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SENATE BILL NO. 649**FLOOR AMENDMENT IN THE NATURE OF A SUBSTITUTE**

(Proposed by Senator Norment)

on February 4, 2014)

(Patron Prior to Substitute—Senator Norment)

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, 2.2-3117, 2.2-3118.1, 2.2-3121, 30-101, 30-110, 30-111, 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 sections numbered 16.1-69.9:5, 17.1-300.1, 17.1-400.1, and 17.1-512.1, 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; limitation on election and appointment of judges.*

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, 2.2-3117, 2.2-3118.1, 2.2-3121, 30-101, 30-110, 30-111, 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 sections numbered 16.1-69.9:5, 17.1-300.1, 17.1-400.1, and 17.1-512.1, 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.

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

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

66 "Executive official" means:

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

76 "Expenditure" means:

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

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

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

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

100 "Gift" does not mean:

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

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

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 their 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~~ June 1 for the preceding ~~12-month~~ *six-month* period complete through ~~April 30~~ the last
 203 day of April and by December 1 for the preceding six-month period complete through the last day of
 204 October.

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 d) COMMUNICATIONS \$
 243 e) PERSONAL LIVING AND TRAVEL EXPENSES \$
 244 f) COMPENSATION OF LOBBYISTS \$
 245 g) HONORARIA \$
 246 h) REGISTRATION COSTS \$
 247 i) OTHER \$
 248 TOTAL \$
 249 PART II:
 250 (1a) NAME OF LOBBYIST:
 251 (1b) Permanent Business Address:
 252 (1c) Business Telephone:
 253 (2) As a lobbyist, you are (check one)
 254 [] EMPLOYED (on the payroll of the principal)
 255 [] RETAINED (not on the payroll of the principal, however
 256 compensated)
 257 [] NOT COMPENSATED (not compensated; expenses may be reimbursed)
 258 (3) List all lobbyists other than yourself who registered to
 259 represent your principal.
 260
 261
 262
 263 (4) If you selected "EMPLOYED" as your answer to Part II, item 2,
 264 provide your job title.
 265
 266 PLEASE NOTE: Some lobbyists are not individually compensated for
 267 lobbying activities. This may occur when several members of a firm
 268 represent a single principal. The principal, in turn, makes a single
 269 payment to the firm. If this describes your situation, do not answer
 270 Part II, items 5a and 5b. Instead, complete Part III, items 1 and 2.
 271 (5a) What was the DOLLAR AMOUNT OF YOUR COMPENSATION as a lobbyist?
 272 (If you have job responsibilities other than those involving
 273 lobbying, you may have to prorate to determine the part of your
 274 salary attributable to your lobbying activities.) Transfer your
 275 answer to this item to Part I, item 6f.
 276 (5b) Explain how you arrived at your answer to Part II, item 5a.
 277
 278
 279
 280 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.....
 292 SCHEDULE A
 293 ENTERTAINMENT EXPENSES
 294 PLEASE NOTE: Any single entertainment event included in the expense
 295 totals of the principal, with a value greater than \$50, should be
 296 itemized below. Transfer any totals from this schedule to Part I,
 297 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 Schedule A.) Transfer
 328 any totals from this schedule to Part I, item 6b. (Please duplicate
 329 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 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 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~~ May 10 for the preceding ~~12-month~~ six-month period complete through ~~November 30~~ the last day of April and by November 10 for the preceding six-month period complete through the last day of October.

§ 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:

"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 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 § 13.1-501, or investment company
441 or advisor registered under the federal Investment Advisors Act or Investment Company Act of 1940.

442 "Gift" means any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item
443 having monetary value. It includes services as well as gifts of transportation, local travel, lodgings and
444 meals, whether provided in-kind, by purchase of a ticket, payment in advance or reimbursement after the
445 expense has been incurred. "Gift" shall not include any offer of a ticket or other admission or pass
446 unless the ticket, admission, or pass is used. "Gift" shall not include honorary degrees and presents from
447 relatives. For the purpose of this definition, "relative" means the donee's spouse, child, uncle, aunt,
448 niece, or nephew; a person to whom the donee is engaged to be married; the donee's or his spouse's
449 parent, grandparent, grandchild, brother, or sister; or the donee's brother's or sister's spouse both tangible
450 and intangible gifts. A "tangible gift" means a physical item, object, currency, or other negotiable
451 instrument of value that upon the happening of a certain event or expiration of a given date retains its
452 form or value. An "intangible gift" means a physical item or object of value that upon the happening of
453 a certain event or expiration of a given date loses its form or value. "Intangible gifts" include, but are
454 not limited to, entertainment, food, and tickets or other access to social or recreational events. A "gift"
455 does not include merit or need-based scholarships.

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

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

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

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

469 "Personal interest" means a financial benefit or liability accruing to an officer or employee or to a
470 member of his immediate family. Such interest shall exist by reason of (i) ownership in a business if the
471 ownership interest exceeds three percent of the total equity of the business; (ii) annual income that
472 exceeds, or may reasonably be anticipated to exceed, \$10,000 \$5,000 from ownership in real or personal
473 property or a business; (iii) salary, other compensation, fringe benefits, or benefits from the use of
474 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 (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. No officer or employee of a state or local governmental or advisory agency or candidate required to file the disclosure form prescribed in § 2.2-3117 shall solicit, accept, or receive within any calendar year any single gift with a value in excess of \$250 from any lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4. The provisions of this section apply to gifts reportable on Schedule E-2 of the disclosure form prescribed in § 2.2-3117. The provisions of this section do not apply to items reportable on Schedule D or E-1 of the disclosure form prescribed in § 2.2-3117.

B. The \$250 limitation imposed in accordance with this section shall be adjusted by the Virginia Conflict of Interest and Ethics Advisory 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.

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

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

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

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

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

A. The Governor, Lieutenant Governor, Attorney General, Justices of the Supreme Court, judges of the Court of Appeals, judges of any circuit court, judges and substitute judges of any district court, members of the State Corporation Commission, members of the Virginia Workers' Compensation Commission, members of the Commonwealth Transportation Board, members of the Board of Trustees of the Virginia Retirement System, and members of the State Lottery Board and other persons occupying such offices or positions of trust or employment in state government, including members of the governing bodies of authorities, as may be designated by the Governor or, in the case of officers or employees of the legislative branch, by the Joint Rules Committee of the General Assembly, shall file *with the Council*, as a condition to assuming office or employment, a disclosure statement of their personal interests and such 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 15~~ *semiannually by June 1 for the preceding six-month period complete through the last day of April and by December 1 for the preceding six-month period complete through the last day of October.* 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.

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~~ *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 15~~ *semiannually by June 1 for the preceding six-month period complete through the last day of April and by December 1 for the preceding six-month period complete through the last day of October.*

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 June 1 for the preceding six-month period complete through the last day of April and by December 1 for the preceding six-month period complete through the last day of October.*

Persons occupying such positions of trust appointed by governing bodies and persons occupying such positions of employment with governing bodies as may be designated to file by ordinance of the governing body shall file *with the Virginia Conflict of Interest and Ethics Advisory 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 15~~ *semiannually by June 1 for the preceding six-month period complete through the last day of April and by December 1 for the preceding six-month period complete through the last day of October.*

Persons occupying such positions of trust appointed by school boards and persons occupying such positions of employment with school boards as may be designated to file by an adopted policy of the school board shall file *with the Virginia Conflict of Interest and Ethics Advisory 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 15~~ *semiannually by June 1 for the preceding six-month period complete through the last day of April and by December 1 for the preceding six-month period complete through the last day of October.*

B. Nonsalaried citizen members of local boards, commissions and councils as may be designated by the governing body shall file *with the Virginia Conflict of Interest and Ethics Advisory 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.

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

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

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

F. Any officer or employee of local 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 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 or advisory agency.

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

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

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

697 **§ 2.2-3117. Disclosure form.**

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

700 STATEMENT OF ECONOMIC INTERESTS.

701 Name

702 Office or position held or sought

703 Address

704 Names of members of immediate family

705 DEFINITIONS AND EXPLANATORY MATERIAL.

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

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

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

719 "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 not include any offer of a ticket or other admission or pass unless the ticket, admission, or pass is used. "Gift" shall not include honorary degrees and presents from relatives. "Relative" means the donee's spouse, child, uncle, aunt, niece, or nephew; a person to whom the donee is engaged to be married; the donee's or his spouse's parent, grandparent, grandchild, brother, or sister; or the donee's brother's or sister's spouse tangible or intangible gift. A "tangible gift" means a physical item, object, currency, or other negotiable instrument of value that upon the happening of a certain event or expiration of a given date retains its form or value. An "intangible gift" means a physical item or object of value that upon the happening of a certain event or expiration of a given date loses its form or value. "Intangible gifts" include, but are not limited to, entertainment, food, and tickets or other access to social or recreational events. A "gift" does not include merit or need-based scholarships.

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

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

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

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

You may attach additional explanatory information.

1. Offices and Directorships.

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

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

2. Personal Liabilities.

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

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

3. Securities.

Do you or a member of your immediate family, directly or indirectly, separately or together, own securities valued in excess of ~~\$10,000~~ \$5,000 invested in one business? Account for mutual funds, limited partnerships and trusts.

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

4. Payments for Talks, Meetings, and Publications.

During the past ~~12~~ six months did you receive lodging, transportation, money, or anything else of value with a combined value exceeding \$200 for a single talk, meeting, or published work in your capacity as an officer or employee of your agency?

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

~~5.~~ 5A. Entertainment and Intangible 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, or intangible gift and the value received by you exceeded \$50 in value or (ii) furnish you with gifts or such entertainment or intangible gifts 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. For the purposes of this Item, "personal friend" does not include any lobbyist, any lobbyist's principal, or any business, government, or individual that is transacting or seeking to transact business with the Commonwealth or its agencies, departments, or political subdivisions within 12 months from the date of the gift that the filer knows or has reason to know is a lobbyist, lobbyist's principal, or business, government, or

individual that is transacting or seeking to transact business with the Commonwealth or its agencies, departments, or political subdivisions within 12 months from the date of the gift.

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

5B. Tangible Gifts.

During the past 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 tangible gift and the value received exceeded \$50 or (ii) furnish you or a member of your immediate family with such tangible gifts in any combination and the total value received exceeded \$100, and for which you or the member of your immediate family neither paid nor rendered services in exchange? For the purposes of this Item, "personal friend" does not include any lobbyist, any lobbyist's principal, or any business, government, or individual that is transacting or seeking to transact business with the Commonwealth or its agencies, departments, or political subdivisions within 12 months from the date of the gift that the filer knows or has reason to know is a lobbyist, lobbyist's principal, or business, government, or individual that is transacting or seeking to transact business with the Commonwealth or its agencies, departments, or political subdivisions within 12 months from the date of the gift.

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

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?

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

(Return only if needed to complete Statement.)

SCHEDULES

to

STATEMENT OF ECONOMIC INTERESTS.

NAME

SCHEDULE A - OFFICES AND DIRECTORSHIPS.

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

Name of Business	Address of Business	Position Held and by Whom

RETURN TO ITEM 2

SCHEDULE B - PERSONAL LIABILITIES.

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

Report contingent liabilities below and indicate which debts are contingent.

1. My personal debts are as follows:

Check appropriate categories	Check one	
	\$10,001 \$5,001 to \$50,000	More than \$50,000
Banks		
Savings institutions		
Other loan or finance companies		
Insurance companies		
Stock, commodity or other brokerage companies		
Other businesses:		
(State principal business activity for each creditor and its name.)		
Individual creditors:		
(State principal business or occupation of each creditor and its name.)		

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

901			
902			Check one
903	Check	\$10,001	
904	appropriate	\$5,001 to	More than
905	categories	\$50,000	\$50,000
906	Banks	_____	_____
907	Savings institutions	_____	_____
908	Other loan or finance companies	_____	_____
909	Insurance companies	_____	_____
910	Stock, commodity or other brokerage companies	_____	_____
911	Other businesses:		
912	(State principal business activity for each		
913	creditor <i>and its name.</i>)	_____	_____
914		_____	_____
915		_____	_____
916	Individual creditors:		
917	(State principal business or occupation of		
918	each creditor <i>and its name.</i>)	_____	_____
919		_____	_____
920		_____	_____
921		_____	_____

RETURN TO ITEM 3

SCHEDULE C - SECURITIES.

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

Identify each business or Virginia governmental entity in which you or a member of your immediate family, directly or indirectly, separately or together, own securities valued in excess of ~~\$10,000~~ \$5,000. Name each entity and type of security individually.

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

If no reportable securities, check here / /.

936					
937					
938				Check one	
939			\$10,001		
940		Type of Security	\$5,001	\$50,001	More
941	Type of	(stocks, bonds, mutual	to	to	than
942	Name of Issuer	Entity funds, etc.)	\$50,000	\$250,000	\$250,000
943	_____	_____	_____	_____	_____
944	_____	_____	_____	_____	_____
945	_____	_____	_____	_____	_____
946	_____	_____	_____	_____	_____
947					

RETURN TO ITEM 4

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

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

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

List a payment even if you donated it to charity.

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

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

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

RETURN TO ITEM-5 5A

SCHEDULE E-1 - ENTERTAINMENT AND INTANGIBLE GIFTS.

List each business, governmental entity, or individual that, during the past ~~12~~ six months, (i) furnished you or a member of your immediate family with any gift or entertainment at a single event, or intangible gift and the value received by you exceeded \$50, in value or (ii) furnished you or a member of your immediate family with gifts or such entertainment or gifts 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. List each such gift or event. Do not list entertainment events unless the average value per person attending the event exceeded \$50 in value. Do not list business entertainment related to your the private profession or occupation of you or the member of your immediate family who received such business entertainment. Do not list gifts or other things of value given by a relative or personal friend for reasons clearly unrelated to your public position. Do not list campaign contributions publicly reported as required by Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2 of the Code of Virginia. For the purposes of this Schedule, "personal friend" does not include any lobbyist, any lobbyist's principal, or any business, government, or individual that is transacting or seeking to transact business with the Commonwealth or its agencies, departments, or political subdivisions within 12 months from the date of the gift that the filer knows or has reason to know is a lobbyist, lobbyist's principal, or business, government, or individual that is transacting or seeking to transact business with the Commonwealth or its agencies, departments, or political subdivisions within 12 months from the date of the gift.

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

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SCHEDULE E-2 - TANGIBLE GIFTS.

List each business, governmental entity, or individual that, during the past six months, (i) furnished you or a member of your immediate family with any tangible gift and the value received exceeded \$50 or (ii) furnished you or a member of your immediate family with such gifts in any combination and the total value received exceeded \$100, and for which you or the member of your immediate family neither paid nor rendered services in exchange. List each such gift. Do not list gifts given by a relative or personal friend for reasons clearly unrelated to your public position. For the purposes of this Schedule, "personal friend" does not include any lobbyist, any lobbyist's principal, or any business, government, or individual that is transacting or seeking to transact business with the Commonwealth or its agencies, departments, or political subdivisions within 12 months from the date of the gift that the filer knows or has reason to know is a lobbyist, lobbyist's principal, or business, government, or individual that is transacting or seeking to transact business with the Commonwealth or its agencies, departments, or political subdivisions within 12 months from the date of the gift.

Name of Business,	City or	Exact
-------------------	---------	-------

SENATE SUBSTITUTE

SB649S2

1018	Name of	Organization, or	County	Gift or	Approximate
1019	Recipient	Individual	and State	Event	Value
1020					
1021					
1022					
1023					
1024					

RETURN TO ITEM 6

SCHEDULE F - BUSINESS INTERESTS.

1026 Complete this Schedule for each self-owned or family-owned business (including rental property, a
 1027 farm, or consulting work), partnership, or corporation in which you or a member of your immediate
 1028 family, separately or together, own an interest having a value in excess of ~~\$10,000~~ \$5,000.

1029 If the enterprise is owned or operated under a trade, partnership, or corporate name, list that name;
 1030 otherwise, merely explain the nature of the enterprise. If rental property is owned or operated under a
 1031 trade, partnership, or corporate name, list the name only; otherwise, give the address of each property.
 1032 Account for business interests held in trust.

1033						
1034						
1035						
1036	Name of Business,			Gross Income		
1037	Corporation,					
1038	Partnership,	City or	Nature of Enterprise	\$50,001	More	
1039	Farm; Address of	County	(farming, law, rental	\$50,000	to	than
1040	Rental Property	and State	property, etc.)	or less	\$250,000	\$250,000
1041						
1042						
1043						
1044						

RETURN TO ITEM 8

SCHEDULE G-1 - PAYMENTS FOR REPRESENTATION BY YOU.

1046 List the businesses you represented, excluding activity defined as lobbying in § 2.2-419, before any
 1047 state governmental agency, excluding any court or judge, for which you received total compensation
 1048 during the past 12 six months in excess of \$1,000, excluding compensation for other services to such
 1049 businesses and representation consisting solely of the filing of mandatory papers and subsequent
 1050 representation regarding the mandatory papers filed by you.

1051 Identify each business, the nature of the representation and the amount received by dollar category
 1052 from each such business. You may state the type, rather than name, of the business if you are required
 1053 by law not to reveal the name of the business represented by you.

1054 Only STATE officers and employees should complete this Schedule.

1055									
1056									
1057									
1058									
1059		Pur-			Amount Received				
1060		pose							
1061	Name	Type	of	Name					
1062	of	of	Repre-	of	\$1,001	\$10,001	\$50,001	\$100,001	\$250,001
1063	Busi-	Busi-	senta-	Agen-	to	to	to	to	and
1064	ness	ness	tion	cy	\$10,000	\$50,000	\$100,000	\$250,000	over
1065									
1066									
1067									
1068									

1069 If you have received \$250,001 or more from a single business within the reporting period, indicate
 1070 the amount received, rounded to the nearest \$10,000.

Amount Received: _____.

SCHEDULE G-2 - PAYMENTS FOR REPRESENTATION BY ASSOCIATES.

1071 List the businesses that have been represented, excluding activity defined as lobbying in § 2.2-419,
 1072 before any state governmental agency, excluding any court or judge, by persons who are your partners,
 1073 associates or others with whom you have a close financial association and who received total

1077 compensation in excess of \$1,000 for such representation during the past ~~12~~ six months, excluding
 1078 representation consisting solely of the filing of mandatory papers and subsequent representation
 1079 regarding the mandatory papers filed by your partners, associates or others with whom you have a close
 1080 financial association.

1081 Identify such businesses by type and also name the state governmental agencies before which such
 1082 person appeared on behalf of such businesses.

1083 Only STATE officers and employees should complete this Schedule.

1084		
1085		
1086	Type of business	Name of state governmental agency
1087		
1088		
1089		
1090		
1091		

1092 SCHEDULE G-3 - PAYMENTS FOR SERVICES GENERALLY.

1093 Indicate below types of businesses that operate in Virginia to which services were furnished by you
 1094 or persons with whom you have a close financial association pursuant to an agreement between you and
 1095 such businesses, or between persons with whom you have a close financial association and such
 1096 businesses and for which total compensation in excess of \$1,000 was received during the past ~~12~~ six
 1097 months.

1098 Identify opposite each category of businesses listed below (i) the type of business, (ii) the type of
 1099 service rendered and (iii) the value by dollar category of the compensation received for all businesses
 1100 falling within each category.

1101								
1102								
1103		Check						Value of Compensation
1104		if	Type					
1105		ser-	of					
1106		vices	ser-					
1107		were	vice	\$1,001	\$10,001	\$50,001	\$100,001	\$250,001
1108		ren-	ren-	to	to	to	to	and
1109		dered	dered	\$10,000	\$50,000	\$100,000	\$250,000	over
1110	Electric utilities							
1111	Gas utilities							
1112	Telephone utilities							
1113	Water utilities							
1114	Cable television							
1115	companies							
1116	Interstate							
1117	transportation							
1118	companies							
1119	Intrastate							
1120	transportation							
1121	companies							
1122	Oil or gas retail							
1123	companies							
1124	Banks							
1125	Savings institutions							
1126	Loan or finance							
1127	companies							
1128	Manufacturing							
1129	companies (state							
1130	type of product,							
1131	e.g., textile,							
1132	furniture, etc.)							
1133	Mining companies							
1134	Life insurance							

1135	companies	_____	_____	_____	_____	_____	_____
1136	Casualty insurance	_____	_____	_____	_____	_____	_____
1137	companies	_____	_____	_____	_____	_____	_____
1138	Other insurance	_____	_____	_____	_____	_____	_____
1139	companies	_____	_____	_____	_____	_____	_____
1140	Retail companies	_____	_____	_____	_____	_____	_____
1141	Beer, wine or liquor	_____	_____	_____	_____	_____	_____
1142	companies or	_____	_____	_____	_____	_____	_____
1143	distributors	_____	_____	_____	_____	_____	_____
1144	Trade associations	_____	_____	_____	_____	_____	_____
1145	Professional	_____	_____	_____	_____	_____	_____
1146	associations	_____	_____	_____	_____	_____	_____
1147	Associations of	_____	_____	_____	_____	_____	_____
1148	public employees	_____	_____	_____	_____	_____	_____
1149	or officials	_____	_____	_____	_____	_____	_____
1150	Counties, cities	_____	_____	_____	_____	_____	_____
1151	or towns	_____	_____	_____	_____	_____	_____
1152	Labor organizations	_____	_____	_____	_____	_____	_____
1153	Other	_____	_____	_____	_____	_____	_____
1154		_____	_____	_____	_____	_____	_____

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.

1160			
1161			
1162		Describe the type of real	
1163	List each location	estate you own in each	If the real estate is
1164	(state, and county	location (business, recre-	owned or recorded in
1165	or city) where you	ational, apartment, com-	a name other than your
1166	own real estate.	mercial, open land, etc.).	own, list that name.
1167	_____	_____	_____
1168	_____	_____	_____
1169	_____	_____	_____
1170	_____	_____	_____
1171	_____	_____	_____
1172			

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 \$40,000 or more *than* \$5,000. Each parcel shall be listed individually. Also list the names of any co-owners of such property, if applicable.

1178				
1179				
1180		Describe the type		
1181		of real estate		
1182		you own in		
1183		each location	If the real estate	
1184	List each location	(business,	is owned or rec-	
1185	(state, and county	recreational,	orded in a name	
1186	or city) where	apartment, com-	other than your	List the names
1187	you own real	mercial, open	own, list that	of any co-owners,
1188	estate.	land, etc.).	name.	if applicable.
1189	_____	_____	_____	_____
1190	_____	_____	_____	_____
1191	_____	_____	_____	_____

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 interest you or your immediate family member has in the real estate or entity.

List each governmental agency which is a party to the contract and indicate the county or city where the real estate is located.

State the annual income from the contract, and the amount, if any, of income you or any immediate family member derives annually from the contract.

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

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

1251 was made after a full disclosure of the facts. The written opinion shall be a public record and shall be
1252 released upon request.

1253 C. If any officer or employee serving at the local level of government is charged with a knowing
1254 violation of this chapter, and the alleged violation resulted from his reliance upon a written opinion of
1255 his city, county or town attorney or the Council, made after a full disclosure of the facts, that such
1256 action was not in violation of this chapter, then the officer or employee shall have the right to introduce
1257 a copy of the opinion at his trial as evidence that he did not knowingly violate this chapter.

1258 **§ 16.1-69.9:5. Limitation on election and appointment of judges.**

1259 *No person elected or appointed to an original term as a judge shall be an immediate family member*
1260 *of a member of the General Assembly. For the purposes of this section, the spouse, parent, child,*
1261 *brother, or sister of the General Assembly member shall be considered a member of the immediate*
1262 *family.*

1263 *No person during the term for which he shall have been elected a member of the General Assembly*
1264 *or the Governor, Lieutenant Governor, or Attorney General shall be elected a judge by the General*
1265 *Assembly.*

1266 *No person shall be appointed a judge by the circuit court if such person was the subject of a special*
1267 *and continuing order and under the order such person failed in the House of Delegates or the Senate to*
1268 *receive a majority vote of the members elected to the respective house of the General Assembly.*

1269 **§ 17.1-300.1. Limitation on election and appointment of justice.**

1270 *No person elected or appointed to an original term as a justice shall be an immediate family*
1271 *member of a member of the General Assembly. For the purposes of this section, the spouse, parent,*
1272 *child, brother, or sister of the General Assembly member shall be considered a member of the*
1273 *immediate family.*

1274 *No person during the term for which he shall have been elected a member of the General Assembly*
1275 *or the Governor, Lieutenant Governor, or Attorney General shall be elected a justice by the General*
1276 *Assembly.*

1277 *No person shall be appointed a justice by the Governor if such person was the subject of a special*
1278 *and continuing order and under the order such person failed in the House of Delegates or the Senate to*
1279 *receive a majority vote of the members elected to the respective house of the General Assembly.*

1280 **§ 17.1-400.1. Limitation on election and appointment of judge.**

1281 *No person elected or appointed to an original term as a judge shall be an immediate family member*
1282 *of a member of the General Assembly. For the purposes of this section, the spouse, parent, child,*
1283 *brother, or sister of the General Assembly member shall be considered a member of the immediate*
1284 *family.*

1285 *No person during the term for which he shall have been elected a member of the General Assembly*
1286 *or the Governor, Lieutenant Governor, or Attorney General shall be elected a judge by the General*
1287 *Assembly.*

1288 *No person shall be appointed a judge by the Governor if such person was the subject of a special*
1289 *and continuing order and under the order such person failed in the House of Delegates or the Senate to*
1290 *receive a majority vote of the members elected to the respective house of the General Assembly.*

1291 **§ 17.1-512.1. Limitation on election and appointment of judge.**

1292 *No person elected or appointed to an original term as a judge shall be an immediate family member*
1293 *of a member of the General Assembly. For the purposes of this section, the spouse, parent, child,*
1294 *brother, or sister of the General Assembly member shall be considered a member of the immediate*
1295 *family.*

1296 *No person during the term for which he shall have been elected a member of the General Assembly*
1297 *or the Governor, Lieutenant Governor, or Attorney General shall be elected a judge by the General*
1298 *Assembly.*

1299 *No person shall be appointed a judge by the Governor if such person was the subject of a special*
1300 *and continuing order and under the order such person failed in the House of Delegates or the Senate to*
1301 *receive a majority vote of the members elected to the respective house of the General Assembly.*

1302 **§ 30-101. Definitions.**

1303 As used in this chapter, unless the context requires a different meaning:

1304 "Advisory agency" means any board, commission, committee or post which does not exercise any
1305 sovereign power or duty, but is appointed by a governmental agency or officer or is created by law for
1306 the purpose of making studies or recommendations, or advising or consulting with a governmental
1307 agency.

1308 "Business" means a corporation, partnership, sole proprietorship, firm, enterprise, franchise,
1309 association, trust or foundation, or any other individual or entity carrying on a business or profession,
1310 whether or not for profit.

1311 "Contract" means any agreement to which a governmental agency is a party, or any agreement on
1312 behalf of a governmental agency which 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 not include any offer of a ticket or other admission or pass unless the ticket, admission, or pass is used. "Gift" shall not include honorary degrees and presents from relatives. For the purpose of this definition, "relative" means the donee's spouse, child, uncle, aunt, niece, or nephew; a person to whom the donee is engaged to be married; the donee's or his spouse's parent, grandparent, grandchild, brother, or sister; or the donee's brother's or sister's spouse both tangible and intangible gifts. A "tangible gift" means a physical item, object, currency, or other negotiable instrument of value that upon the happening of a certain event or expiration of a given date retains its form or value. An "intangible gift" means a physical item or object of value that upon the happening of a certain event or expiration of a given date loses its form or value. "Intangible gifts" include, but are not limited to, entertainment, food, and tickets or other access to social or recreational events. A "gift" does not include merit or need-based scholarships.

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

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

"Legislator" means a member of the General Assembly.

"Personal interest" means a financial benefit or liability accruing to a legislator 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 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; or (v) personal liability incurred or assumed on behalf of a business if the liability exceeds three percent of the asset value of the business.

"Personal interest in a contract" means a personal interest which a legislator 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 which is a party to the contract.

"Personal interest in a transaction" means a personal interest of a legislator in any matter considered by the General Assembly. 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 represents any individual or business and such property, business or represented 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. A "personal interest in a transaction" exists only if the legislator or member of his immediate family or an individual or business represented by the legislator is affected in a way that is substantially different from the general public or from persons comprising a profession, occupation, trade, business or other comparable and generally recognizable class or group of which he or the individual or business he represents is a member.

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

§ 30-103.1. Certain gifts prohibited.

A. No legislator or candidate for the General Assembly required to file the disclosure form

1374 prescribed in § 30-111 shall solicit, accept, or receive within any calendar year any single gift with a
 1375 value in excess of \$250 from any lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter
 1376 4 of Title 2.2. The provisions of this section apply to gifts reportable on Schedule E-2 of the disclosure
 1377 form prescribed in § 30-111. The provisions of this section do not apply to items reportable on Schedule
 1378 D-1, D-2, or E-1 of the disclosure form prescribed in § 30-111.

1379 B. The \$250 limitation imposed in accordance with this section shall be adjusted by the Virginia
 1380 Conflict of Interest and Ethics Advisory Council every five years, as of January 1 of that year, in an
 1381 amount equal to the annual increases for that five-year period in the United States Average Consumer
 1382 Price Index for all items, all urban consumers (CPI-U), as published by the Bureau of Labor Statistics
 1383 of the U.S. Department of Labor.

1384 **§ 30-110. Disclosure.**

1385 A. Every legislator and legislator-elect shall file, as a condition to assuming office, a disclosure
 1386 statement of his personal interests and such other information as is specified on the form set forth in
 1387 § 30-111 and thereafter shall file such a statement ~~annually on or before January 8~~ *semiannually by June*
 1388 *1 for the preceding six-month period complete through the last day of April and by December 1 for the*
 1389 *preceding six-month period complete through the last day of October.* When the filing deadline falls on
 1390 a Saturday, Sunday, or legal holiday, the disclosure statement shall be filed on the next day that is not a
 1391 Saturday, Sunday, or legal holiday. Disclosure forms shall be provided by the ~~clerk of the appropriate~~
 1392 ~~house to each legislator and legislator-elect not later than November 30 of each year~~ *Virginia Conflict of*
 1393 *Interest and Ethics Advisory Council at least 30 days prior to the filing deadline.* Members of the
 1394 Senate shall file their disclosure forms with the Clerk of the Senate and members of the House of
 1395 Delegates shall file their disclosure forms with the Clerk of the House of Delegates *Virginia Conflict of*
 1396 *Interest and Ethics Advisory Council.* The disclosure forms of the members of the General Assembly
 1397 shall be maintained as public records for five years in the office of the ~~clerk of the appropriate house~~
 1398 *Virginia Conflict of Interest and Ethics Advisory Council.*

1399 B. Candidates for the General Assembly shall file a disclosure statement of their personal interests as
 1400 required by §§ 24.2-500 through 24.2-503.

1401 C. Any legislator who has a personal interest in any transaction pending before the General
 1402 Assembly and who is disqualified from participating in that transaction pursuant to § 30-108 and the
 1403 rules of his house shall disclose his interest in accordance with the applicable rule of his house.

1404 **§ 30-111. Disclosure form.**

1405 A. The disclosure form to be used for filings required by subsections A and B of § 30-110 shall be
 1406 substantially as follows:

1407 STATEMENT OF ECONOMIC INTERESTS.

1408 Name
 1409 Office or position held or sought
 1410 Home address
 1411 Names of members of immediate family

1412 DEFINITIONS AND EXPLANATORY MATERIAL.

1413 "Business" means a corporation, partnership, sole proprietorship, firm, enterprise, franchise,
 1414 association, trust or foundation, or any other individual or entity carrying on a business or profession,
 1415 whether or not for profit.

1416 "Close financial association" means an association in which the filer shares significant financial
 1417 involvement with an individual and the filer would reasonably be expected to be aware of the
 1418 individual's business activities and would have access to the necessary records either directly or through
 1419 the individual. "Close financial association" does not mean an association based on (i) the receipt of
 1420 retirement benefits or deferred compensation from a business by which the legislator is no longer
 1421 employed, or (ii) the receipt of compensation for work performed by the legislator as an independent
 1422 contractor of a business that represents an entity before any state governmental agency when the
 1423 legislator has had no communications with the state governmental agency.

1424 "Contingent liability" means a liability that is not presently fixed or determined, but may become
 1425 fixed or determined in the future with the occurrence of some certain event.

1426 "Dependent" means any person, whether or not related by blood or marriage, who receives from the
 1427 legislator, or provides to the legislator, more than one-half of his financial support.

1428 "Gift" means ~~any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item~~
 1429 ~~having monetary value.~~ It includes services as well as gifts of transportation, local travel, lodgings and
 1430 meals, whether provided in-kind, by purchase of a ticket, payment in advance or reimbursement after the
 1431 expense has been incurred. "Gift" shall not include any offer of a ticket or other admission or pass
 1432 unless the ticket, admission, or pass is used. "Gift" shall not include honorary degrees and presents from
 1433 relatives. "Relative" means the donee's spouse, child, uncle, aunt, niece, or nephew; a person to whom
 1434 the donee is engaged to be married; the donee's or his spouse's parent, grandparent, grandchild, brother,

~~or sister; or the donee's brother's or sister's spouse~~ both tangible and intangible gifts. A "tangible gift" means a physical item, object, currency, or other negotiable instrument of value that upon the happening of a certain event or expiration of a given date retains its form or value. An "intangible gift" means a physical item or object of value that upon the happening of a certain event or expiration of a given date loses its form or value. "Intangible gifts" include, but are not limited to, entertainment, food, and tickets or other access to social or recreational events. A "gift" does not include merit or need-based scholarships.

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

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

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

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

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

You may attach additional explanatory information.

1. Offices and Directorships.

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

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

2. Personal Liabilities.

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

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

3. Securities.

Do you or a member of your immediate family, directly or indirectly, separately or together, own securities valued in excess of ~~\$10,000~~ \$5,000 invested in one business? Account for mutual funds, limited partnerships and trusts.

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

4. Payments for Talks, Meetings, and Publications.

During the past ~~12~~ six months did you receive lodging, transportation, money, or anything else of value with a combined value exceeding \$200 for a single talk, meeting, or published work in your capacity 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-~~ 5A. Entertainment and Intangible 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, or intangible gift and the value received by you exceeded \$50 in value or (ii) furnish you or a member of your immediate family with gifts ~~or~~ such entertainment or gifts 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

1496 entertainment (except if related to ~~you~~ the private profession or occupation of you or the member of
 1497 your immediate family who received such business entertainment) even if unrelated to your official
 1498 duties. For the purposes of this Item, "personal friend" does not include any lobbyist, any lobbyist's
 1499 principal, or any business, government, or individual that is transacting or seeking to transact business
 1500 with the Commonwealth or its agencies, departments, or political subdivisions within 12 months from
 1501 the date of the gift that the filer knows or has reason to know is a lobbyist, lobbyist's principal, or
 1502 business, government, or individual that is transacting or seeking to transact business with the
 1503 Commonwealth or its agencies, departments, or political subdivisions within 12 months from the date of
 1504 the gift.

1505 EITHER check NO / / OR check YES / / and complete Schedule E-1.

1506 5B. Tangible Gifts.

1507 During the past six months did a business, government, or individual other than a relative or
 1508 personal friend (i) furnish you or a member of your immediate family with any tangible gift and the
 1509 value received exceeded \$50 or (ii) furnish you or a member of your immediate family with such gifts in
 1510 any combination and the total value received exceeded \$100, and for which you or the member of your
 1511 immediate family neither paid nor rendered services in exchange? For the purposes of this Item,
 1512 "personal friend" does not include any lobbyist, any lobbyist's principal, or any business, government, or
 1513 individual that is transacting or seeking to transact business with the Commonwealth or its agencies,
 1514 departments, or political subdivisions within 12 months from the date of the gift that the filer knows or
 1515 has reason to know is a lobbyist, lobbyist's principal, or business, government, or individual that is
 1516 transacting or seeking to transact business with the Commonwealth or its agencies, departments, or
 1517 political subdivisions within 12 months from the date of the gift.

1518 EITHER check NO / / OR check YES / / and complete Schedule E-2.

1519 6. Salary and Wages.

1520 List each employer that pays you or a member of your immediate family salary or wages in excess
 1521 of ~~\$10,000~~ \$5,000 annually. (Exclude any salary received as a member of the General Assembly
 1522 pursuant to § 30-19.11.)

1523 If no reportable salary or wages, check here / /.

1524 _____
 1525 _____
 1526 _____

1527 7. Business Interests and Lobbyist Relationships.

1528 7A. Do you or a member of your immediate family, separately or together, operate your own
 1529 business, or own or control an interest in excess of ~~\$10,000~~ \$5,000 in a business?

1530 EITHER check NO / / OR check YES / / and complete Schedule F-1.

1531 7B. Do you have a lobbyist relationship as that term is defined above?

1532 EITHER check NO / / OR check YES / / and complete Schedule F-2.

1533 8. Payments for Representation and Other Services.

1534 8A. Did you represent any businesses before any state governmental agencies, excluding courts or
 1535 judges, for which you received total compensation during the past ~~12~~ six months in excess of \$1,000,
 1536 excluding compensation for other services to such businesses and representation consisting solely of the
 1537 filing of mandatory papers and subsequent representation regarding the mandatory papers?

1538 EITHER check NO / / OR check YES / / and complete Schedule G-1.

1539 8B. Subject to the same exceptions as in 8A, did persons with whom you have a close financial
 1540 association (partners, associates or others) represent any businesses before any state governmental agency
 1541 for which total compensation was received during the past ~~12~~ six months in excess of \$1,000?

1542 EITHER check NO / / OR check YES / / and complete Schedule G-2.

1543 8C. Did you or persons with whom you have a close financial association furnish services to
 1544 businesses operating in Virginia, pursuant to an agreement between you and such businesses, or between
 1545 persons with whom you have a close financial association and such businesses for which total
 1546 compensation in excess of \$1,000 was received during the past ~~12~~ six months? Services reported under
 1547 this provision shall not include services involving the representation of businesses that are reported
 1548 under question 8A or 8B above.

1549 EITHER check NO / / OR check YES / / and complete Schedule G-3.

1550 9. Real Estate.

1551 Do you or a member of your immediate family hold an interest, including a partnership interest,
 1552 valued at ~~\$10,000~~ or more than \$5,000 in real property (other than your principal residence) for which
 1553 you have not already listed the full address on Schedule F? Account for real estate held in trust.

1554 EITHER check NO / / OR check YES / / and complete Schedule H.

1555 10. Real Estate Contracts with State Governmental Agencies.

1556 Do you or a member of your immediate family hold an interest valued at more than ~~\$10,000~~ \$5,000
 1557 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 months, with a state governmental agency?

If the real estate contract provides for the leasing of the property to a state governmental agency, do you or a member of your immediate family hold an interest in the real estate, including a corporate, partnership, or trust interest, option, easement, or land contract valued at more than \$1,000? Account for all such contracts whether or not your interest is reported in Schedule F or H. 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.

11. Payments by the Commonwealth for Meetings.

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

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

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

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

Statements of Economic Interests are open for public inspection.

AFFIRMATION.

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

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

Signature _____

Commonwealth of Virginia

_____ of _____ to wit:-

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

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

~~_____ Notary Public~~

~~My commission expires _____~~

(Return only if needed to complete Statement.)

SCHEDULES

to

STATEMENT OF ECONOMIC INTERESTS.

NAME _____

SCHEDULE A - OFFICES AND DIRECTORSHIPS.

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

Name of Business	Address of Business	Position Held and by Whom
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

RETURN TO ITEM 2

SCHEDULE B - PERSONAL LIABILITIES.

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

Report contingent liabilities below and indicate which debts are contingent.

1. My personal debts are as follows:

Check	Check one
	\$10,001

1617	appropriate	\$5,001 to	More than
1618	categories	\$50,000	\$50,000
1619	Banks	_____	_____
1620	Savings institutions	_____	_____
1621	Other loan or finance companies	_____	_____
1622	Insurance companies	_____	_____
1623	Stock, commodity or other brokerage	_____	_____
1624	companies	_____	_____
1625	Other businesses:		
1626	(State principal business activity for each		
1627	creditor <i>and its name.</i>)	_____	_____
1628		_____	_____
1629		_____	_____
1630	Individual creditors:		
1631	(State principal business or occupation of		
1632	each creditor <i>and its name.</i>)	_____	_____
1633		_____	_____
1634		_____	_____

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

1639		Check one	
1640	Check	\$10,001	
1641	appropriate	\$5,001 to	More than
1642	categories	\$50,000	\$50,000
1643	Banks	_____	_____
1644	Savings institutions	_____	_____
1645	Other loan or finance companies	_____	_____
1646	Insurance companies	_____	_____
1647	Stock, commodity or other brokerage	_____	_____
1648	companies	_____	_____
1649	Other businesses:		
1650	(State principal business activity for each		
1651	creditor <i>and its name.</i>)	_____	_____
1652	_____	_____	_____
1653	_____	_____	_____
1654	Individual creditors:		
1655	(State principal business or occupation of		
1656	each creditor <i>and its name.</i>)	_____	_____
1657	_____	_____	_____
1658	_____	_____	_____

RETURN TO ITEM 3

SCHEDULE C - SECURITIES.

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

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

Identify each business or Virginia governmental entity in which you or a member of your immediate family, directly or indirectly, separately or together, own securities valued in excess of ~~\$10,000~~ \$5,000. Name each entity and type of security individually.

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

If no reportable securities, check here / /.

Name of Issuer	Type of Security (stocks, bonds, mutual funds, etc.)	Type of Security to \$5,001	Check one \$50,001 to \$250,000	More than \$250,000
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

RETURN TO ITEM 4

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

List each source from which you received during the past 12 *six* months lodging, transportation, money, or any other thing of value (~~excluding meals or drinks coincident with a meeting~~) with a combined value exceeding \$200 for your presentation of a single talk, participation in one meeting, or publication of a work in your capacity as a legislator. Do not list payments or reimbursements by the Commonwealth. (See Schedule D-2 for such payments or reimbursements.) List a payment even if you donated it to charity. Do not list information about a payment if you returned it within 60 days or if you received it from an employer already listed under Item 6 or from a source of income listed on Schedule F.

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

Payer	Approximate Value	Circumstances	Type of Payment (e.g., Honoraria, Travel reimbursement, etc.)
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

RETURN TO ITEM-5 5A

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

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

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

Payer	Approximate Value	Circumstances	Type of Payment (e.g., Travel reimbursement, etc.)
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

RETURN TO ITEM 5A

SCHEDULE E-1 - ENTERTAINMENT AND INTANGIBLE GIFTS.

List each business, governmental entity, or individual that, during the past 12 *six* months, (i) furnished you or a member of your immediate family with any gift or entertainment at a single event, or intangible gift and the value received by you exceeded \$50, in value or (ii) furnished you or a member

1732 of your immediate family with gifts or such entertainment or intangible gifts in any combination and the
 1733 total value received by you exceeded \$100 in total value, and for which you or the member of your
 1734 immediate family neither paid nor rendered services in exchange. List each such gift or event.

1735 Do not list entertainment events unless the average value per person attending the event exceeded
 1736 \$50 in value. Do not list business entertainment related to you or the private profession or occupation of
 1737 you or the member of your immediate family who received such business entertainment. Do not list gifts
 1738 or other things of value given by a relative or personal friend for reasons clearly unrelated to your
 1739 public position. Do not list campaign contributions publicly reported as required by Chapter 9.3
 1740 (§ 24.2-945 et seq.) of Title 24.2 of the Code of Virginia. For the purposes of this Schedule, "personal
 1741 friend" does not include any lobbyist, any lobbyist's principal, or any business, government, or
 1742 individual that is transacting or seeking to transact business with the Commonwealth or its agencies,
 1743 departments, or political subdivisions within 12 months from the date of the gift that the filer knows or
 1744 has reason to know is a lobbyist, lobbyist's principal, or business, government, or individual that is
 1745 transacting or seeking to transact business with the Commonwealth or its agencies, departments, or
 1746 political subdivisions within 12 months from the date of the gift.

1747					
1748					
1749		Name of Business,	City or		
1750	Exact				
1751	Name of	Organization, or	County	Gift or	Approximate
1752	Recipient	Individual	and State	Event	Value
1753					
1754					
1755					
1756					
1757					

1758 RETURN TO ITEM 6 5B

1759 **SCHEDULE E-2 - TANGIBLE GIFTS.**

1760 List each business, governmental entity, or individual that, during the past 12 months, (i) furnished
 1761 you with any tangible gift and the value received by you exceeded \$50 or (ii) furnished you with such
 1762 gifts in any combination and the total value received by you exceeded \$100, and for which you neither
 1763 paid nor rendered services in exchange. List each such gift. Do not list gifts given by a relative or
 1764 personal friend for reasons clearly unrelated to your public position. For the purposes of this Schedule,
 1765 "personal friend" does not include any lobbyist, any lobbyist's principal, or any business, government, or
 1766 individual that is transacting or seeking to transact business with the Commonwealth or its agencies,
 1767 departments, or political subdivisions within 12 months from the date of the gift that the filer knows or
 1768 has reason to know is a lobbyist, lobbyist's principal, or business, government, or individual that is
 1769 transacting or seeking to transact business with the Commonwealth or its agencies, departments, or
 1770 political subdivisions within 12 months from the date of the gift.

1771					
1772					
1773		Name of Business,	City or	Exact	
1774	Name of	Organization, or	County	Gift or	Approximate
1775	Recipient	Individual	and State	Event	Value
1776					
1777					
1778					
1779					
1780					

1781 RETURN TO ITEM 6

1782 **SCHEDULE F-1 - BUSINESS INTERESTS.**

1783 Complete this Schedule for each self-owned or family-owned business (including rental property, a
 1784 farm, or consulting work), partnership, or corporation in which you or a member of your immediate
 1785 family, separately or together, own an interest having a value in excess of \$10,000 \$5,000.

1786 If the enterprise is owned or operated under a trade, partnership, or corporate name, list that name;
 1787 otherwise, merely explain the nature of the enterprise. If rental property is owned or operated under a
 1788 trade, partnership, or corporate name, list the name only; otherwise, give the address of each property.
 1789 Account for business interests held in trust.

1790

1791						
1792	Name of					
1793	Business					
1794	Corporation,					
1795	Partnership,		Nature of		Gross income	
1796	Farm;		Enterprise			
1797	Address of	City or	(farming,	\$50,001	More	
1798	Rental	County	law, rental	to	than	
1799	Property	and State	property, etc.)	\$50,000 or less	\$250,000	\$250,000
1800						
1801						
1802						
1803						
1804						

RETURN TO ITEM 8

SCHEDULE F-2 - LOBBYIST RELATIONSHIPS AND PAYMENTS.

Complete this Schedule for each lobbyist relationship with the following:

- (i) any person who is, or has been within the prior calendar year, registered as a lobbyist with the Secretary of the Commonwealth Virginia Conflict of Interest and Ethics Advisory Council, or
- (ii) any business in which you have a greater than three percent ownership interest and that business employs, or engages as an independent contractor, any person who is, or has been within the prior calendar year, registered as a lobbyist with the of the Commonwealth Council.

1813					
1814					
1815	Payments to				
1816	Lobbyist				
1817	More than				
1818	List each person	Describe each	Dates of	\$10,000	\$10,001
1819	or business	relationship	relationship	or less	\$10,000
1820					
1821					
1822					
1823					
1824					

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

SCHEDULE G-1 - PAYMENTS FOR REPRESENTATION BY YOU.

List the businesses you represented 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.

1841										
1842										
1843			Pur-							
1844			pose	Amount Received						
1845	Name	Type	of							
1846	of	of	Repre-	Name	\$1,001	\$10,001	\$50,001	\$100,001		
1847	Busi-	Busi-	senta-	of	to	to	to	to	\$250,001	
1848	ness	ness	tion	Agency	\$10,000	\$50,000	\$100,000	\$250,000	and over	

1849 _____
 1850 _____
 1851 _____
 1852 _____
 1853 _____

1854 If you have received \$250,001 or more from a single business within the reporting period, indicate
 1855 the amount received, rounded to the nearest \$10,000. Amount Received: _____.

1856 SCHEDULE G-2 - PAYMENTS FOR REPRESENTATION BY ASSOCIATES.

1857 List the businesses that have been represented before any state governmental agency, excluding any
 1858 court or judge, by persons who are your partners, associates or others with whom you have a close
 1859 financial association and who received total compensation in excess of \$1,000 for such representation
 1860 during the past 42 *six* months, excluding representation consisting solely of the filing of mandatory
 1861 papers and subsequent representation regarding the mandatory papers filed by your partners, associates
 1862 or others with whom you have a close financial association.

1863 Identify such businesses by type and also name the state governmental agencies before which such
 1864 person appeared on behalf of such businesses.

1865 _____
 1866 _____
 1867 Type of Business Name of State Governmental Agency
 1868 _____
 1869 _____
 1870 _____
 1871 _____
 1872 _____

1873 SCHEDULE G-3 - PAYMENTS FOR OTHER SERVICES GENERALLY.

1874 Indicate below types of businesses that operate in Virginia to which services were furnished by you
 1875 or persons with whom you have a close financial association pursuant to an agreement between you and
 1876 such businesses, or between persons with whom you have a close financial association and such
 1877 businesses and for which total compensation in excess of \$1,000 was received during the past 42 *six*
 1878 months. Services reported in this Schedule shall not include services involving the representation of
 1879 businesses that are reported in Schedule G-1 or G-2 above.

1880 Identify opposite each category of businesses listed below (i) the type of business, (ii) the type of
 1881 service rendered and (iii) the value by dollar category of the compensation received for all businesses
 1882 falling within each category.

1883 _____
 1884 _____
 1885 Check
 1886 if Type
 1887 ser- of Value of Compensation
 1888 vices ser-
 1889 were vice \$1,001 \$10,001 \$50,001 \$100,001
 1890 ren- ren- to to to to \$250,001
 1891 dered dered \$10,000 \$50,000 \$100,000 \$250,000 and over
 1892 Electric utilities _____
 1893 Gas utilities _____
 1894 Telephone utilities _____
 1895 Water utilities _____
 1896 Cable television _____
 1897 companies _____
 1898 Interstate _____
 1899 transportation _____
 1900 companies _____
 1901 Intrastate _____
 1902 transportation _____
 1903 companies _____
 1904 Oil or gas retail _____
 1905 companies _____
 1906 Banks _____

1907	Savings						
1908	institutions	_____	_____	_____	_____	_____	_____
1909	Loan or finance						
1910	companies	_____	_____	_____	_____	_____	_____
1911	Manufacturing						
1912	companies (state						
1913	type of product,						
1914	e.g., textile,						
1915	furniture, etc.)	_____	_____	_____	_____	_____	_____
1916	Mining companies	_____	_____	_____	_____	_____	_____
1917	Life insurance						
1918	companies	_____	_____	_____	_____	_____	_____
1919	Casualty insurance						
1920	companies	_____	_____	_____	_____	_____	_____
1921	Other insurance						
1922	companies	_____	_____	_____	_____	_____	_____
1923	Retail companies	_____	_____	_____	_____	_____	_____
1924	Beer, wine or						
1925	liquor companies						
1926	or distributors	_____	_____	_____	_____	_____	_____
1927	Trade associations	_____	_____	_____	_____	_____	_____
1928	Professional						
1929	associations	_____	_____	_____	_____	_____	_____
1930	Associations of						
1931	public employees						
1932	or officials	_____	_____	_____	_____	_____	_____
1933	Counties, cities						
1934	or towns	_____	_____	_____	_____	_____	_____
1935	Labor organizations	_____	_____	_____	_____	_____	_____
1936	Other	_____	_____	_____	_____	_____	_____
1937		_____	_____	_____	_____	_____	_____

RETURN TO ITEM 9

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 \$10,000 \$5,000 or more. Each parcel must be listed individually.

1943	_____		
1944			
1945		Describe the type of real	
1946		estate you own in each	
1947	List the location	location (business,	If the real estate is
1948	(state, and county	recreational, apartment,	owned or recorded in
1949	or city where you	commercial, open land,	a name other than your
1950	own real estate	etc.)	own, list that name
1951	_____	_____	_____
1952	_____	_____	_____
1953	_____	_____	_____
1954	_____	_____	_____
1955	_____	_____	_____
1956	_____	_____	_____

RETURN TO ITEM 10

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

1963

1964 interest valued at *more than* \$1,000 ~~or more~~. This requirement to disclose an interest in a lease does not
 1965 apply to an interest derived through an ownership interest in a business unless the ownership interest
 1966 exceeds three percent of the total equity of the business.

1967	<hr/>		
1968			
1969	List your real		
1970	estate interest and		
1971	the person or entity,		
1972	including the type of		
1973	entity, which is		
1974	party to the contract.		State the annual
1975	Describe any		income from the
1976	management role and	List each	contract, and the
1977	the percentage	governmental agency	amount, if any, of
1978	ownership interest	which is a party to	income you or any
1979	you or your immediate	the contract and	immediate family
1980	family member has in	indicate the county	member derives
1981	the real estate	or city where the	annually from
1982	or entity.	real estate is located.	the contract.
1983	<hr/>	<hr/>	<hr/>
1984	<hr/>	<hr/>	<hr/>
1985	<hr/>	<hr/>	<hr/>
1986	<hr/>	<hr/>	<hr/>
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1988	<hr/>	<hr/>	<hr/>

1989 B. Any legislator who makes a knowing misstatement of a material fact on the Statement of
 1990 Economic Interests shall be subject to disciplinary action for such violations by the house in which the
 1991 legislator sits.

1992 C. ~~In accordance with the rules of each house, the~~ *The* Statement of Economic Interests of all
 1993 members of each house shall be reviewed ~~by the Council~~. If a legislator's Statement is found to be
 1994 inadequate as filed, the legislator shall be notified in writing and directed to file an amended Statement
 1995 correcting the indicated deficiencies, and a time shall be set within which such amendment shall be
 1996 filed. If the Statement of Economic Interests, in either its original or amended form, is found to be
 1997 adequate as filed, the legislator's filing shall be deemed in full compliance with this section as to the
 1998 information disclosed thereon.

1999 D. Ten percent of the membership of a house, on the basis of newly discovered facts, may in writing
 2000 request the house in which those members sit, in accordance with the rules of that house, to review the
 2001 Statement of Economic Interests of another member of that house in order to determine the adequacy of
 2002 his filing. In accordance with the rules of each house, each Statement of Economic Interests shall be
 2003 promptly reviewed, the adequacy of the filing determined, and notice given in writing to the legislator
 2004 whose Statement is in issue. Should it be determined that the Statement requires correction,
 2005 augmentation or revision, the legislator involved shall be directed to make the changes required within
 2006 such time as shall be set under the rules of each house.

2007 If a legislator, after having been notified in writing in accordance with the rules of the house in
 2008 which he sits that his Statement is inadequate as filed, fails to amend his Statement so as to come into
 2009 compliance within the time limit set, he shall be subject to disciplinary action by the house in which he
 2010 sits. No legislator shall vote on any question relating to his own Statement.

2011 **§ 30-114. Filing of complaints; procedures; disposition.**

2012 A. In response to the signed and sworn complaint of any citizen of the Commonwealth, which is
 2013 subscribed by the maker as true under penalty of perjury, submitted to the Panel, the Panel shall inquire
 2014 into any alleged violation of Articles 2 (§ 30-102 et seq.) through 5 (§ 30-109 et seq.) ~~of this chapter~~ by
 2015 any member of the respective house of the General Assembly in his current term or his immediate prior
 2016 term. Complaints shall be filed with the ~~Director of the Division of Legislative Services Virginia~~
 2017 *Conflict of Interest and Ethics Advisory Council*, ~~who~~ *which* shall promptly (i) submit the complaint to
 2018 the chairman of the appropriate Panel and (ii) forward a copy of the complaint to the legislator named
 2019 in the complaint. The chairman shall promptly notify the Panel of the complaint. No complaint shall be
 2020 filed with the Panel 60 or fewer days before a primary election or other nominating event or before a
 2021 general election in which the cited legislator is running for office, and the Panel shall not accept or act
 2022 on any complaint received during this period.

2023 B. The Panel shall determine, during its preliminary investigation, whether the facts stated in the

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

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

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

§ 30-117. Confidentiality of proceedings.

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

§ 30-118. Staff for Panel.

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

§ 30-124. Advisory opinions.

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

Article 6.

Ethics Orientation Sessions.

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

The Virginia Conflict of Interest and Ethics Advisory Council shall conduct an orientation session for new and returning General Assembly members preceding each even-numbered year regular session. 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 apply for mandatory continuing education credits for the sessions for members who are licensed professionals.

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

2085 *Local Government Conflict of Interests Act (§ 2.2-3100 et seq.) and the General Assembly Conflicts of*
2086 *Interests Act (§ 30-100 et seq.) (hereafter the Acts) and the lobbying laws in Article 3 (§ 2.2-418 et seq.)*
2087 *of Chapter 4 of Title 2.2 (hereafter Article 3).*

2088 *B. The Council shall consist of 14 members as follows: four members appointed by the Speaker of*
2089 *the House of Delegates, two of whom shall be members of the House of Delegates and two of whom*
2090 *shall be nonlegislative citizen members; four members appointed by the Senate Committee on Rules, two*
2091 *of whom shall be members of the Senate and two of whom shall be nonlegislative citizen members; four*
2092 *members appointed by the Governor, two of whom shall be executive branch employees and two of*
2093 *whom shall be nonlegislative citizen members; one member designated by the Attorney General; and one*
2094 *member appointed by the Joint Rules Committee from a list of three nominees submitted by the Virginia*
2095 *Association of Counties and a list of three nominees submitted by the Virginia Municipal League.*

2096 *C. All appointments following the initial staggering of terms shall be for terms of four years, except*
2097 *that appointments to fill vacancies shall be for the unexpired terms in the same manner as the original*
2098 *appointment. No nonlegislative citizen member shall be eligible to serve for more than two successive*
2099 *four-year terms. However, after the expiration of a term of three years or less, or after the expiration of*
2100 *the remainder of a term to which appointed to fill a vacancy, two additional terms may be served by*
2101 *such member if appointed thereto. Legislative members and other state government officials shall serve*
2102 *terms coincident with their terms of office. Legislative members may be reappointed for successive*
2103 *terms.*

2104 *D. The members of the Council shall elect from among their membership a chairman and a*
2105 *vice-chairman for two-year terms. The chairman and vice-chairman may not succeed themselves to the*
2106 *same position. The Council shall hold meetings quarterly or upon the call of the chairman. A majority*
2107 *of the Council shall constitute a quorum.*

2108 *E. Members of the Council shall receive no compensation for their services but shall be reimbursed*
2109 *for all reasonable and necessary expenses incurred in the performance of their duties as provided in*
2110 *§§ 2.2-2813, 2.2-2825, and 30-19.12, as appropriate. Funding for expenses of the members shall be*
2111 *provided from existing appropriations to the Council.*

2112 **§ 30-349. Powers and duties of the Council.**

2113 *The Council shall:*

2114 *1. Review all disclosure forms filed by lobbyists pursuant to Article 3 and by state and local*
2115 *government officers and employees and legislators pursuant to the Acts. The Council's review shall*
2116 *include the reading of all disclosure forms for completeness and accuracy and be followed by requests*
2117 *for amendments to assure the completeness of and correction of errors in the forms;*

2118 *2. Accept any disclosure forms by computer or electronic means in accordance with the standards*
2119 *approved by the Council and using software meeting standards approved by it. The Council shall*
2120 *provide software to filers without charge and may prescribe the method of execution and certification of*
2121 *electronically filed forms and the procedures for receiving forms in the office of the Secretary;*

2122 *3. Beginning July 1, 2015, establish and maintain a searchable electronic database comprising*
2123 *disclosure forms filed pursuant to §§ 2.2-426, 2.2-3117, and 30-111. Such database shall be available to*
2124 *the public through the Council's official website;*

2125 *4. Furnish, upon request, formal advisory opinions or guidelines and other appropriate information,*
2126 *including informal advice, regarding ethics and conflicts issues arising under Article 3 or the Acts to*
2127 *any person or to any agency of state or local government, in an expeditious manner. Informal advice*
2128 *given by the Council shall be confidential, protected by the attorney-client privilege, and excluded from*
2129 *the provisions of the Virginia Freedom of Information Act (§ 2.2-3700 et seq.);*

2130 *5. Conduct training seminars and educational programs for lobbyists, state and local government*
2131 *officers and employees and legislators, and other interested persons on the requirements of Article 3*
2132 *and the Acts and provide ethics orientation sessions for legislators in compliance with Article 6*
2133 *(§ 30-129.1 et seq.) of Chapter 13;*

2134 *6. Publish such educational materials as it deems appropriate on the provisions of Article 3 and the*
2135 *Acts;*

2136 *7. Review actions taken in the General Assembly with respect to the discipline of its members for the*
2137 *purpose of offering nonbinding advice;*

2138 *8. Request from any agency of state or local government such assistance, services, and information*
2139 *as will enable the Council to effectively carry out its responsibilities. Information provided to the*
2140 *Council by an agency of state or local government shall not be released to any other party unless*
2141 *authorized by such agency; and*

2142 *9. Report on or before December 1 of each year on its activities and findings regarding Article 3*
2143 *and the Acts, including recommendations for changes in the laws, to the General Assembly and the*
2144 *Governor. The annual report shall be submitted by the chairman as provided in the procedures of the*
2145 *Division of Legislative Automated Systems for the processing of legislative documents and reports and*
2146 *shall be published as a state document.*

2147 **§ 30-350. Staff.**

2148 *The Council shall designate its executive director. Staff assistance to the Council shall be provided*
2149 *by the Division of Legislative Services. Staff shall perform those duties assigned to it by the Council,*
2150 *including those duties enumerated in § 30-349.*

2151 **§ 30-351. Cooperation of agencies of state and local government.**

2152 *Every department, division, board, bureau, commission, authority, or political subdivision of the*
2153 *Commonwealth shall cooperate with, and provide such assistance to, the Council as the Council may*
2154 *request.*

2155 **2. That the initial terms of the nonlegislative citizen members of the Virginia Conflict of Interest**
2156 **and Ethics Advisory Council appointed pursuant to this act shall be staggered as follows: (i) two**
2157 **members, one appointed by the Speaker of the House of Delegates and one appointed by the**
2158 **Senate Committee on Rules, for a term of two years; (ii) two members, one appointed by the**
2159 **Speaker of the House of Delegates and one appointed by the Governor, for a term of three years;**
2160 **(iii) two members, one member appointed by the Senate Committee on Rules and one appointed**
2161 **by the Governor, for a term of four years; and (iv) the designee of the Attorney General and the**
2162 **appointed representative of the Virginia Association of Counties and Virginia Municipal League**
2163 **for a term of one year. Thereafter, the terms of members shall be for four years.**

2164 **3. That the provisions of this act may result in a net increase in periods of imprisonment or**
2165 **commitment. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation is \$0**
2166 **for periods of imprisonment in state adult correctional facilities and is \$0 for periods of**
2167 **commitment to the custody of the Department of Juvenile Justice.**