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## HOUSE BILL NO. 1667

Offered January 14, 2015

Prefiled January 9, 2015

A BILL to amend and reenact §§ 2.2-3103.1, 2.2-3116, 2.2-3117, 2.2-3120, 2.2-3124, 30-103.1, 30-111, 30-123, 30-126, and 30-356 of the Code of Virginia, relating to State and Local Government Conflict of Interests Act and the General Assembly Conflicts of Interests Act; certain gifts prohibited; penalties.

Patron—Bulova

Referred to Committee for Courts of Justice

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

1. That §§ 2.2-3103.1, 2.2-3117, 2.2-3120, 2.2-3124, 30-103.1, 30-111, 30-123, 30-126, and 30-356 of the Code of Virginia are amended and reenacted as follows:

**§ 2.2-3103.1. Certain gifts prohibited; penalties.**

A. For purposes of this section:

"Intangible gift" means a thing those services, transportation, lodgings, meals, and other things of temporary value or a thing that upon the happening of a certain event or expiration of a given date loses its value that may be enjoyed but cannot be resold. "Intangible gift" includes entertainment, hospitality, a ticket, admission, or pass, transportation, lodgings, and meals that are reportable on Schedule E of the disclosure form prescribed in § 2.2-3117.

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

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

B. An officer or employee of a local governmental or advisory agency or candidate required to file the disclosure form prescribed in § 2.2-3117 (i) shall not solicit, accept, or receive within any calendar year any single tangible or intangible gift with a value in excess of \$250 exceeding \$100 or a combination of tangible or intangible gifts with an aggregate value in excess of \$250 exceeding \$100 from any person that he knows or has reason to know is (a) a lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4; (b) a lobbyist's principal as defined in § 2.2-419; or (c) a person, organization, or business who is a party to or is seeking to become a party to a contract with the local agency of which he is an officer or an employee; (ii) shall report any tangible gift with a value of \$250 or less or any intangible gift received from any person listed in clause (i) on Schedule E of such disclosure form; and (iii) shall report any payments for talks, meetings, and publications on Schedule D of such disclosure form, other than a relative or personal friend. For purposes of this section and the disclosure requirements prescribed by § 2.2-3117, any single tangible or intangible gift, or any combination of tangible or intangible gifts, with a value exceeding \$100 given to a member of the immediate family of such officer, employee, or candidate shall be considered a gift to the officer, employee, or candidate if (i) such gift was given with the knowledge and acquiescence of the officer, employee, or candidate and (ii) the officer, employee, or candidate knows or has reason to know that such gift was given to the member of his immediate family because of his official position. No officer, employee, or candidate or member of the immediate family of such officer, employee, or candidate shall solicit, accept, or receive any tangible or intangible gift of any value when he knows or has reason to know that such gift was offered or given with the intent to induce any conduct or action by the officer, employee, or candidate related to the performance of his official duties.

C. An officer or employee of a state governmental or advisory agency or candidate required to file the disclosure form prescribed in § 2.2-3117 (i) shall not solicit, accept, or receive within any calendar year any single tangible or intangible gift with a value in excess of \$250 exceeding \$100 or a combination of tangible or intangible gifts with an aggregate value in excess of \$250 exceeding \$100 from any person that he knows or has reason to know is (a) a lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4; (b) a lobbyist's principal as defined in § 2.2-419; or (c) a person, organization, or business who is a party to or is seeking to become a party to a contract with the Commonwealth; (ii) shall report any tangible gift with a value of \$250 or less or any intangible gift received from any person listed in clause (i) on Schedule E of such disclosure form; and (iii) shall

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59 report any payments for talks, meetings, and publications on Schedule D of such disclosure form, other  
 60 than a relative or personal friend. For purposes of this section and the disclosure requirements  
 61 prescribed by § 2.2-3117, any single tangible or intangible gift, or any combination of tangible or  
 62 intangible gifts, with a value exceeding \$100 given to a member of the immediate family of such officer,  
 63 employee, or candidate shall be considered a gift to the officer, employee, or candidate if (i) such gift  
 64 was given with the knowledge and acquiescence of the officer, employee, or candidate and (ii) the  
 65 officer, employee, or candidate knows or has reason to know that such gift was given to the member of  
 66 his immediate family because of his official position. No officer, employee, or candidate or member of  
 67 the immediate family of such officer, employee, or candidate shall solicit, accept, or receive any tangible  
 68 or intangible gift of any value when he knows or has reason to know that such gift was offered or given  
 69 with the intent to induce any conduct or action by the officer, employee, or candidate related to the  
 70 performance of his official duties.

71 D. Notwithstanding the provisions of subsections B and C, an officer or employee of a state or local  
 72 governmental or advisory agency or a candidate required to file the disclosure form prescribed in §  
 73 2.2-3117, or a member of the immediate family of such officer, employee, or candidate, may accept an  
 74 intangible gift, or a combination of intangible gifts, with a value exceeding \$100 if:

75 1. The gifts are received while in attendance at an event sponsored by a not-for-profit or government  
 76 entity that is open to the public or to which the public is invited to purchase tickets for admission; or

77 2. The officer, employee, or candidate has submitted a written request to and has received the  
 78 written approval of the Council.

79 Gifts received pursuant to this subsection shall be disclosed on the form prescribed in § 2.2-3117.

80 E. During the pendency of a civil action in any state or federal court to which the Commonwealth is  
 81 a party, the Governor or the Attorney General or any employee of the Governor or the Attorney General  
 82 who is subject to the provisions of this chapter shall not solicit, accept, or receive any tangible gift from  
 83 any person that he knows or has reason to know is a person, organization, or business who is a party to  
 84 such civil action. A person, organization, or business who is a party to such civil action shall not  
 85 knowingly give any tangible gift to the Governor or the Attorney General or any of their employees  
 86 who are subject to the provisions of this chapter.

87 E. F. The \$250 \$100 limitation imposed in accordance with this section shall be adjusted by the  
 88 Council every five years, as of January 1 of that year, in an amount equal to the annual increases for  
 89 that five-year period in the United States Average Consumer Price Index for all items, all urban  
 90 consumers (CPI-U), as published by the Bureau of Labor Statistics of the U.S. Department of Labor,  
 91 rounded to the nearest whole dollar \$50.

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

#### 95 § 2.2-3116. Disclosure by certain constitutional officers.

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

#### 102 § 2.2-3117. Disclosure form.

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

#### 105 STATEMENT OF ECONOMIC INTERESTS.

106 Name .....  
 107 Office or position held or sought .....  
 108 Address .....  
 109 Names of members of immediate family .....

#### 110 DEFINITIONS AND EXPLANATORY MATERIAL.

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

114 "Close financial association" means an association in which the person filing shares significant  
 115 financial involvement with an individual and the filer would reasonably be expected to be aware of the  
 116 individual's business activities and would have access to the necessary records either directly or through  
 117 the individual. "Close financial association" does not mean an association based on (i) the receipt of  
 118 retirement benefits or deferred compensation from a business by which the person filing this statement is  
 119 no longer employed, or (ii) the receipt of compensation for work performed by the person filing as an

independent contractor of a business that represents an entity before any state governmental agency when the person filing has had no communications with the state governmental agency.

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

"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, lodgings and meals, whether provided in-kind, by purchase of a ticket, payment in advance or reimbursement after the expense has been incurred. "Gift" does not include (i) any offer of a ticket, coupon, or other admission or pass unless the ticket, coupon, admission, or pass is used; (ii) honorary degrees; (iii) any athletic, merit, or need-based scholarship or any other financial aid awarded by a public or private school, institution of higher education, or other educational program pursuant to such school, institution, or program's financial aid standards and procedures applicable to the general public; (iv) a campaign contribution properly received and reported pursuant to Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2; (v) any gift related to the private profession or occupation of an officer or employee or of a member of his immediate family; or (vi) gifts from relatives or personal friends. "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. "Personal friend" does not include any person that the filer knows or has reason to know is (a) a lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4 of Title 2.2; (b) a lobbyist's principal as defined in § 2.2-419; (c) for an officer or employee of a local governmental or advisory agency, a person, organization, or business who is a party to or is seeking to become a party to a contract with the local agency of which he is an officer or an employee; or (d) for an officer or employee of a state governmental or advisory agency, a person, organization, or business who is a party to or is seeking to become a party to a contract with the Commonwealth. "Person, organization, or business" includes individuals who are officers, directors, or owners of or who have a controlling ownership interest in such organization or business.

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

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

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

5. Gifts.

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

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

191 6. Salary and Wages.

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

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

195 \_\_\_\_\_  
196 \_\_\_\_\_  
197 \_\_\_\_\_

198 7. Business Interests.

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

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

202 8. Payments for Representation and Other Services.

203 8A. Did you represent, excluding activity defined as lobbying in § 2.2-419, any businesses before any  
204 state governmental agencies, excluding courts or judges, for which you received total compensation  
205 during the past six months in excess of \$1,000, excluding compensation for other services to such  
206 businesses and representation consisting solely of the filing of mandatory papers and subsequent  
207 representation regarding the mandatory papers? (Officers and employees of local governmental and  
208 advisory agencies do NOT need to answer this question or complete Schedule G-1.)

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

210 8B. Subject to the same exceptions as in 8A, did persons with whom you have a close financial  
211 association (partners, associates or others) represent, excluding activity defined as lobbying in § 2.2-419,  
212 any businesses before any state governmental agency for which total compensation was received during  
213 the past six months in excess of \$1,000? (Officers and employees of local governmental and advisory  
214 agencies do NOT need to answer this question or complete Schedule G-2.)

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

216 8C. Did you or persons with whom you have a close financial association furnish services to  
217 businesses operating in Virginia pursuant to an agreement between you and such businesses, or between  
218 persons with whom you have a close financial association and such businesses for which total  
219 compensation in excess of \$1,000 was received during the past six months? Services reported under this  
220 provision shall not include services involving the representation of businesses that are reported under  
221 item 8A or 8B.

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

223 9. Real Estate.

224 9A. State Officers and Employees.

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

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

229 9B. Local Officers and Employees.

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

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

235 10. Real Estate Contracts with Governmental Agencies.

236 Do you or a member of your immediate family hold an interest valued at more than \$5,000 in real  
237 estate, including a corporate, partnership, or trust interest, option, easement, or land contract, which real  
238 estate is the subject of a contract, whether pending or completed within the past six months, with a  
239 governmental agency? If the real estate contract provides for the leasing of the property to a  
240 governmental agency, do you or a member of your immediate family hold an interest in the real estate  
241 valued at more than \$1,000? Account for all such contracts whether or not your interest is reported in  
242 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 \$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 \$5,001 to \$50,000	Check one More than \$50,000
Banks		
Savings institutions		
Other loan or finance companies		
Insurance companies		
Stock, commodity or other brokerage companies		
Other businesses:		
(State principal business activity for each creditor 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:

Check appropriate	Check one \$5,001 to	Check one More than

301	categories	\$50,000	\$50,000
302	Banks		
303	Savings institutions		
304	Other loan or finance companies		
305	Insurance companies		
306	Stock, commodity or other brokerage companies		
307	Other businesses:		
308	(State principal business activity for each		
309	creditor and its name.)		
310			
311			
312			
313	Individual creditors:		
314	(State principal business or occupation of		
315	each creditor and its name.)		
316			
317			
318			
319			

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 \$5,000. Name each issuer 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.)	Check one		
		\$5,001 to \$50,000	\$50,001 to \$250,000	More than \$250,000

RETURN TO ITEM 4

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

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

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

#### SCHEDULE E - 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 *single* gift or entertainment at a single event, and the value received exceeded \$50 or (ii) furnished you or a member of your immediate family with gifts or entertainment in any combination and the total value received exceeded \$100 \$50, 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. Do not list business entertainment related to 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.

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

RETURN TO ITEM 6

#### SCHEDULE F - BUSINESS INTERESTS.

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

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

Name of Business, Corporation, Partnership, Farm; Address of Rental Property	City or County and State	Nature of Enterprise (farming, law, rental property, etc.)	Exact \$50,000 or less	Gross Income \$50,001 to \$250,000	More than \$250,000

RETURN TO ITEM 8

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

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

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

Only STATE officers and employees should complete this Schedule.

				Amount Received				
Name	Type	Purpose	Name					
of	of	of	of	\$1,001	\$10,001	\$50,001	\$100,001	\$250,001
Busi-	Busi-	Repre-	of	to	to	to	to	and
ness	ness	tion	Agen-	\$10,000	\$50,000	\$100,000	\$250,000	over
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____

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

Amount Received: \_\_\_\_\_.

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

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

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

Only STATE officers and employees should complete this Schedule.

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

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

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

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

Check if	Type	Value of Compensation
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____



		ser-	of					
		vices	ser-					
		were	vice	\$1,001	\$10,001	\$50,001	\$100,001	\$250,001
		ren-	ren-	to	to	to	to	and
		dered	dered	\$10,000	\$50,000	\$100,000	\$250,000	over
477								
478								
479								
480								
481								
482	Electric utilities							
483	Gas utilities							
484	Telephone utilities							
485	Water utilities							
486	Cable television							
487	companies							
488	Interstate							
489	transportation							
490	companies							
491	Intrastate							
492	transportation							
493	companies							
494	Oil or gas retail							
495	companies							
496	Banks							
497	Savings institutions							
498	Loan or finance							
499	companies							
500	Manufacturing							
501	companies (state							
502	type of product,							
503	e.g., textile,							
504	furniture, etc.)							
505	Mining companies							
506	Life insurance							
507	companies							
508	Casualty insurance							
509	companies							
510	Other insurance							
511	companies							
512	Retail companies							
513	Beer, wine or liquor							
514	companies or							
515	distributors							
516	Trade associations							
517	Professional							
518	associations							
519	Associations of							
520	public employees							
521	or officials							
522	Counties, cities							
523	or towns							
524	Labor organizations							
525	Other							
526								

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 more than \$5,000. Each parcel shall be listed individually.

532  
533

534		Describe the type of real	
535	List each location	estate you own in each	If the real estate is
536	(state, and county	location (business, recre-	owned or recorded in
537	or city) where you	ational, apartment, com-	a name other than your
538	own real estate.	mercial, open land, etc.).	own, list that name.
539	_____	_____	_____
540	_____	_____	_____
541	_____	_____	_____
542	_____	_____	_____
543	_____	_____	_____
544	_____	_____	_____

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

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

550	_____			
551				
552		Describe the type		
553		of real estate		
554		you own in		
555		each location	If the real estate	
556	List each location	(business,	is owned or rec-	
557	(state, and county	recreational,	orded in a name	
558	or city) where	apartment, com-	other than your	List the names
559	you own real	mercial, open	own, list that	of any co-owners,
560	estate.	land, etc.).	name.	if applicable.
561	_____	_____	_____	_____
562	_____	_____	_____	_____
563	_____	_____	_____	_____
564	_____	_____	_____	_____
565	_____	_____	_____	_____
566	_____	_____	_____	_____

#### 567 SCHEDULE I - REAL ESTATE CONTRACTS WITH GOVERNMENTAL AGENCIES.

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

576 State officers and employees report contracts with state agencies.

577 Local officers and employees report contracts with local agencies.

578	_____		
579			
580	List your real estate		
581	interest and the		
582	person or entity,		
583	including the type		
584	of entity, which		
585	is party to		
586	the contract.		State the annual
587	Describe any		income from the
588	management role and	List each governmental	contract, and the
589	the percentage	agency which is a	amount, if any, of
590	ownership	party to the contract	income you or any
591	interest you or your	and indicate the	immediate family

immediate family	county or city where	member derives
member has in the real	the real estate	annually from the
estate or entity.	is located.	contract.

**§ 2.2-3120. Knowing violation of chapter a misdemeanor.**

Any person who knowingly violates any of the provisions of Articles 2 through 6 (§§ 2.2-3102 through 2.2-3119) ~~of this chapter shall be~~ is guilty of a Class 1 misdemeanor, except that any:

1. Any member of a local governing body who knowingly violates subsection A of § 2.2-3112 or subsection D or F of § 2.2-3115 ~~shall be~~ is guilty of a Class 3 misdemeanor; and

2. A knowing violation of § 2.2-3103.1 by an officer or employee of a state or local governmental or advisory agency or a candidate required to file the disclosure form prescribed in § 2.2-3117 is punishable by a civil penalty in an amount equal to \$250. Any such officer, employee, or candidate who knowingly commits a second or subsequent violation within four years of a previous violation is guilty of a Class 1 misdemeanor.

A knowing violation under this section is one in which the person engages in conduct, performs an act, or refuses to perform an act when he knows that the conduct is prohibited or required by this chapter.

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

In addition to any other fine or penalty provided by law, an officer or employee who knowingly violates any provision of §§ § 2.2-3103 or §§ 2.2-3104 through 2.2-3112 shall be subject to a civil penalty in an amount equal to the amount of money or thing of value received as a result of such violation. If the thing of value received by the officer or employee in violation of §§ § 2.2-3103 or §§ 2.2-3104 through 2.2-3112 increases in value between the time of the violation and the time of discovery of the violation, the greater value shall determine the amount of the civil penalty. Further, all money or other things of value received as a result of such violation shall be forfeited in accordance with the provisions of § 19.2-386.33.

**§ 30-103.1. Certain gifts prohibited; penalties.**

A. For purposes of this section:

"Intangible gift" means a ~~thing~~ those services, transportation, lodgings, meals, and other things of temporary value or a thing that upon the happening of a certain event or expiration of a given date loses its value that may be enjoyed but cannot be resold. "Intangible gift" includes entertainment, hospitality, a ticket, admission, or pass, transportation, lodgings, and meals that are reportable on Schedule E of the disclosure form prescribed in § 30-111.

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

B. A legislator or candidate for the General Assembly required to file the disclosure form prescribed in § 30-111 (i) shall not solicit, accept, or receive within any calendar year any single tangible or intangible gift with a value in excess of \$250 exceeding \$100 or a combination of tangible or intangible gifts with an aggregate value in excess of \$250 exceeding \$100 from any person that he knows or has reason to know is (a) a lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4 of Title 2.2; (b) a lobbyist's principal as defined in § 2.2-419; or (c) a person, organization, or business who is a party to or is seeking to become a party to a contract with the Commonwealth; (ii) shall report any tangible gift with a value of \$250 or less or any intangible gift received from any person listed in clause (i) on Schedule E of such disclosure form; and (iii) shall report any payments for talks, meetings, and publications on Schedule D-1 of such disclosure form. For purposes of this subsection, "person, organization, or business" includes individuals who are officers, directors, or owners of or who have a controlling ownership interest in such organization or business other than a relative or personal friend. For purposes of this section and the disclosure requirements prescribed by § 30-111, any single tangible or intangible gift or any combination of tangible or intangible gifts with a value exceeding \$100 given to a member of the immediate family of such legislator or candidate shall be considered a gift to the legislator or candidate if (i) such gift was given with the knowledge and acquiescence of the legislator or candidate and (ii) the legislator or candidate knows or has reason to know that such gift was given to the member of his immediate family because of his official position. No legislator or candidate or

653 member of the immediate family of such legislator or candidate shall solicit, accept, or receive any  
 654 tangible or intangible gift of any value when he knows or has reason to know that such gift was offered  
 655 or given with the intent to induce any conduct or action by the legislator or candidate related to the  
 656 performance of his official duties.

657 C. The \$250 limitation imposed in accordance with this section shall be adjusted by the Council  
 658 every five years, as of January 1 of that year, in an amount equal to the annual increases for that  
 659 five-year period in the United States Average Consumer Price Index for all items, all urban consumers  
 660 (CPI-U), as published by the Bureau of Labor Statistics of the U.S. Department of Labor, rounded to the  
 661 nearest whole dollar. Notwithstanding the provisions of subsection B, a legislator or candidate for the  
 662 General Assembly required to file the disclosure form prescribed in § 30-111, or a member of the  
 663 immediate family of such legislator or candidate, may accept an intangible gift, or a combination of  
 664 intangible gifts, with a value exceeding \$100 if:

665 1. The gifts are received while in attendance at an event sponsored by a not-for-profit or government  
 666 entity that is open to the public or to which the public is invited to purchase tickets for admission; or

667 2. The legislator or candidate has submitted a written request to and has received the written  
 668 approval of the Council.

669 Gifts received pursuant to this subsection shall be disclosed on the form prescribed in § 30-111.

670 D. The \$100 limitation imposed in accordance with this section shall be adjusted by the Council  
 671 every five years, as of January 1 of that year, in an amount equal to the annual increases for that  
 672 five-year period in the United States Average Consumer Price Index for all items, all urban consumers  
 673 (CPI-U), as published by the Bureau of Labor Statistics of the U.S. Department of Labor, rounded to  
 674 the nearest \$50.

675 **§ 30-111. Disclosure form.**

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

678 STATEMENT OF ECONOMIC INTERESTS.

679 Name .....

680 Office or position held or sought .....

681 Address .....

682 Names of members of immediate family .....

683 **DEFINITIONS AND EXPLANATORY MATERIAL.**

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

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

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

697 "Gift" means any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item  
 698 having monetary value. It includes services as well as gifts of transportation, lodgings and meals,  
 699 whether provided in-kind, by purchase of a ticket, payment in advance or reimbursement after the  
 700 expense has been incurred. "Gift" does not include (i) any offer of a ticket, coupon, or other admission  
 701 or pass unless the ticket, coupon, admission, or pass is used; (ii) honorary degrees; (iii) any athletic,  
 702 merit, or need-based scholarship or any other financial aid awarded by a public or private school,  
 703 institution of higher education, or other educational program pursuant to such school, institution, or  
 704 program's financial aid standards and procedures applicable to the general public; (iv) a campaign  
 705 contribution properly received and reported pursuant to Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2;  
 706 (v) any gift related to the private profession or occupation of a legislator or of a member of his  
 707 immediate family; or (vi) gifts from relatives or personal friends. "Relative" means the donee's spouse,  
 708 child, uncle, aunt, niece, or nephew; a person to whom the donee is engaged to be married; the donee's  
 709 or his spouse's parent, grandparent, grandchild, brother, or sister; or the donee's brother's or sister's  
 710 spouse. "Personal friend" does not include any person that the filer knows or has reason to know is (a) a  
 711 lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4 of Title 2.2; (b) a lobbyist's  
 712 principal as defined in § 2.2-419; or (c) a person, organization, or business who is a party to or is  
 713 seeking to become a party to a contract with the Commonwealth. "Person, organization, or business"

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

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

"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 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. The disclosure of a lobbyist relationship shall not (a) constitute a waiver of any attorney-client or other privilege, (b) require a waiver of any attorney-client or other privilege for a third party, or (c) 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 \$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 \$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 six months did you receive in your capacity as a legislator lodging, transportation, money, or anything else of value with a combined value exceeding \$200 (i) for a single talk, meeting, or published work or (ii) for a meeting, conference, or event where your attendance at the meeting, conference, or event was designed to (a) educate you on issues relevant to your duties as a legislator, including issues faced by your constituents, or (b) enhance your knowledge and skills relative to your duties as a legislator? Do not include payments and reimbursements from the Commonwealth for meetings attended in your capacity as a legislator; see Question 11 and Schedule D2 to report such meetings.

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

5. Gifts.

During the past 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 *single* gift or entertainment at a single event, and the value received exceeded \$50 or (ii) furnish you or a member of your immediate family with gifts or entertainment in any combination and the total value received exceeded ~~\$100~~ \$50, 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. Account for all business entertainment (except if related to the private profession or occupation of you or the member of your immediate family who received such business entertainment) even if unrelated to your official duties.

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

6. Salary and Wages.

775 List each employer that pays you or a member of your immediate family salary or wages in excess  
776 of \$5,000 annually. (Exclude any salary received as a member of the General Assembly pursuant to  
777 § 30-19.11.)

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

779 \_\_\_\_\_

780 \_\_\_\_\_

781 \_\_\_\_\_

782 7. Business Interests and Lobbyist Relationships.

783 7A. Do you or a member of your immediate family, separately or together, operate your own  
784 business, or own or control an interest in excess of \$5,000 in a business?

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

786 7B. Do you have a lobbyist relationship as that term is defined above?

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

788 8. Payments for Representation and Other Services.

789 8A. Did you represent any businesses before any state governmental agencies, excluding courts or  
790 judges, for which you received total compensation during the past six months in excess of \$1,000,  
791 excluding compensation for other services to such businesses and representation consisting solely of the  
792 filing of mandatory papers and subsequent representation regarding the mandatory papers?

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

794 8B. Subject to the same exceptions as in 8A, did persons with whom you have a close financial  
795 association (partners, associates or others) represent any businesses before any state governmental agency  
796 for which total compensation was received during the past six months in excess of \$1,000?

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

798 8C. Did you or persons with whom you have a close financial association furnish services to  
799 businesses operating in Virginia, pursuant to an agreement between you and such businesses, or between  
800 persons with whom you have a close financial association and such businesses for which total  
801 compensation in excess of \$1,000 was received during the past six months? Services reported under this  
802 provision shall not include services involving the representation of businesses that are reported under  
803 question 8A or 8B above.

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

805 9. Real Estate.

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

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

810 10. Real Estate Contracts with State Governmental Agencies.

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

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

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

822 11. Payments by the Commonwealth for Meetings.

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

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

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

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

831 Statements of Economic Interests are open for public inspection.

832 AFFIRMATION.

833 In accordance with the rules of the house in which I serve, if I receive a request that this disclosure  
834 statement be corrected, augmented, or revised in any respect, I hereby pledge that I shall respond  
835 promptly to the request. I understand that if a determination is made that the statement is insufficient, I  
836 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 \_\_\_\_\_ (Such signature shall be deemed to constitute a  
 valid notarization and shall have the same effect as if performed by a notary public.)  
 (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 \$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 \$5,001 to \$50,000	Check one More than \$50,000
Banks	_____	_____
Savings institutions	_____	_____
Other loan or finance companies	_____	_____
Insurance companies	_____	_____
Stock, commodity or other brokerage companies	_____	_____
Other businesses:		
(State principal business activity for each creditor 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:

Check appropriate categories	Check one \$5,001 to \$50,000	Check one More than \$50,000
Banks	_____	_____

894 Savings institutions \_\_\_\_\_  
 895 Other loan or finance companies \_\_\_\_\_  
 896 Insurance companies \_\_\_\_\_  
 897 Stock, commodity or other brokerage \_\_\_\_\_  
 898 companies \_\_\_\_\_  
 899 Other businesses:  
 900 (State principal business activity for each  
 901 creditor and its name.)  
 902 \_\_\_\_\_  
 903 \_\_\_\_\_  
 904 \_\_\_\_\_  
 905 Individual creditors:  
 906 (State principal business or occupation of  
 907 each creditor and its name.)  
 908 \_\_\_\_\_  
 909 \_\_\_\_\_  
 910 \_\_\_\_\_  
 911 \_\_\_\_\_

RETURN TO ITEM 3

### 912 SCHEDULE C - SECURITIES.

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

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

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

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

924 If no reportable securities, check here / / .

Name of Issuer	Type of Security (stocks, bonds, mutual funds, etc.)	\$5,001 to \$50,000	Check one \$50,001 to \$250,000	More than \$250,000
926 _____	_____	_____	_____	_____
927 _____	_____	_____	_____	_____
928 _____	_____	_____	_____	_____
929 _____	_____	_____	_____	_____
930 _____	_____	_____	_____	_____
931 _____	_____	_____	_____	_____
932 _____	_____	_____	_____	_____
933 _____	_____	_____	_____	_____
934 _____	_____	_____	_____	_____
935 _____	_____	_____	_____	_____
936 _____	_____	_____	_____	_____

RETURN TO ITEM 4

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

938 List each source from which you received during the past six months in your capacity as a legislator  
 939 lodging, transportation, money, or any other thing of value with a combined value exceeding \$200 (i)  
 940 for your presentation of a single talk, participation in one meeting, or publication of a work or (ii) for  
 941 your attendance at a meeting, conference, or event where your attendance at the meeting, conference, or  
 942 event was designed to (a) educate you on issues relevant to your duties as a legislator, including issues  
 943 faced by your constituents, or (b) enhance your knowledge and skills relative to your duties as a  
 944 legislator. Any lodging, transportation, money, or other thing of value received by a legislator that does  
 945 not satisfy the criteria of clause (i), (ii)(a), or (ii)(b) shall be listed as a gift on Schedule E. Do not list  
 946 payments or reimbursements by the Commonwealth. (See Schedule D-2 for such payments or  
 947 reimbursements.) List a payment even if you donated it to charity. Do not list information about a  
 948 payment if you returned it within 60 days or if you received it from an employer already listed under  
 949 Item 6 or from a source of income listed on Schedule F.

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

951 \_\_\_\_\_



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

RETURN TO ITEM 5

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

List each meeting for which the Commonwealth provided payments or reimbursements during the past six months to you for lodging, transportation, money, or any other thing of value 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.)

**SCHEDULE E - 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 *single* gift or entertainment at a single event, and the value received exceeded \$50 or (ii) furnished you or a member of your immediate family with gifts or entertainment in any combination and the total value received exceeded ~~\$100~~ \$50, 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. Do not list business entertainment related to 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.

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

RETURN TO ITEM 6

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

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

If the enterprise is owned or operated under a trade, partnership, or corporate name, list that name; otherwise, merely explain the nature of the enterprise. If rental property is owned or operated under a

1011 trade, partnership, or corporate name, list the name only; otherwise, give the address of each property.  
 1012 Account for business interests held in trust.

1013						
1014						
1015	Name of					
1016	Business					
1017	Corporation,					
1018	Partnership,					
1019	Farm;					
1020	Address of	City or	Nature of	Gross income		
1021	Rental	County	(farming,	\$50,001	More	
1022	Property	and State	law, rental	\$50,000	to	than
1023			property, etc.)	or less	\$250,000	\$250,000
1024						
1025						
1026						

1027  
 1028 RETURN TO ITEM 8

1029 SCHEDULE F-2 - LOBBYIST RELATIONSHIPS AND PAYMENTS.

1030 Complete this Schedule for each lobbyist relationship with the following:

- 1031 (i) any person who is, or has been within the prior calendar year, registered as a lobbyist with the  
 1032 Secretary of the Commonwealth, or  
 1033 (ii) any business in which you have a greater than three percent ownership interest and that business  
 1034 employs, or engages as an independent contractor, any person who is, or has been within the prior  
 1035 calendar year, registered as a lobbyist with the Secretary of the Commonwealth.

1036					
1037					
1038	Payments to				
1039	Lobbyist				
1040	List each person	Describe each	Dates of	\$10,000	More than
1041	or business	relationship	relationship	or less	\$10,000
1042					
1043					
1044					
1045					
1046					

1047  
 1048 THE DISCLOSURE OF A LOBBYIST RELATIONSHIP SHALL NOT (I) CONSTITUTE A  
 1049 WAIVER OF ANY ATTORNEY-CLIENT OR OTHER PRIVILEGE, (II) REQUIRE A WAIVER OF  
 1050 ANY ATTORNEY-CLIENT OR OTHER PRIVILEGE FOR A THIRD PARTY, OR (III) BE  
 1051 REQUIRED WHERE A MEMBER OR MEMBER-ELECT IS EMPLOYED OR ENGAGED BY A  
 1052 PERSON AND SUCH PERSON ALSO EMPLOYS OR ENGAGES A PERSON IN A LOBBYIST  
 1053 RELATIONSHIP SO LONG AS THE MEMBER OR MEMBER-ELECT HAS NO FINANCIAL  
 1054 INTEREST IN THE LOBBYIST RELATIONSHIP.

1055 SCHEDULE G-1 - PAYMENTS FOR REPRESENTATION BY YOU.

1056 List the businesses you represented before any state governmental agency, excluding any court or  
 1057 judge, for which you received total compensation during the past six months in excess of \$1,000,  
 1058 excluding compensation for other services to such businesses and representation consisting solely of the  
 1059 filing of mandatory papers and subsequent representation regarding the mandatory papers filed by you.

1060 Identify each business, the nature of the representation and the amount received by dollar category  
 1061 from each such business. You may state the type, rather than name, of the business if you are required  
 1062 by law not to reveal the name of the business represented by you.

1063									
1064									
1065	Pur-								
1066	pose								
1067	Name	Type	of	Amount Received					
1068	of	of	Repre-	Name	\$1,001	\$10,001	\$50,001	\$100,001	
1069	Busi-	Busi-	senta-	of	to	to	to	to	\$250,001

ness      ness      tion      Agency \$10,000 \$50,000 \$100,000 \$250,000 and over

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

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

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

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

Type of Business	Name of State Governmental Agency
_____	_____
_____	_____
_____	_____
_____	_____

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

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

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

	Check if Type ser- of vices ser- were vice ren- ren- dered dered	\$1,001 to \$10,000	\$10,001 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$250,000	\$250,001 and over
Electric utilities	_____	_____	_____	_____	_____	_____
Gas utilities	_____	_____	_____	_____	_____	_____
Telephone utilities	_____	_____	_____	_____	_____	_____
Water utilities	_____	_____	_____	_____	_____	_____
Cable television	_____	_____	_____	_____	_____	_____
companies	_____	_____	_____	_____	_____	_____
Interstate	_____	_____	_____	_____	_____	_____
transportation	_____	_____	_____	_____	_____	_____
companies	_____	_____	_____	_____	_____	_____
Intrastate	_____	_____	_____	_____	_____	_____
transportation	_____	_____	_____	_____	_____	_____
companies	_____	_____	_____	_____	_____	_____
Oil or gas retail	_____	_____	_____	_____	_____	_____
companies	_____	_____	_____	_____	_____	_____

1128	Banks	_____	_____	_____	_____	_____	_____
1129	Savings	_____	_____	_____	_____	_____	_____
1130	institutions	_____	_____	_____	_____	_____	_____
1131	Loan or finance	_____	_____	_____	_____	_____	_____
1132	companies	_____	_____	_____	_____	_____	_____
1133	Manufacturing	_____	_____	_____	_____	_____	_____
1134	companies (state	_____	_____	_____	_____	_____	_____
1135	type of product,	_____	_____	_____	_____	_____	_____
1136	e.g., textile,	_____	_____	_____	_____	_____	_____
1137	furniture, etc.)	_____	_____	_____	_____	_____	_____
1138	Mining companies	_____	_____	_____	_____	_____	_____
1139	Life insurance	_____	_____	_____	_____	_____	_____
1140	companies	_____	_____	_____	_____	_____	_____
1141	Casualty insurance	_____	_____	_____	_____	_____	_____
1142	companies	_____	_____	_____	_____	_____	_____
1143	Other insurance	_____	_____	_____	_____	_____	_____
1144	companies	_____	_____	_____	_____	_____	_____
1145	Retail companies	_____	_____	_____	_____	_____	_____
1146	Beer, wine or	_____	_____	_____	_____	_____	_____
1147	liquor companies	_____	_____	_____	_____	_____	_____
1148	or distributors	_____	_____	_____	_____	_____	_____
1149	Trade associations	_____	_____	_____	_____	_____	_____
1150	Professional	_____	_____	_____	_____	_____	_____
1151	associations	_____	_____	_____	_____	_____	_____
1152	Associations of	_____	_____	_____	_____	_____	_____
1153	public employees	_____	_____	_____	_____	_____	_____
1154	or officials	_____	_____	_____	_____	_____	_____
1155	Counties, cities	_____	_____	_____	_____	_____	_____
1156	or towns	_____	_____	_____	_____	_____	_____
1157	Labor organizations	_____	_____	_____	_____	_____	_____
1158	Other	_____	_____	_____	_____	_____	_____
1159		_____	_____	_____	_____	_____	_____

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

1165	_____		
1166			
1167		Describe the type of real	
1168		estate you own in each	
1169	List the location	location (business,	If the real estate is
1170	(state, and county	recreational, apartment,	owned or recorded in
1171	or city where you	commercial, open land,	a name other than your
1172	own real estate	etc.)	own, list that name
1173	_____	_____	_____
1174	_____	_____	_____
1175	_____	_____	_____
1176	_____	_____	_____
1177	_____	_____	_____
1178	_____	_____	_____

RETURN TO ITEM 10

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

List all contracts, whether pending or completed within the past 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. List all contracts with a state governmental agency for

the lease of real estate in which you or a member of your immediate family holds such an interest valued at more than \$1,000. This requirement to disclose an interest in a lease does not apply to an interest derived through an ownership interest in a business unless the ownership interest exceeds three percent of the total equity of the business.

List your real estate interest and the person or entity, including the type of entity, which is party to the contract.

Describe any

management role and

the percentage

ownership interest

you or your immediate

family member has in

the real estate

or entity.

List each

governmental agency

which is a party to

the contract and

indicate the county

or city where the

real estate is located.

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

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

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

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

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

#### **§ 30-123. Knowing violation of chapter a misdemeanor.**

Any legislator who knowingly violates any of the provisions of Articles 2 through 5 (§§ 30-102 through 30-111) of this chapter shall be is guilty of a Class 1 misdemeanor. *However, a knowing violation of § 30-103.1 by a legislator or a candidate for the General Assembly is punishable by a civil penalty in an amount equal to \$250, and any such legislator or candidate who knowingly commits a second or subsequent violation within four years of a previous violation is guilty of a Class 1 misdemeanor.*

A knowing violation under this section is one in which the person engages in conduct, performs an act, or refuses to perform an act when he knows that the conduct is prohibited or required by this chapter. There shall be no prosecution for a violation of § 30-108 or subsection C of § 30-110 unless the house in which the member sits has referred the matter to the Attorney General as provided in subdivision 4 of § 30-116.

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

In addition to any other fine or penalty provided by law, any money or other thing of value derived by a legislator from a violation of §§ 30-103 or §§ 30-104 through 30-108 shall be forfeited and, in the event of a knowing violation, there may also be imposed a civil penalty in an amount equal to the amount of money or thing of value forfeited to the Commonwealth. If the thing of value received by the legislator in violation of this chapter should enhance in value between the time of the violation and the time of discovery of the violation, the greater value shall determine the amount of the civil penalty.

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

The Council shall:

1. Review all disclosure forms filed by lobbyists pursuant to Article 3 and by state and local government officers and employees and legislators pursuant to the Acts. The Council shall review all disclosure forms for completeness, which shall include reviewing the information contained on the face of the form to determine if the disclosure form has been fully completed and comparing the disclosures contained in any disclosure form filed by a lobbyist pursuant to § 2.2-426 with other disclosure forms filed with the Council, and ~~be followed by requests for~~ *shall request additional* amendments as needed to ensure the completeness of and correction of errors in the forms, if necessary;

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

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

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

5. *Review and approve or deny requests submitted by state and local government officers and employees, legislators, and candidates required to file the disclosure form prescribed in § 2.2-3117 or 30-111 to accept an intangible gift with a value exceeding \$100. The Council may approve those requests that provide a public benefit and do not raise the appearance of impropriety. The Council shall prescribe the standards and procedures for receiving, reviewing, and approving or denying such requests;*

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

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

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

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

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

~~10.~~ 11. Report on or before December 1 of each year on its activities and findings regarding Article 3 and the Acts, including recommendations for changes in the laws, to the General Assembly and the Governor. The annual report shall be submitted by the chairman as provided in the procedures of the Division of Legislative Automated Systems for the processing of legislative documents and reports and shall be published as a state document.

**2. That the provisions of this act may result in a net increase in periods of imprisonment or commitment. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation cannot be determined for periods of imprisonment in state adult correctional facilities; therefore, Chapter 2 of the Acts of Assembly of 2014, Special Session I, requires the Virginia Criminal Sentencing Commission to assign a minimum fiscal impact of \$50,000. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation cannot be determined for periods of commitment to the**

**1306** custody of the Department of Juvenile Justice.

**INTRODUCED**

HB1667