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HOUSE BILL NO. 1886

Offered January 9, 2019

Prefiled January 3, 2019

A *BILL to amend the Code of Virginia by adding in Title 2.2 a chapter numbered 61, consisting of a section numbered 2.2-6100, relating to the Interstate Compact on Washington Area Professional Football Team Franchise Facility Incentives.*

Patrons—Webert, Freitas, VanValkenburg, Carter, Hope, Krizek, Landes and Simon; Senators: McPike and Surovell

Referred to Committee on Appropriations

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding in Title 2.2 a chapter numbered 61, consisting of a section numbered 2.2-6100, as follows:

*CHAPTER 61.**INTERSTATE COMPACT ON WASHINGTON AREA PROFESSIONAL FOOTBALL TEAM FRANCHISE FACILITY INCENTIVES.***§ 2.2-6100. Form of compact.**

The General Assembly hereby enacts, and the Commonwealth of Virginia hereby enters into, the Interstate Compact on Washington Area Professional Football Team Franchise Facility Incentives with any and all states legally joining therein according to its terms, in the form substantially as follows:

*INTERSTATE COMPACT ON WASHINGTON AREA PROFESSIONAL FOOTBALL TEAM FRANCHISE FACILITY INCENTIVES.**Article I.**Definitions.*

As used in this compact:

"Compact" means the Interstate Compact on Washington Area Professional Football Team Franchise Facility Incentives.

"Party state" means each state that has enacted the compact.

"Public incentives or financing" means:

1. Tax incentives reducing the burden of state or local taxes, including deductions, subtraction modifications, credits, and exemptions from taxation;

2. State or local grants, appropriations, authorizations, or expenditures, including the issuance of any state or locally supported debt or any conduit debt issued by a state or local authority;

3. State or local loans; and

4. Financial assistance in the construction of private infrastructure.

"Washington area professional football team" means a professional football team franchised by the National Football League:

a. That, on or before October 1, 2019, occupied as its home stadium the stadium facility located in Landover, Maryland; and

b. The home stadium of which is located or proposed to be located in the District of Columbia, the State of Maryland, or the Commonwealth of Virginia.

*Article II.**Interstate Compact; Establishment.*

There is established an Interstate Compact on Washington Area Professional Football Team Franchise Facility Incentives.

*Article III.**Duties and Limitations.*

A. On and after October 1, 2019, a party state, a local jurisdiction located in a party state, or an authority or a corporation established by a party state or local jurisdiction shall not:

1. Provide or offer to provide public incentives or financing for the construction of facilities for a Washington area professional football team unless the public incentives or financing are otherwise available to all development projects or business entities located in the party state;

2. Utilize public funds for the construction or maintenance of facilities for a Washington area professional football team;

3. Utilize public funds for infrastructure improvements required by newly constructed facilities for a Washington area professional football team; or

4. Lease or donate land to a Washington area professional football team or an entity affiliated with

58 *a Washington area professional football team.*

59 *B. A party state may withdraw from the compact only after providing 365 days' notice to the other*
60 *party states.*

61 *C. A party state is not required to comply with this compact if the party state's Attorney General*
62 *determines that another party state has repealed, replaced, or failed to implement any provision of this*
63 *compact.*

64 **2. That the provisions of the first enactment of this act shall not become effective unless the State**
65 **of Maryland and the District of Columbia enact substantially similar concurring legislation prior**
66 **to January 1, 2021.**

67 **3. That the Governor shall notify the Governor of the State of Maryland and the Mayor of the**
68 **District of Columbia of the enactment of this act.**

69 **4. That if the State of Maryland and the District of Columbia enact substantially similar**
70 **concurring legislation prior to January 1, 2021, the Governor shall issue an executive order**
71 **declaring this act valid and effective and shall forward a copy of the order to the Director of the**
72 **Division of Legislative Services.**