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SENATE BILL NO. 649

AMENDMENT IN THE NATURE OF A SUBSTITUTE

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

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

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

Be it enacted by the General Assembly of Virginia:

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

§ 2.2-419. Definitions.

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

"Anything of value" means:

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

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

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

65 "Executive official" means:

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

75 "Expenditure" means:

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

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

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

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

99 "Gift" does not mean:

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

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

112 "Legislative action" means:

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

121 "Legislative official" means:

1. A member or member-elect of the General Assembly;
 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 actual cost or fair market value of an item or items, whichever is greater. If the fair market value cannot be determined, the actual amount paid for the item or items shall be given consideration.
- § 2.2-423. Contents of registration statement.**
- A. The registration statement shall be on a form provided by the ~~Secretary of the Commonwealth~~ *Virginia Conflict of Interest and Ethics Advisory Council* and include the following information:
1. The name and business address and telephone number of the lobbyist;
 2. The name and business address and telephone number of the person who will keep custody of the lobbyist's and the lobbyist's principal's accounts and records required to comply with this article, and the location and telephone number for the place where the accounts and records are kept;
 3. The name and business address and telephone number of the lobbyist's principal;
 4. The kind of business of the lobbyist's principal;
 5. For each principal, the full name of the individual to whom the lobbyist reports;
 6. For each principal, a statement whether the lobbyist is employed or retained and whether exclusively for the purpose of lobbying;
 7. The position held by the lobbyist if he is a part-time or full-time employee of the principal;
 8. The full name and business address and telephone number of each lobbyist employed by or representing the lobbyist's principal;
 9. An identification of the subject matter (with as much specificity as possible) with regard to which the lobbyist or lobbyist's principal will engage in lobbying; ~~and~~
 10. The statement of the lobbyist, which shall be signed either originally or by electronic signature as

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

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

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

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

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

199 **§ 2.2-426. Lobbyist reporting; penalty.**

200 A. Each lobbyist shall file *with the Virginia Conflict of Interest and Ethics Advisory Council* a
 201 separate ~~annual~~ *semiannual* report of expenditures, including gifts, for each principal for whom he
 202 lobbies by ~~July 4~~ *December 15* for the *preceding six-month period complete through the last day of*
 203 *October and June 15* for the preceding ~~12-month~~ *six-month* period complete through ~~April 30~~ *the last*
 204 *day of April.*

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

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

212 LOBBYIST'S DISCLOSURE STATEMENT

213 PART I:

214 (1) PRINCIPAL:

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

219 (2a) Name:

220 (2b) Permanent Business Address:

221 (2c) Business Telephone:

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

225

226

227

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

230 Individual filing financial information:

231 Individuals to be included in the filing:

232

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

235 [] Schedule A: Entertainment Expenses

236 [] Schedule B: Gifts

237 [] Schedule C: Other Expenses

238 (6) EXPENDITURE TOTALS:

239 a) ENTERTAINMENT \$

240 b) GIFTS \$

241 c) OFFICE EXPENSES \$

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

PART II:

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

266 PLEASE NOTE: Some lobbyists are not individually compensated for
 267 lobbying activities. This may occur when several members of a firm
 268 represent a single principal. The principal, in turn, makes a single
 269 payment to the firm. If this describes your situation, do not answer
 270 Part II, items 5a and 5b. Instead, complete Part III, items 1 and 2.

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

PART III:

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

- 283 (1) List all members of your firm, organization, association,
 284 corporation, or other entity who furnished lobbying services to
 285 your principal.
 286
 287
 288
 289 (2) Indicate the total amount paid to your firm, organization,
 290 association, corporation or other entity for services rendered.
 291 Transfer your answer to this item to Part I, item 6f.....

SCHEDULE A

ENTERTAINMENT EXPENSES

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

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

SCHEDULE B

GIFTS

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

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

SCHEDULE C

OTHER EXPENSES

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

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

..... \$
 \$
 TOTAL "OTHER" EXPENSES \$

PART IV: STATEMENTS

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

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

STATEMENT OF LOBBYIST

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

.....
 Signature of lobbyist

.....
 Date

STATEMENT OF PRINCIPAL

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

.....
 Signature of principal

.....
 Date

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

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

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

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

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

§ 2.2-3101. Definitions.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

§ 2.2-3103.1. Certain gifts prohibited.

A. For purposes of this section:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

§ 2.2-3116. Disclosure by certain constitutional officers.

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

§ 2.2-3117. Disclosure form.

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

STATEMENT OF ECONOMIC INTERESTS.

Name

Office or position held or sought

Address

Names of members of immediate family

DEFINITIONS AND EXPLANATORY MATERIAL.

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

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

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

"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~~ *does not* include (i) any offer of a ticket, *coupon*, or other admission or pass unless the ticket, *coupon*, admission, or pass is used; "Gift" ~~shall not include~~; (ii) honorary degrees ~~and presents~~; *any athletic, merit, or need-based scholarship or any other financial aid awarded by a public or private school, institution of higher education, or other educational program pursuant to such school, institution, or program's financial aid standards and procedures applicable to the general public*; (iv) a campaign contribution properly received and reported pursuant to Chapter 9.3

822 (§ 24.2-945 et seq.) of Title 24.2; (v) any gift related to the private profession or occupation of an
 823 officer or employee or of a member of his immediate family; or (vi) gifts from relatives or personal
 824 friends. "Relative" means the donee's spouse, child, uncle, aunt, niece, or nephew; a person to whom the
 825 donee is engaged to be married; the donee's or his spouse's parent, grandparent, grandchild, brother, or
 826 sister; or the donee's brother's or sister's spouse. "Personal friend" does not include any person that the
 827 filer knows or has reason to know is (a) a lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of
 828 Chapter 4 of Title 2.2; (b) a lobbyist's principal as defined in § 2.2-419; (c) for an officer or employee
 829 of a local governmental or advisory agency, a person, organization, or business who is a party to or is
 830 seeking to become a party to a contract with the local agency of which he is an officer or an employee;
 831 or (d) for an officer or employee of a state governmental or advisory agency, a person, organization, or
 832 business who is a party to or is seeking to become a party to a contract with the Commonwealth.
 833 "Person, organization, or business" includes individuals who are officers, directors, or owners of or who
 834 have a controlling ownership interest in such organization or business.

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

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

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

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

849 You may attach additional explanatory information.

850 1. Offices and Directorships.

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

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

853 2. Personal Liabilities.

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

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

858 3. Securities.

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

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

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

867 During the past ~~12~~ six months did you receive in your capacity as an officer or employee of your
 868 agency lodging, transportation, money, or anything else of value with a combined value exceeding \$200
 869 \$50 (i) for a single talk, meeting, or published work in your capacity as an officer or employee of your
 870 agency or (ii) for a meeting, conference, or event where your attendance at the meeting, conference, or
 871 event was designed to (a) educate you on issues relevant to your duties as an officer or employee of
 872 your agency or (b) enhance your knowledge and skills relative to your duties as an officer or employee
 873 of your agency?

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

875 5. Gifts.

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

received such business entertainment) even if unrelated to your official duties.

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

6. Salary and Wages.

List each employer that pays you or a member of your immediate family salary or wages in excess of \$10,000 \$5,000 annually. (Exclude state or local government or advisory agencies.)

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

7. Business Interests.

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

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

8. Payments for Representation and Other Services.

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

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

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

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

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

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

9. Real Estate.

9A. State Officers and Employees.

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

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

9B. Local Officers and Employees.

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

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

10. Real Estate Contracts with Governmental Agencies.

Do you or a member of your immediate family hold an interest valued at more than \$10,000 \$5,000 in real estate, including a corporate, partnership, or trust interest, option, easement, or land contract, which real estate is the subject of a contract, whether pending or completed within the past ~~12~~ six months, with a governmental agency? If the real estate contract provides for the leasing of the property to a governmental agency, do you or a member of your immediate family hold an interest in the real estate valued at more than \$1,000? Account for all such contracts whether or not your interest is reported in Schedule F, H-1, or H-2. 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.

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

Statements of Economic Interests are open for public inspection.

AFFIRMATION BY ALL FILERS.

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

Signature

961	Stock, commodity or other brokerage companies		
962	Other businesses:		

963 (State principal business activity for each
 964 creditor and its name.)

_____	_____
_____	_____
_____	_____

967 Individual creditors:
 968 (State principal business or occupation of
 969 each creditor and its name.)

_____	_____
_____	_____
_____	_____

973 RETURN TO ITEM 3

974 SCHEDULE C - SECURITIES.

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

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

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

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

992 If no reportable securities, check here / /.

Check one

999 Name of Issuer	998 Type of Entity	997 Type of Security (stocks, bonds, mutual funds, etc.)	996 \$10,001	995 \$50,001	994 More
			to	to	than
			\$50,000	\$250,000	\$250,000
1000	_____	_____	_____	_____	_____
1001	_____	_____	_____	_____	_____
1002	_____	_____	_____	_____	_____
1003	_____	_____	_____	_____	_____
1004	_____	_____	_____	_____	_____

1005 RETURN TO ITEM 4

1006 SCHEDULE D - PAYMENTS FOR TALKS, MEETINGS, AND PUBLICATIONS.

1007 List each source from which you received during the past ~~12~~ six months *in your capacity as an*
 1008 *officer or employee of your agency* lodging, transportation, money, or any other thing of value
 1009 ~~(excluding meals or drinks coincident with a meeting)~~ with combined value exceeding \$200 \$50 (i) for
 1010 your presentation of a single talk, participation in one meeting, or publication of a work ~~in your capacity~~
 1011 ~~as an officer or employee of your agency~~ or (ii) for your attendance at a meeting, conference, or event
 1012 where your attendance at the meeting, conference, or event was designed to (a) educate you on issues
 1013 relevant to your duties as an officer or employee of your agency or (b) enhance your knowledge and
 1014 skills relative to your duties as an officer or employee of your agency. Any lodging, transportation,
 1015 money, or other thing of value received by an officer or employee that does not satisfy the provisions of
 1016 clause (i), (ii) (a), or (ii) (b) shall be listed as a gift on Schedule E.

1017 List payments or reimbursements by an advisory or governmental agency only for meetings or travel
 1018 outside the Commonwealth.

1019 List a payment even if you donated it to charity.

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

HOUSE
SUBSTITUTE

SB649H1

1022 If no payment must be listed, check here / /.
 1023

1024				
1025				Type of payment
1026				(e.g. honoraria,
1027				travel reimburse-
1028	Payer	Approximate Value	Circumstances	ment, etc.)
1029				
1030				
1031				
1032				
1033				

1034 RETURN TO ITEM 5

1035 SCHEDULE E - GIFTS.

1036 List each business, governmental entity, or individual that, during the past 42 six months, (i)
 1037 furnished you *or a member of your immediate family* with any gift or entertainment at a single event,
 1038 and the value received ~~by you~~ exceeded \$50; ~~in value~~ or (ii) furnished you *or a member of your*
 1039 *immediate family* with gifts or entertainment in any combination and the *total* value received ~~by you~~
 1040 exceeded \$100 ~~in total value~~; and for which you *or the member of your immediate family* neither paid
 1041 nor rendered services in exchange. List each such gift or event. Do not list entertainment events unless
 1042 the average value per person attending the event exceeded \$50 ~~in value~~. Do not list business
 1043 entertainment related to ~~your~~ *the private profession or occupation of you or the member of your*
 1044 *immediate family who received such business entertainment*. Do not list gifts or other things of value
 1045 given by a relative or personal friend for reasons clearly unrelated to your public position. Do not list
 1046 campaign contributions publicly reported as required by Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2 of
 1047 the Code of Virginia.

1048					
1049					
1050		Name of Business,	City or	Exact	
1051	Name of	Organization, or	County	Gift or	Approximate
1052	Recipient	Individual	and State	Event	Value
1053					
1054					
1055					
1056					
1057					

1058 RETURN TO ITEM 6

1059 SCHEDULE F - BUSINESS INTERESTS.

1060 Complete this Schedule for each self-owned or family-owned business (including rental property, a
 1061 farm, or consulting work), partnership, or corporation in which you or a member of your immediate
 1062 family, separately or together, own an interest having a value in excess of ~~\$10,000~~ \$5,000.

1063 If the enterprise is owned or operated under a trade, partnership, or corporate name, list that name;
 1064 otherwise, merely explain the nature of the enterprise. If rental property is owned or operated under a
 1065 trade, partnership, or corporate name, list the name only; otherwise, give the address of each property.
 1066 Account for business interests held in trust.

1067						
1068						
1069	Name of Business,				Gross Income	
1070	Corporation,					
1071	Partnership,	City or	Nature of Enterprise		\$50,001	More
1072	Farm; Address of	County	(farming, law, rental	\$50,000	to	than
1073	Rental Property	and State	property, etc.)	or less	\$250,000	\$250,000
1074						
1075						
1076						
1077						
1078						

1079 RETURN TO ITEM 8

SCHEDULE G-1 - PAYMENTS FOR REPRESENTATION BY YOU.

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

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

Only STATE officers and employees should complete this Schedule.

				Amount Received				
Name	Type	Pur- pose of Repre-	Name of Agen-	\$1,001 to \$10,000	\$10,001 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$250,000	\$250,001 and over
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____

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

Amount Received: _____.

SCHEDULE G-2 - PAYMENTS FOR REPRESENTATION BY ASSOCIATES.

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

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

Only STATE officers and employees should complete this Schedule.

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

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

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

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

Check	Value of Compensation
-------	-----------------------

	if	Type						
1139		ser-						
1140		vices						
1141		were	vice	\$1,001	\$10,001	\$50,001	\$100,001	\$250,001
1142		ren-	ren-	to	to	to	to	and
1143		dered	dered	\$10,000	\$50,000	\$100,000	\$250,000	over
1144								
1145	Electric utilities							
1146	Gas utilities							
1147	Telephone utilities							
1148	Water utilities							
1149	Cable television							
1150	companies							
1151	Interstate							
1152	transportation							
1153	companies							
1154	Intrastate							
1155	transportation							
1156	companies							
1157	Oil or gas retail							
1158	companies							
1159	Banks							
1160	Savings institutions							
1161	Loan or finance							
1162	companies							
1163	Manufacturing							
1164	companies (state							
1165	type of product,							
1166	e.g., textile,							
1167	furniture, etc.)							
1168	Mining companies							
1169	Life insurance							
1170	companies							
1171	Casualty insurance							
1172	companies							
1173	Other insurance							
1174	companies							
1175	Retail companies							
1176	Beer, wine or liquor							
1177	companies or							
1178	distributors							
1179	Trade associations							
1180	Professional							
1181	associations							
1182	Associations of							
1183	public employees							
1184	or officials							
1185	Counties, cities							
1186	or towns							
1187	Labor organizations							
1188	Other							
1189								

RETURN TO ITEM 9

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

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

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

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

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

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

SCHEDULE I - REAL ESTATE CONTRACTS WITH GOVERNMENTAL AGENCIES.

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

State officers and employees report contracts with state agencies.

Local officers and employees report contracts with local agencies.

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

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

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

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

DEFINITIONS AND EXPLANATORY MATERIAL.

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

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

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

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

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

Name

Office or position held or to be held

.....

Address

I. FINANCIAL INTERESTS

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

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

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

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

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

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

A. My personal interests are:

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

1322 II. OFFICES, DIRECTORSHIPS AND SALARIED EMPLOYMENTS

1323 The paid offices, paid directorships and salaried employments which I hold or which members of my

1324 immediate family hold and the businesses from which I or members of my immediate family receive

1325 retirement benefits are as follows:

1326 (You need not state any dollar amounts.)

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

1328		
1329		
1330	Position held	Name of business
1331	_____	_____
1332	_____	_____
1333	_____	_____
1334	_____	_____

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

1336 family are:

1337		
1338		
1339	Position held	Name of business
1340	_____	_____
1341	_____	_____
1342	_____	_____
1343	_____	_____

1344 III. BUSINESSES TO WHICH SERVICES WERE FURNISHED

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

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

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

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

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

1350 behalf of such businesses.

1351		
1352		
1353	Name of business	Name of governmental agency
1354	_____	_____
1355	_____	_____
1356	_____	_____

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

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

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

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

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

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

1364 appeared on behalf of such businesses.

1365		
1366		
1367	Type of business	Name of state governmental agency
1368	_____	_____
1369	_____	_____
1370	_____	_____

1371 C. All other businesses listed below that operate in Virginia to which services were furnished

1372

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

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

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

1405 _____
 1406 **IV. COMPENSATION FOR EXPENSES**

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

1411 _____
 1412 _____
 1413

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

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

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

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

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

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

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

§ 2.2-3121. Advisory opinions.

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

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

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

§ 2.2-3131. Exemptions.

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

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

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

§ 30-101. Definitions.

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

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

"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.

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

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

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

"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~~ *does not* include (i) any offer of a ticket, *coupon*, or other admission or pass unless the ticket, *coupon*, admission, or pass is used; "Gift" ~~shall not include~~; (ii) honorary degrees ~~and presents~~; (iii) *any athletic, merit, or need-based scholarship or any other financial aid awarded by a public or private school, institution of higher education, or other educational program pursuant to such school, institution, or program's financial aid standards and procedures applicable to*

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

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

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

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

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

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

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

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

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

1545 *A. For purposes of this section:*

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

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

intangible gift.

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

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

§ 30-110. Disclosure.

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

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

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

§ 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~~ Address
Names of members of immediate family

DEFINITIONS AND EXPLANATORY MATERIAL.

"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" means an association in which the filer shares significant financial involvement with an individual and the filer would reasonably be expected to be aware of the individual's business activities and would have access to the necessary records either directly or through the individual. "Close financial association" does not mean an association based on (i) the receipt of retirement benefits or deferred compensation from a business by which the legislator is no longer employed, or (ii) 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.

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

"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.~~

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

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

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

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

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

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

1659 You may attach additional explanatory information.

1660 1. Offices and Directorships.

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

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

1663 2. Personal Liabilities.

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

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

1668 3. Securities.

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

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

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

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

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

5. Gifts.

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

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

6. Salary and Wages.

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

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

7. Business Interests and Lobbyist Relationships.

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

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

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

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

8. Payments for Representation and Other Services.

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

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

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

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

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

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

9. Real Estate.

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

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

10. Real Estate Contracts with State Governmental Agencies.

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

1738 If the real estate contract provides for the leasing of the property to a state governmental agency, do
 1739 you or a member of your immediate family hold an interest in the real estate, including a corporate,
 1740 partnership, or trust interest, option, easement, or land contract valued at more than \$1,000? Account for
 1741 all such contracts whether or not your interest is reported in Schedule F or H. This requirement to
 1742 disclose an interest in a lease does not apply to an interest derived through an ownership interest in a
 1743 business unless the ownership interest exceeds three percent of the total equity of the business.

1744 EITHER check NO / / OR check YES / / and complete Schedule I.

1745 11. Payments by the Commonwealth for Meetings.

1746 During the past ~~12~~ six months did you receive lodging, transportation, money, or anything else of
 1747 value with a combined value exceeding ~~\$200~~ \$50 from the Commonwealth for a single meeting attended
 1748 out-of-state in your capacity as a legislator? Do not include reimbursements from the Commonwealth for
 1749 meetings attended in the Commonwealth.

1750 EITHER check NO / / OR check YES / / and complete Schedule D-2.

1751 For Statements filed in January 2016 and each two years thereafter, complete the following
 1752 statement indicating whether you completed the ethics orientation sessions provided pursuant to law:

1753 I certify that I completed ethics training as required by § 30-129.1. YES / / or NO / /.

1754 Statements of Economic Interests are open for public inspection.

1755 AFFIRMATION.

1756 In accordance with the rules of the house in which I serve, if I receive a request that this disclosure
 1757 statement be corrected, augmented, or revised in any respect, I hereby pledge that I shall respond
 1758 promptly to the request. I understand that if a determination is made that the statement is insufficient, I
 1759 will satisfy such request or be subjected to disciplinary action of my house.

1760 I swear or affirm that the foregoing information is full, true and correct to the best of my knowledge.

1761 Signature _____

1762 Commonwealth of Virginia

1763 _____ of _____ to wit:-

1764 ~~The foregoing disclosure form was acknowledged before me~~

1765 ~~This _____ day of _____, 20____, by _____~~

1766 _____ Notary Public

1767 ~~My commission expires _____~~

1768 (Return only if needed to complete Statement.)

1769 SCHEDULES

1770 to

1771 STATEMENT OF ECONOMIC INTERESTS.

1772 NAME _____

1773 SCHEDULE A - OFFICES AND DIRECTORSHIPS.

1774 Identify each business of which you or a member of your immediate family is a paid officer or paid
 1775 director.

1776 _____

1777
 1778 Name of Business Address of Business Position Held and by Whom

1779 _____

1780 _____

1781 _____

1782 _____

1783 _____

1784 RETURN TO ITEM 2

1785 SCHEDULE B - PERSONAL LIABILITIES.

1786 Report personal liability by checking each category. Report only debts in excess of ~~\$10,000~~ \$5,000.
 1787 Do not report debts to any government. Do not report loans secured by recorded liens on property at
 1788 least equal in value to the loan.

1789 Report contingent liabilities below and indicate which debts are contingent.

1790 1. My personal debts are as follows:

1791 _____

1792
 1793 Check one
 1794 Check appropriate categories \$10,001
 1795 \$5,001 to More than
 1796 \$50,000 \$50,000

1797	Banks	_____	_____
1798	Savings institutions	_____	_____
1799	Other loan or finance companies	_____	_____
1800	Insurance companies	_____	_____
1801	Stock, commodity or other brokerage	_____	_____
1802	companies	_____	_____
1803	Other businesses:		
1804	(State principal business activity for each		
1805	creditor <i>and its name.</i>)		
1806	_____	_____	_____
1807	_____	_____	_____
1808	_____	_____	_____
1809	Individual creditors:		
1810	(State principal business or occupation of		
1811	each creditor <i>and its name.</i>)		
1812	_____	_____	_____
1813	_____	_____	_____
1814	_____	_____	_____

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

1819		Check one	
1820	Check	\$10,001	
1821	appropriate	\$5,001 to	More than
1822	categories	\$50,000	\$50,000
1823	Banks	_____	_____
1824	Savings institutions	_____	_____
1825	Other loan or finance companies	_____	_____
1826	Insurance companies	_____	_____
1827	Stock, commodity or other brokerage	_____	_____
1828	companies	_____	_____
1829	Other businesses:		
1830	(State principal business activity for each		
1831	creditor <i>and its name.</i>)		
1832	_____	_____	_____
1833	_____	_____	_____
1834	_____	_____	_____
1835	Individual creditors:		
1836	(State principal business or occupation of		
1837	each creditor <i>and its name.</i>)		
1838	_____	_____	_____
1839	_____	_____	_____
1840	_____	_____	_____

RETURN TO ITEM 3

SCHEDULE C - SECURITIES.

"Securities" INCLUDES stocks, bonds, mutual funds, ~~limited partnerships,~~ exchange-traded funds, and money market funds, annuity commodity futures contracts. contracts, and insurance policies.

"Securities" EXCLUDES certificates of deposit,

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

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

1855 Name each ~~entity~~ issuer and type of security individually.

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

1860 If no reportable securities, check here / /.

1861					
1862					
1863	Check one				
1864	\$10,001				
1865	\$5,001				
1866	\$50,001				
1867	More				
1868	than				
1869	\$250,000				
1870	\$250,000				
1871	\$250,000				
1872					

1873 RETURN TO ITEM 4

1874 SCHEDULE D-1 - PAYMENTS FOR TALKS, MEETINGS, AND PUBLICATIONS.

1875 List each source from which you received during the past ~~12~~ *six months in your capacity as a*
1876 *legislator* lodging, transportation, money, or any other thing of value ~~(excluding meals or drinks~~
1877 ~~coincident with a meeting)~~ with a combined value exceeding ~~\$200~~ *\$50 (i) for your presentation of a*
1878 *single talk, participation in one meeting, or publication of a work in your capacity as a legislator or (ii)*
1879 *for your attendance at a meeting, conference, or event where your attendance at the meeting,*
1880 *conference, or event was designed to (a) educate you on issues relevant to your duties as a legislator,*
1881 *including issues faced by your constituents, or (b) enhance your knowledge and skills relative to your*
1882 *duties as a legislator. Any lodging, transportation, money, or other thing of value received by a*
1883 *legislator that does not satisfy the criteria of clause (i), (ii) (a), or (ii) (b) shall be listed as a gift on*
1884 *Schedule E. Do not list payments or reimbursements by the Commonwealth. (See Schedule D-2 for such*
1885 *payments or reimbursements.) List a payment even if you donated it to charity. Do not list information*
1886 *about a payment if you returned it within 60 days or if you received it from an employer already listed*
1887 *under Item 6 or from a source of income listed on Schedule F.*

1888 If no payment must be listed, check here / /.

1889			
1890			
1891	Type of Payment		
1892	(e.g., Honoraria,		
1893	Travel reimburse-		
1894	Payer	Approximate Value	Circumstances
1895			
1896			
1897			
1898			
1899			

1900 RETURN TO ITEM 5

1901 SCHEDULE D-2 - PAYMENTS BY THE COMMONWEALTH FOR MEETINGS.

1902 List each meeting for which the Commonwealth provided payments or reimbursements during the
1903 past ~~12~~ *six months to you for lodging, transportation, money, or any other thing of value (excluding*
1904 *meals or drinks coincident with a meeting)* with a combined value exceeding ~~\$200~~ *\$50 for your*
1905 *participation in your capacity as a legislator. Do not list payments or reimbursements by the*
1906 *Commonwealth for meetings or travel within the Commonwealth.*

1907 If no payment must be listed, check here / /.

1908			
1909			
1910	Type of Payment		
1911	(e.g., Travel		
1912	reimbursement,		

1913	Payer	Approximate Value	Circumstances	etc.)
1914				
1915				
1916				
1917				
1918				

1919 SCHEDULE E - GIFTS.

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

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

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

1942 RETURN TO ITEM 6

1943 SCHEDULE F-1 - BUSINESS INTERESTS.

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

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

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

1966 RETURN TO ITEM 8

1967 SCHEDULE F-2 - LOBBYIST RELATIONSHIPS AND PAYMENTS.

1968 Complete this Schedule for each lobbyist relationship with the following:

1969 (i) any person who is, or has been within the prior calendar year, registered as a lobbyist with the
 1970 ~~Secretary of the Commonwealth~~ *Virginia Conflict of Interest and Ethics Advisory Council*, or

1971 (ii) any business in which you have a greater than three percent ownership interest and that business
 1972 employs, or engages as an independent contractor, any person who is, or has been within the prior
 1973 calendar year, registered as a lobbyist with the of the Commonwealth Council.
 1974

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

1986
 1987 THE DISCLOSURE OF A LOBBYIST RELATIONSHIP SHALL NOT (I) CONSTITUTE A
 1988 WAIVER OF ANY ATTORNEY-CLIENT OR OTHER PRIVILEGE, (II) REQUIRE A WAIVER OF
 1989 ANY ATTORNEY-CLIENT OR OTHER PRIVILEGE FOR A THIRD PARTY, OR (III) BE
 1990 REQUIRED WHERE A MEMBER OR MEMBER-ELECT IS EMPLOYED OR ENGAGED BY A
 1991 PERSON AND SUCH PERSON ALSO EMPLOYS OR ENGAGES A PERSON IN A LOBBYIST
 1992 RELATIONSHIP SO LONG AS THE MEMBER OR MEMBER-ELECT HAS NO FINANCIAL
 1993 INTEREST IN THE LOBBYIST RELATIONSHIP.

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

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

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

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

2014
 2015 If you have received \$250,001 or more from a single business within the reporting period, indicate
 2016 the amount received, rounded to the nearest \$10,000. Amount Received: _____.

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

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

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

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

2030		
2031		
2032		
2033		

SCHEDULE G-3 - PAYMENTS FOR OTHER SERVICES GENERALLY.

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

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

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

2087	or distributors	_____	_____	_____	_____	_____	_____
2088	Trade associations	_____	_____	_____	_____	_____	_____
2089	Professional	_____	_____	_____	_____	_____	_____
2090	associations	_____	_____	_____	_____	_____	_____
2091	Associations of	_____	_____	_____	_____	_____	_____
2092	public employees	_____	_____	_____	_____	_____	_____
2093	or officials	_____	_____	_____	_____	_____	_____
2094	Counties, cities	_____	_____	_____	_____	_____	_____
2095	or towns	_____	_____	_____	_____	_____	_____
2096	Labor organizations	_____	_____	_____	_____	_____	_____
2097	Other	_____	_____	_____	_____	_____	_____
2098		_____	_____	_____	_____	_____	_____

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SCHEDULE H - REAL ESTATE.

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

2104	_____		
2105	_____		
2106		Describe the type of real	
2107		estate you own in each	
2108	List the location	location (business,	If the real estate is
2109	(state, and county	recreational, apartment,	owned or recorded in
2110	or city where you	commercial, open land,	a name other than your
2111	own real estate	etc.)	own, list that name
2112	_____	_____	_____
2113	_____	_____	_____
2114	_____	_____	_____
2115	_____	_____	_____
2116	_____	_____	_____
2117	_____	_____	_____

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SCHEDULE I - REAL ESTATE CONTRACTS WITH STATE GOVERNMENTAL AGENCIES.

List all contracts, whether pending or completed within the past ~~42~~ *six* months, with a state governmental agency for the sale or exchange of real estate in which you or a member of your immediate family holds an interest, including a corporate, partnership or trust interest, option, easement, or land contract, valued at *more than* \$10,000 ~~or more~~. List all contracts with a state governmental agency for the lease of real estate in which you or a member of your immediate family holds such an interest valued at *more than* \$1,000 ~~or more~~. This requirement to disclose an interest in a lease does not apply to an interest derived through an ownership interest in a business unless the ownership interest exceeds three percent of the total equity of the business.

2128	_____		
2129	_____		
2130	List your real		
2131	estate interest and		
2132	the person or entity,		
2133	including the type of		
2134	entity, which is		
2135	party to the contract.		
2136	Describe any		State the annual
2137	management role and	List each	income from the
2138	the percentage	governmental agency	contract, and the
2139	ownership interest	which is a party to	amount, if any, of
2140	you or your immediate	the contract and	income you or any
2141	family member has in	indicate the county	immediate family
2142	the real estate	or city where the	member derives
2143	or entity.	real estate is located.	annually from
2144	_____	_____	the contract.

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~~ *The* Statement of Economic Interests of all members of each house shall be reviewed ~~by the Council~~. 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.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

2249 **§ 30-118. Staff for Panel.**

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

2256 **§ 30-124. Advisory opinions.**

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

2262 *Article 6.*

2263 *Ethics Orientation Sessions.*

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

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

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

§ 30-129.2. Content of orientation sessions.

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

§ 30-129.3. Orientation session preparations.

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

CHAPTER 55.

VIRGINIA CONFLICT OF INTEREST AND ETHICS ADVISORY COUNCIL.

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

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

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

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

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

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

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

The Council shall:

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

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

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