

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 An Act to amend and reenact § 30-356.2 of the Code of Virginia, relating to the Virginia Conflict of
3 Interest and Ethics Advisory Council; deadline extensions.

4 [S 298]
5 Approved

6 **Be it enacted by the General Assembly of Virginia:**
7 **1. That § 30-356.2 of the Code of Virginia is amended and reenacted as follows:**
8 **§ 30-356.2. Right to grant extensions in special circumstances; civil penalty.**

9 A. Notwithstanding any other provision of law, any person required to file the disclosure form
10 prescribed in Article 3 or the Acts shall be entitled to an extension where good cause for granting such
11 an extension has been shown, as determined by the Council. Good cause shall include:

12 1. The death of a relative of the filer, as relative is defined in the definition of "gift" in Article 3 or
13 the Acts.

14 2. A state of emergency is declared by the Governor pursuant to Chapter 3.2 (§ 44-146.13 et seq.) of
15 Title 44 or declared by the President of the United States or the governor of another state pursuant to
16 law and confirmed by the Governor by an executive order, and such an emergency interferes with the
17 timely filing of disclosure forms. The extension shall be granted only for those filers in areas affected
18 by such emergency.

19 3. The filer is a member of a uniformed service of the United States and is on active duty on the
20 date of the filing deadline.

21 4. A failure of the electronic filing system and the failure of such system prevents the timely filing
22 of disclosure forms.

23 B. For any person who is unable to timely file the disclosure form prescribed in the Acts due to the
24 disclosure form not being made available to him until after the deadline has passed, the Council shall
25 grant such person a five-day extension upon request. The head of the agency for which the person
26 works or the clerk of the school board or governing body of the locality that was responsible for
27 providing the disclosure form to such person shall be assessed a civil penalty in the amount equal to
28 \$250, to be collected in accordance with the procedure set forth in subsection B of § 2.2-3124. If the
29 disclosure form is provided to the person within three days prior to the filing deadline, the Council shall
30 grant such person a three-day extension upon request and no civil penalties shall be assessed against the
31 head of such person's agency or the clerk.

32 C. *The provisions of this section shall not apply to any statement of economic interests filed as a*
33 *requirement of candidacy pursuant to § 24.2-502.*

ENROLLED

SB298ER