOYED OR ENGAGED BY A
 3184 PERSON AND SUCH PERSON ALSO EMPLOYS OR ENGAGES A PERSON IN A LOBBYIST
 3185 RELATIONSHIP SO LONG AS THE MEMBER OR MEMBER-ELECT HAS NO FINANCIAL
 3186 INTEREST IN THE LOBBYIST RELATIONSHIP.

3187 SCHEDULE G-1 - PAYMENTS FOR REPRESENTATION BY YOU.

3188 List the businesses you represented before any state governmental agency,
 3189 excluding any court or judge, for which you received total compensation
 3190 during the past 12 months in excess of \$1,000, excluding compensation for
 3191 other services to such businesses and representation consisting solely of
 3192 the filing of mandatory papers and subsequent representation regarding
 3193 the mandatory papers filed by you.

3194 Identify each business, the nature of the representation and the amount
 3195 received by dollar category from each such business. You may state the
 3196 type, rather than name, of the business if you are required by law not to
 3197 reveal the name of the business represented by you.

3198 -----
 3199 -----

				Amount Received				
Name	Type	Pur-	Name	\$1,001	\$10,001	\$50,001	\$100,001	\$250,001
of	of	pose	of	to	to	to	to	and over
Busi-	Busi-	of	Agen-	\$10,000	\$50,000	\$100,000	\$250,000	
ness	ness	Repre-	cy					
		senta-						
		tion						
3203	-----	-----	-----	-----	-----	-----	-----	-----
3204	-----	-----	-----	-----	-----	-----	-----	-----
3205	-----	-----	-----	-----	-----	-----	-----	-----
3206	-----	-----	-----	-----	-----	-----	-----	-----
3207	-----	-----	-----	-----	-----	-----	-----	-----
3208	-----	-----	-----	-----	-----	-----	-----	-----
3209	-----	-----	-----	-----	-----	-----	-----	-----
3210	-----	-----	-----	-----	-----	-----	-----	-----
3211	-----	-----	-----	-----	-----	-----	-----	-----
3212	-----	-----	-----	-----	-----	-----	-----	-----
3213	-----	-----	-----	-----	-----	-----	-----	-----
3214	-----	-----	-----	-----	-----	-----	-----	-----

3215 -----
 3216 -----
 3217 -----

3218 -----
 3219 SCHEDULE G-2 - PAYMENTS FOR REPRESENTATION BY ASSOCIATES.
 3220 -----

3221 List the businesses that have been represented before any state
 3222 governmental agency, excluding any court or judge, by persons who are
 3223 your partners, associates or others with whom you have a close financial
 3224 association and who received total compensation in excess of \$1,000 for
 3225 such representation during the past 12 months, excluding representation
 3226 consisting solely of the filing of mandatory papers and subsequent
 3227 representation regarding the mandatory papers filed by your partners,
 3228 associates or others with whom you have a close financial association.
 3229 Identify such businesses by type and also name the state governmental
 3230 agencies before which such person appeared on behalf of such businesses.
 3231

3232	-----	-----
3233	-----	-----
3234		
3235	Type of Business	Name of State Governmental Agency
3236		
3237	-----	-----
3238	-----	-----
3239	-----	-----
3240	-----	-----
3241		
3242	-----	-----
3243	-----	-----
3244		
3245	SCHEDULE G-3 - PAYMENTS FOR REPRESENTATION AND OTHER SERVICES GENERALLY.	
3246	Indicate below types of businesses that operate in Virginia to which	
3247	services were furnished by you or persons with whom you have a close	
3248	financial association and for which total compensation in excess of	
3249	\$1,000 was received during the past 12 months.	
3250	Identify opposite each category of businesses listed below (i) the type	
3251	of business, (ii) the type of service rendered and (iii) the value by	
3252	dollar category of the compensation received for all businesses falling	
3253	within each category.	
3254	-----	
3255	-----	
3256		
3257		Value of Compensation
3258	Check	Type
3259	if	of
3260	ser-	ser-
3261	vices	vice
3262	were	ren-
3263	ren-	dered
3264	dered	\$1,001 \$10,001 \$50,001 \$100,001 \$250,001
3265		to to to to and
3266		\$10,000 \$50,000 \$100,000 \$250,000 over
3267	Electric utilities	-----
3268	Gas utilities	-----
3269	Telephone utilities	-----
3270	Water utilities	-----
3271	Cable television	-----
3272	companies	-----
3273	Interstate	-----
3274	transportation	-----
3275	companies	-----
3276	Intrastate	-----
3277	transportation	-----
3278	companies	-----
3279	Oil or gas retail	-----
3280	companies	-----
3281	Banks	-----
3282	Savings	-----
3283	institutions	-----
3284	Loan or finance	-----
3285	companies	-----
3286	Manufacturing	-----
3287	companies	-----

3288 (state type
 3289 of product,
 3290 e.g., textile,
 3291 furniture, etc.) -----
 3292 Mining companies -----
 3293 Life insurance -----
 3294 companies -----
 3295 Casualty insurance -----
 3296 companies -----
 3297 Other insurance -----
 3298 companies -----
 3299 Retail companies -----
 3300 Beer, wine or -----
 3301 liquor companies -----
 3302 or distributors -----
 3303 Trade associations -----
 3304 Professional -----
 3305 associations -----
 3306 Associations of -----
 3307 public employees -----
 3308 or officials -----
 3309 Counties, cities -----
 3310 or towns -----
 3311 Labor organizations -----
 3312 Other -----
 3313 -----
 3314 -----

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3316 SCHEDULE H - REAL ESTATE - STATE OFFICERS AND EMPLOYEES.
 3317 List real estate other than your principal residence in which you or a
 3318 member of your immediate family holds an interest, including a
 3319 partnership interest, option, easement, or land contract, valued at
 3320 \$10,000 or more. You may list each parcel of real estate individually if
 3321 you wish.
 3322 -----
 3323 -----

3324
 3325 List each location Describe the type of real If the real estate is
 3326 (state, and county estate you own in each owned or recorded in
 3327 or city) where you location (business, recre- a name other than
 3328 own real estate. ational, apartment, com- your own, list that
 3329 mercial, open land, etc.). name.
 3330 -----
 3331 -----
 3332 -----
 3333 -----
 3334 -----
 3335 -----
 3336 -----
 3337 -----
 3338 -----

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3340 SCHEDULE I - REAL ESTATE CONTRACTS WITH GOVERNMENTAL AGENCIES.
 3341 List all contracts, whether pending or completed within the past 12
 3342 months, with a state governmental agency for the sale or exchange of real
 3343 estate in which you or a member of your immediate family holds an
 3344 interest, including a corporate, partnership or trust interest, option,

easement, or land contract, valued at \$10,000 or more. List all contracts with a governmental agency for the lease of real estate in which you or a member of your immediate family holds such an interest valued at \$1,000 or more. This requirement to disclose an interest in a lease does not apply to an interest derived through an ownership interest in a business unless the ownership interest exceeds three percent of the total equity of the business.

List your real estate interest and the person or entity, including the type of entity, which is party to the contract. Describe any management role and the percentage ownership interest you or your immediate family member has in the real estate or entity.	List each governmental agency which is a party to the contract and indicate the county or city where the real estate is located.	State the annual income from the contract, and the amount, if any, of income you or any immediate family member derives annually from the contract.
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B. Any legislator who makes a knowing misstatement of a material fact on the Statement of Economic Interests shall be subject to disciplinary action for such violations by the house in which the legislator sits.

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

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

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

§ 30-127. Criminal prosecutions.

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

B. Nothing in this chapter shall limit or affect the application of other criminal statutes and penalties

3403 as provided in the Code of Virginia, including but not limited to bribery, embezzlement, perjury,
3404 conspiracy, fraud, and violations of the Campaign Finance Disclosure Act (~~§ 24.2-900 et seq.~~) *Chapter*
3405 *9.3 (§ 24.2-945 et seq.) of Title 24.2 of the Code of Virginia.*
3406 **2. That § 24.2-503.1 of the Code of Virginia, Chapter 9 (§§ 24.2-900 through 24.2-930), Chapter**
3407 **9.1 (§ 24.2-940), and Chapter 9.2 (§§ 24.2-941 through 24.2-944) of Title 24.2 of the Code of**
3408 **Virginia, and §§ 24.2-1013 and 24.2-1014.1 of the Code of Virginia are repealed.**