

14105232D

HOUSE BILL NO. 1211

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee on Rules
on February 28, 2014)

(Patrons Prior to Substitute—Delegates Gilbert, Bulova [HB 271], and Marshall, R.G. [HB 15])

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, 30-103, 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 in Article 2 of Chapter 13 of Title 30 a section numbered 30-103.1, by adding in Chapter 13 of Title 30 an article numbered 6, consisting of sections numbered 30-129.1, 30-129.2, and 30-129.3, and by adding in Title 30 a chapter numbered 55, consisting of sections numbered 30-348 through 30-351, relating to the State and Local Government Conflict of Interests Act and General Assembly Conflicts of Interests Act; establishing the Virginia Conflict of Interest and Ethics Advisory Council.*

Be it enacted by the General Assembly of Virginia:

1. That §§ 2.2-419, 2.2-423, 2.2-426, 2.2-428, 2.2-3101, 2.2-3104, 2.2-3114, 2.2-3115, 2.2-3117, 2.2-3118.1, 2.2-3121, 30-101, 30-103, 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 in Article 2 of Chapter 13 of Title 30 a section numbered 30-103.1, by adding in Chapter 13 of Title 30 an article numbered 6, consisting of sections numbered 30-129.1, 30-129.2, and 30-129.3, and by adding in Title 30 a chapter numbered 55, consisting of sections numbered 30-348 through 30-351, as follows:

§ 2.2-419. Definitions.

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

"Anything of value" means:

1. A pecuniary item, including money, or a bank bill or note;
2. A promissory note, bill of exchange, order, draft, warrant, check, or bond given for the payment of money;
3. A contract, agreement, promise, or other obligation for an advance, conveyance, forgiveness of indebtedness, deposit, distribution, loan, payment, gift, pledge, or transfer of money;
4. A stock, bond, note, or other investment interest in an entity;
5. A receipt given for the payment of money or other property;
6. A right in action;
7. A gift, tangible good, chattel, or an interest in a gift, tangible good, or chattel;
8. A loan or forgiveness of indebtedness;
9. A work of art, antique, or collectible;
10. An automobile or other means of personal transportation;
11. Real property or an interest in real property, including title to realty, a fee simple or partial interest, present or future, contingent or vested within realty, a leasehold interest, or other beneficial interest in realty;
12. An honorarium or compensation for services;
13. A rebate or discount in the price of anything of value unless the rebate or discount is made in the ordinary course of business to a member of the public without regard to that person's status as an executive or legislative official, or the sale or trade of something for reasonable compensation that would ordinarily not be available to a member of the public;
14. A promise or offer of employment; or
15. Any other thing of value that is pecuniary or compensatory in value to a person.

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

"Compensation" means:

1. An advance, conveyance, forgiveness of indebtedness, deposit, distribution, loan, payment, gift, pledge, or transfer of money or anything of value; or
2. A contract, agreement, promise or other obligation for an advance, conveyance, forgiveness of indebtedness, deposit, distribution, loan, payment, gift, pledge, or transfer of money or anything of value, for services rendered or to be rendered.

"Compensation" does not mean reimbursement of expenses if the reimbursement does not exceed the amount actually expended for the expenses and it is substantiated by an itemization of expenses.

"Executive action" means the proposal, drafting, development, consideration, amendment, adoption, approval, promulgation, issuance, modification, rejection, or postponement by an executive agency or

60 official of legislation or executive orders issued by the Governor.

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

64 "Executive official" means:

65 1. The Governor;

66 2. The Lieutenant Governor;

67 3. The Attorney General;

68 4. Any officer or employee of the office of the Governor or Lieutenant Governor other than a
69 clerical or secretarial employee;

70 5. The Governor's Secretaries, the Deputy Secretaries, and the chief executive officer of each
71 executive agency; or

72 6. Members of supervisory and policy boards, commissions and councils, as defined in § 2.2-2100,
73 however selected.

74 "Expenditure" means:

75 1. A purchase, payment, distribution, loan, forgiveness of a loan or payment of a loan by a third
76 party, advance, deposit, transfer of funds, a promise to make a payment, or a gift of money or anything
77 of value for any purpose;

78 2. A payment to a lobbyist for salary, fee, reimbursement for expenses, or other purpose by a person
79 employing, retaining, or contracting for the services of the lobbyist separately or jointly with other
80 persons;

81 3. A payment in support of or assistance to a lobbyist or the lobbyist's activities, including the direct
82 payment of expenses incurred at the request or suggestion of the lobbyist;

83 4. A payment that directly benefits an executive or legislative official or a member of the official's
84 immediate family;

85 5. A payment, including compensation, payment, or reimbursement for the services, time, or expenses
86 of an employee for or in connection with direct communication with an executive or legislative official;

87 6. A payment for or in connection with soliciting or urging other persons to enter into direct
88 communication with an executive or legislative official; or

89 7. A payment or reimbursement for categories of expenditures required to be reported pursuant to
90 this chapter.

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

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

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

98 "Gift" does not mean:

99 1. Printed informational or promotional material;

100 2. A gift that is not used and, no later than sixty days after receipt, is returned to the donor or
101 delivered to a charitable organization and is not claimed as a charitable contribution for federal income
102 tax purposes;

103 3. A gift, devise, or inheritance from an individual's spouse, child, parent, grandparent, brother, sister,
104 parent-in-law, brother-in-law, sister-in-law, nephew, niece, aunt, uncle, or first cousin or the spouse of
105 that individual, if the donor is not acting as the agent or intermediary for someone other than a person
106 covered by this subdivision; or

107 4. A gift of a value of ~~\$25~~ \$50 or less.

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

110 "Legislative action" means:

111 1. Preparation, research, drafting, introduction, consideration, modification, amendment, approval,
112 passage, enactment, tabling, postponement, defeat, or rejection of a bill, resolution, amendment, motion,
113 report, nomination, appointment, or other matter by the General Assembly or a legislative official;

114 2. Action by the Governor in approving, vetoing, or recommending amendments for a bill passed by
115 the General Assembly; or

116 3. Action by the General Assembly in overriding or sustaining a veto by the Governor, considering
117 amendments recommended by the Governor, or considering, confirming, or rejecting an appointment of
118 the Governor.

119 "Legislative official" means:

120 1. A member or member-elect of the General Assembly;

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

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

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

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

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

§ 2.2-426. Lobbyist reporting; penalty.

A. Each lobbyist shall file *with the Virginia Conflict of Interest and Ethics Advisory Council* a separate ~~annual~~ *semiannual* report of expenditures, including gifts, for each principal for whom he lobbies by ~~July June 1 for the preceding 12-month~~ *six-month* period complete through ~~April 30 the last day of April and by December 1 for the preceding six-month period complete through the last day of October.~~

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

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

LOBBYIST'S DISCLOSURE STATEMENT

PART I:

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

(2a) Name:

(2b) Permanent Business Address:

(2c) Business Telephone:

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

(4) INCORPORATED FILINGS: If you are filing an incorporated disclosure statement, please complete the following:
Individual filing financial information:
Individuals to be included in the filing:
.....

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

[] Schedule A: Entertainment Expenses

[] Schedule B: Gifts

[] Schedule C: Other Expenses

(6) EXPENDITURE TOTALS:

a) ENTERTAINMENT \$

b) GIFTS \$

c) OFFICE EXPENSES \$

d) COMMUNICATIONS \$

e) PERSONAL LIVING AND TRAVEL EXPENSES \$

242 f) COMPENSATION OF LOBBYISTS \$
 243 g) HONORARIA \$
 244 h) REGISTRATION COSTS \$
 245 i) OTHER \$
 246 TOTAL \$
 247 PART II:
 248 (1a) NAME OF LOBBYIST:
 249 (1b) Permanent Business Address:
 250 (1c) Business Telephone:
 251 (2) As a lobbyist, you are (check one)
 252 [] EMPLOYED (on the payroll of the principal)
 253 [] RETAINED (not on the payroll of the principal, however
 254 compensated)
 255 [] NOT COMPENSATED (not compensated; expenses may be reimbursed)
 256 (3) List all lobbyists other than yourself who registered to
 257 represent your principal.
 258
 259
 260
 261 (4) If you selected "EMPLOYED" as your answer to Part II, item 2,
 262 provide your job title.
 263
 264 PLEASE NOTE: Some lobbyists are not individually compensated for
 265 lobbying activities. This may occur when several members of a firm
 266 represent a single principal. The principal, in turn, makes a single
 267 payment to the firm. If this describes your situation, do not answer
 268 Part II, items 5a and 5b. Instead, complete Part III, items 1 and 2.
 269 (5a) What was the DOLLAR AMOUNT OF YOUR COMPENSATION as a lobbyist?
 270 (If you have job responsibilities other than those involving
 271 lobbying, you may have to prorate to determine the part of your
 272 salary attributable to your lobbying activities.) Transfer your
 273 answer to this item to Part I, item 6f.
 274 (5b) Explain how you arrived at your answer to Part II, item 5a.
 275
 276
 277
 278 PART III:
 279 PLEASE NOTE: If you answered Part II, items 5a and 5b, you WILL NOT
 280 complete this section.
 281 (1) List all members of your firm, organization, association,
 282 corporation, or other entity who furnished lobbying services to
 283 your principal.
 284
 285
 286
 287 (2) Indicate the total amount paid to your firm, organization,
 288 association, corporation or other entity for services rendered.
 289 Transfer your answer to this item to Part I, item 6f.....
 290 SCHEDULE A
 291 ENTERTAINMENT EXPENSES
 292 PLEASE NOTE: Any single entertainment event included in the expense
 293 totals of the principal, with a value greater than \$50, should be
 294 itemized below. Transfer any totals from this schedule to Part I,
 295 item 6a. (Please duplicate as needed.)
 296 Date and Location of Event:
 297

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

SCHEDULE B

GIFTS

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

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

SCHEDULE C

OTHER EXPENSES

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

	DATE OF EXPENSE	DESCRIPTION OF EXPENSE	AMOUNT
345	\$
346	\$
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 is guilty of a Class 5 felony.

E. Each lobbyist shall send to each legislative and executive official who is required to be identified by name on Schedule A or B of the Lobbyist's Disclosure Form a copy of Schedule A or B or a summary of the information pertaining to that official. Copies or summaries shall be provided to the official by ~~December 15~~ 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 the purpose of making studies or recommendations, or advising or consulting with a governmental agency.

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

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

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

430 "Council" means the Virginia Conflict of Interest and Ethics Advisory Council established in
431 § 30-348.

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

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

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

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

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

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

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

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

467 "Personal interest" means a financial benefit or liability accruing to an officer or employee or to a
468 member of his immediate family. Such interest shall exist by reason of (i) ownership in a business if the
469 ownership interest exceeds three percent of the total equity of the business; (ii) annual income that
470 exceeds, or may reasonably be anticipated to exceed, \$10,000 \$5,000 from ownership in real or personal
471 property or a business; (iii) salary, other compensation, fringe benefits, or benefits from the use of
472 property, or any combination thereof, paid or provided by a business or governmental agency that
473 exceeds, or may reasonably be anticipated to exceed, \$10,000 \$5,000 annually; (iv) ownership of real or
474 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

536 the Court of Appeals, judges of any circuit court, judges and substitute judges of any district court,
537 members of the State Corporation Commission, members of the Virginia Workers' Compensation
538 Commission, members of the Commonwealth Transportation Board, members of the Board of Trustees
539 of the Virginia Retirement System, and members of the State Lottery Board and other persons
540 occupying such offices or positions of trust or employment in state government, including members of
541 the governing bodies of authorities, as may be designated by the Governor or, in the case of officers or
542 employees of the legislative branch, by the Joint Rules Committee of the General Assembly, shall file
543 *with the Council*, as a condition to assuming office or employment, a disclosure statement of their
544 personal interests and such other information as is specified on the form set forth in § 2.2-3117 and
545 thereafter shall file such a statement ~~annually on or before January 15~~ *semiannually by June 1 for the*
546 *preceding six-month period complete through the last day of April and by December 1 for the preceding*
547 *six-month period complete through the last day of October.* When the filing deadline falls on a Saturday,
548 Sunday, or legal holiday, the disclosure statement shall be filed on the next day that is not a Saturday,
549 Sunday, or legal holiday.

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

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

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

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

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

587 G. An officer or employee of state government who is required to declare his interest pursuant to
588 subdivision A 3 of § 2.2-3112, shall declare his interest by stating (i) the transaction involved, (ii) that a
589 party to the transaction is a client of his firm, (iii) that he does not personally represent or provide
590 services to the client, and (iv) that he is able to participate in the transaction fairly, objectively, and in
591 the public interest. The officer or employee shall either make his declaration orally to be recorded in
592 written minutes for his agency or file a signed written declaration with the clerk or administrative head
593 of his governmental or advisory agency, as appropriate, who shall, in either case, retain and make
594 available for public inspection such declaration for a period of five years from the date of recording or
595 receipt. If reasonable time is not available to comply with the provisions of this subsection prior to
596 participation in the transaction, the officer or employee shall prepare and file the required declaration by
597 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.

G. In addition to any disclosure required by subsections A and B, in each county and city and in towns with populations in excess of 3,500, members of planning commissions, boards of zoning appeals,

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

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

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

695 **§ 2.2-3117. Disclosure form.**

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

698 STATEMENT OF ECONOMIC INTERESTS.

699 Name

700 Office or position held or sought

701 Address

702 Names of members of immediate family

703 DEFINITIONS AND EXPLANATORY MATERIAL.

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

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

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

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

719 "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.

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

872 5B. Tangible Gifts.

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

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

885 6. Salary and Wages.

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

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

889 _____

890 _____

891 _____

892 7. Business Interests.

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

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

896 8. Payments for Representation and Other Services.

897 8A. Did you represent, excluding activity defined as lobbying in § 2.2-419, any businesses before any
 898 state governmental agencies, excluding courts or judges, for which you received total compensation
 899 during the past 12 six months in excess of \$1,000, excluding compensation for other services to such
 900 businesses and representation consisting solely of the filing of mandatory papers and subsequent
 901 representation regarding the mandatory papers? (Officers and employees of local governmental and
 902 advisory agencies do NOT need to answer this question or complete Schedule G-1.)

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

904 8B. Subject to the same exceptions as in 8A, did persons with whom you have a close financial
 905 association (partners, associates or others) represent, excluding activity defined as lobbying in § 2.2-419,
 906 any businesses before any state governmental agency for which total compensation was received during
 907 the past 12 six months in excess of \$1,000? (Officers and employees of local governmental and advisory
 908 agencies do NOT need to answer this question or complete Schedule G-2.)

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

910 8C. Did you or persons with whom you have a close financial association furnish services to
 911 businesses operating in Virginia pursuant to an agreement between you and such businesses, or between
 912 persons with whom you have a close financial association and such businesses for which total
 913 compensation in excess of \$1,000 was received during the past 12 six months?

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

915 9. Real Estate.

916 9A. State Officers and Employees.

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

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

921 9B. Local Officers and Employees.

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

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

927 10. Real Estate Contracts with Governmental Agencies.

928 Do you or a member of your immediate family hold an interest valued at more than \$10,000 \$5,000
 929 in real estate, including a corporate, partnership, or trust interest, option, easement, or land contract,
 930 which real estate is the subject of a contract, whether pending or completed within the past 12 six
 931 months, with a governmental agency? If the real estate contract provides for the leasing of the property
 932 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 <i>and by Whom</i>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

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 <i>and its name</i> .)	_____	_____
	_____	_____
	_____	_____
Individual creditors:		
(State principal business or occupation of each creditor <i>and its name</i> .)	_____	_____
	_____	_____
	_____	_____

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

Check one

SENATE SUBSTITUTE

HB1211S1

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

RETURN TO ITEM 3

SCHEDULE C - SECURITIES.

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

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

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

933 If no reportable securities, check here / /.

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

RETURN TO ITEM 4

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

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

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

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

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

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

958

Type of payment
(e.g. honoraria,
travel reimburse-
ment, etc.)

Payer	Approximate Value	Circumstances	

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 presently transacting or seeking to transact business with the Commonwealth, its agencies or its political subdivisions within twelve (12) months from the date of the gift and the recipient knows or has sufficient reason to know at the time of the disclosure, about that real or potential business.

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

RETURN TO ITEM—6 5B

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 presently transacting or seeking to transact business with the Commonwealth, its agencies or its political subdivisions within twelve (12) months from the date of the gift and the recipient knows, or has sufficient reason to know at the time of the disclosure, about that real or potential business.

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

SENATE SUBSTITUTE

HB1211S1

1018 _____
 1019 _____
 1020 _____ RETURN TO ITEM 6

1021 SCHEDULE F - BUSINESS INTERESTS.

1022 Complete this Schedule for each self-owned or family-owned business (including rental property, a
 1023 farm, or consulting work), partnership, or corporation in which you or a member of your immediate
 1024 family, separately or together, own an interest having a value in excess of \$10,000 \$5,000.

1025 If the enterprise is owned or operated under a trade, partnership, or corporate name, list that name;
 1026 otherwise, merely explain the nature of the enterprise. If rental property is owned or operated under a
 1027 trade, partnership, or corporate name, list the name only; otherwise, give the address of each property.
 1028 Account for business interests held in trust.

1029 _____
 1030 _____

1031 Name of Business, 1032 Corporation, 1033 Partnership, City or Nature of Enterprise	1034 \$50,001 1035 to 1036 More	1037 \$50,000 1038 to 1039 More
1034 Farm; Address of County (farming, law, rental \$50,000 to than	1035 Rental Property and State property, etc.) or less \$250,000 \$250,000	1036
1037	1038	1039
1040	1041	1042

RETURN TO ITEM 8

1041 SCHEDULE G-1 - PAYMENTS FOR REPRESENTATION BY YOU.

1042 List the businesses you represented, excluding activity defined as lobbying in § 2.2-419, before any
 1043 state governmental agency, excluding any court or judge, for which you received total compensation
 1044 during the past 42 six months in excess of \$1,000, excluding compensation for other services to such
 1045 businesses and representation consisting solely of the filing of mandatory papers and subsequent
 1046 representation regarding the mandatory papers filed by you.

1047 Identify each business, the nature of the representation and the amount received by dollar category
 1048 from each such business. You may state the type, rather than name, of the business if you are required
 1049 by law not to reveal the name of the business represented by you.

1050 Only STATE officers and employees should complete this Schedule.

1051 _____
 1052 _____

1053 Name	1054 Type	1055 Pur- pose	1056 Name	1057 \$1,001 1058 to 1059 \$10,000	1060 \$10,001 1061 to 1062 \$50,000	1063 \$50,001 1064 to 1065 \$100,000	1066 \$100,001 1067 to 1068 \$250,000	1069 \$250,001 1070 and 1071 over
1056 of	1057 of	1058 Repr-	1059 of	1060	1061	1062	1063	1064
1065 Busi-	1066 Busi-	1067 senta-	1068 Agen-	1069	1070	1071	1072	1073
1074 ness	1075 ness	1076 tion	1077 cy	1078	1079	1080	1081	1082

1065 If you have received \$250,001 or more from a single business within the reporting period, indicate
 1066 the amount received, rounded to the nearest \$10,000.

Amount Received: _____.

1068 SCHEDULE G-2 - PAYMENTS FOR REPRESENTATION BY ASSOCIATES.

1069 List the businesses that have been represented, excluding activity defined as lobbying in § 2.2-419,
 1070 before any state governmental agency, excluding any court or judge, by persons who are your partners,
 1071 associates or others with whom you have a close financial association and who received total
 1072 compensation in excess of \$1,000 for such representation during the past 42 six months, excluding
 1073 representation consisting solely of the filing of mandatory papers and subsequent representation
 1074 regarding the mandatory papers filed by your partners, associates or others with whom you have a close
 1075 financial association.

1076 Identify such businesses by type and also name the state governmental agencies before which such

1077 person appeared on behalf of such businesses.

1078 Only STATE officers and employees should complete this Schedule.

1079		
1080		
1081	Type of business	Name of state governmental agency
1082		
1083		
1084		
1085		
1086		

1087 SCHEDULE G-3 - PAYMENTS FOR SERVICES GENERALLY.

1088 Indicate below types of businesses that operate in Virginia to which services were furnished by you
 1089 or persons with whom you have a close financial association pursuant to an agreement between you and
 1090 such businesses, or between persons with whom you have a close financial association and such
 1091 businesses and for which total compensation in excess of \$1,000 was received during the past ~~12~~ six
 1092 months.

1093 Identify opposite each category of businesses listed below (i) the type of business, (ii) the type of
 1094 service rendered and (iii) the value by dollar category of the compensation received for all businesses
 1095 falling within each category.

1096								
1097		Check	Value of Compensation					
1098		if	Type					
1099		ser-	of					
1100		vices	ser-					
1101		were	vice	\$1,001	\$10,001	\$50,001	\$100,001	\$250,001
1102		ren-	ren-	to	to	to	to	and
1103		dered	dered	\$10,000	\$50,000	\$100,000	\$250,000	over
1104								
1105	Electric utilities							
1106	Gas utilities							
1107	Telephone utilities							
1108	Water utilities							
1109	Cable television							
1110	companies							
1111	Interstate							
1112	transportation							
1113	companies							
1114	Intrastate							
1115	transportation							
1116	companies							
1117	Oil or gas retail							
1118	companies							
1119	Banks							
1120	Savings institutions							
1121	Loan or finance							
1122	companies							
1123	Manufacturing							
1124	companies (state							
1125	type of product,							
1126	e.g., textile,							
1127	furniture, etc.)							
1128	Mining companies							
1129	Life insurance							
1130	companies							
1131	Casualty insurance							
1132	companies							
1133	Other insurance							

1134	companies	_____	_____	_____	_____	_____	_____
1135	Retail companies	_____	_____	_____	_____	_____	_____
1136	Beer, wine or liquor	_____	_____	_____	_____	_____	_____
1137	companies or	_____	_____	_____	_____	_____	_____
1138	distributors	_____	_____	_____	_____	_____	_____
1139	Trade associations	_____	_____	_____	_____	_____	_____
1140	Professional	_____	_____	_____	_____	_____	_____
1141	associations	_____	_____	_____	_____	_____	_____
1142	Associations of	_____	_____	_____	_____	_____	_____
1143	public employees	_____	_____	_____	_____	_____	_____
1144	or officials	_____	_____	_____	_____	_____	_____
1145	Counties, cities	_____	_____	_____	_____	_____	_____
1146	or towns	_____	_____	_____	_____	_____	_____
1147	Labor organizations	_____	_____	_____	_____	_____	_____
1148	Other	_____	_____	_____	_____	_____	_____
1149		_____	_____	_____	_____	_____	_____

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.

1155			
1156			
1157		Describe the type of real	
1158	List each location	estate you own in each	If the real estate is
1159	(state, and county	location (business, recre-	owned or recorded in
1160	or city) where you	ational, apartment, com-	a name other than your
1161	own real estate.	mercial, open land, etc.).	own, list that name.
1162	_____	_____	_____
1163	_____	_____	_____
1164	_____	_____	_____
1165	_____	_____	_____
1166	_____	_____	_____
1167			

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.

1173				
1174				
1175		Describe the type		
1176		of real estate		
1177		you own in		
1178		each location	If the real estate	
1179	List each location	(business,	is owned or rec-	
1180	(state, and county	recreational,	orded in a name	
1181	or city) where	apartment, com-	other than your	List the names
1182	you own real	mercial, open	own, list that	of any co-owners,
1183	estate.	land, etc.).	name.	if applicable.
1184	_____	_____	_____	_____
1185	_____	_____	_____	_____
1186	_____	_____	_____	_____
1187	_____	_____	_____	_____
1188	_____	_____	_____	_____
1189				

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

C. If any officer or employee serving at the local level of government is charged with a knowing violation of this chapter, and the alleged violation resulted from his reliance upon a written opinion of

1250 his city, county or town attorney *or the Council*, made after a full disclosure of the facts, that such
1251 action was not in violation of this chapter, then the officer or employee shall have the right to introduce
1252 a copy of the opinion at his trial as evidence that he did not knowingly violate this chapter.

1253 **§ 30-101. Definitions.**

1254 As used in this chapter, unless the context requires a different meaning:

1255 "Advisory agency" means any board, commission, committee or post which does not exercise any
1256 sovereign power or duty, but is appointed by a governmental agency or officer or is created by law for
1257 the purpose of making studies or recommendations, or advising or consulting with a governmental
1258 agency.

1259 "Business" means a corporation, partnership, sole proprietorship, firm, enterprise, franchise,
1260 association, trust or foundation, or any other individual or entity carrying on a business or profession,
1261 whether or not for profit.

1262 "Contract" means any agreement to which a governmental agency is a party, or any agreement on
1263 behalf of a governmental agency which involves the payment of money appropriated by the General
1264 Assembly or a political subdivision, whether or not such agreement is executed in the name of the
1265 Commonwealth of Virginia, or some political subdivision thereof. "Contract" includes a subcontract only
1266 when the contract of which it is a part is with the legislator's own governmental agency.

1267 "*Council*" means the Virginia Conflict of Interest and Ethics Advisory Council established in
1268 § 30-348.

1269 "Financial institution" means any bank, trust company, savings institution, industrial loan association,
1270 consumer finance company, credit union, broker-dealer as defined in subsection A of § 13.1-501, or
1271 investment company or advisor registered under the federal Investment Advisors Act or Investment
1272 Company Act of 1940.

1273 "Gift" means any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item
1274 having monetary value. It includes services as well as gifts of transportation, local travel, lodgings and
1275 meals, whether provided in-kind, by purchase of a ticket, payment in advance or reimbursement after the
1276 expense has been incurred. "Gift" shall not include any offer of a ticket or other admission or pass
1277 unless the ticket, admission, or pass is used. "Gift" shall not include honorary degrees and presents from
1278 relatives. For the purpose of this definition, "relative" means the donee's spouse, child, uncle, aunt,
1279 niece, or nephew; a person to whom the donee is engaged to be married; the donee's or his spouse's
1280 parent, grandparent, grandchild, brother, or sister; or the donee's brother's or sister's spouse *both tangible*
1281 *and intangible gifts*. A "*tangible gift*" means a physical item, object, currency, or other negotiable
1282 instrument of value that upon the happening of a certain event or expiration of a given date retains its
1283 form or value. An "*intangible gift*" means a physical item or object of value that upon the happening of
1284 a certain event or expiration of a given date loses its form or value. "*Intangible gifts*" include, but are
1285 not limited to, entertainment, food, and tickets or other access to social or recreational events. A "gift"
1286 does not include merit or need-based scholarships.

1287 "Governmental agency" means each component part of the legislative, executive or judicial branches
1288 of state and local government, including each office, department, authority, post, commission,
1289 committee, and each institution or board created by law to exercise some regulatory or sovereign power
1290 or duty as distinguished from purely advisory powers or duties.

1291 "Immediate family" means (i) a spouse and (ii) any ~~other person~~ *child* residing in the same
1292 household as the legislator, who is a dependent of the legislator ~~or of whom the legislator is a~~
1293 ~~dependent~~. "Dependent" means a son, daughter, father, mother, brother, sister or other person, whether
1294 or not related by blood or marriage, if such person receives from the legislator, ~~or provides to the~~
1295 legislator, more than one-half of his financial support.

1296 "Legislator" means a member of the General Assembly.

1297 "Personal interest" means a financial benefit or liability accruing to a legislator or to a member of his
1298 immediate family. Such interest shall exist by reason of (i) ownership in a business if the ownership
1299 interest exceeds three percent of the total equity of the business; (ii) annual income that exceeds, or may
1300 reasonably be anticipated to exceed, ~~\$10,000~~ \$5,000 from ownership in real or personal property or a
1301 business; (iii) salary, other compensation, fringe benefits, or benefits from the use of property, or any
1302 combination thereof, paid or provided by a business that exceeds, or may reasonably be anticipated to
1303 exceed, ~~\$10,000~~ \$5,000 annually; (iv) ownership of real or personal property if the interest exceeds
1304 ~~\$10,000~~ \$5,000 in value and excluding ownership in a business, income, or salary, other compensation,
1305 fringe benefits or benefits from the use of property; or (v) personal liability incurred or assumed on
1306 behalf of a business if the liability exceeds three percent of the asset value of the business.

1307 "Personal interest in a contract" means a personal interest which a legislator has in a contract with a
1308 governmental agency, whether due to his being a party to the contract or due to a personal interest in a
1309 business which is a party to the contract.

1310 "Personal interest in a transaction" means a personal interest of a legislator in any matter considered
1311 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. Prohibited conduct.

No legislator shall:

1. Solicit or accept money or other thing of value for services performed within the scope of his official duties, except the compensation, expenses or other remuneration paid to him by the General Assembly. This prohibition shall not apply to the acceptance of special benefits which may be authorized by law;

2. Offer or accept any money or other thing of value for or in consideration of obtaining employment, appointment, or promotion of any person with any governmental or advisory agency;

3. Offer or accept any money or other thing of value for or in consideration of the use of his public position to obtain a contract for any person or business with any governmental or advisory agency;

4. Use for his own economic benefit or that of another party confidential information which he has acquired by reason of his public position and which is not available to the public;

5. Accept any money, loan, gift, favor, service, or business or professional opportunity that reasonably tends to influence him in the performance of his official duties. This subdivision shall not apply to any political contribution actually used for political campaign or constituent service purposes and reported as required by Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2;

6. Accept any business or professional opportunity when he knows that there is a reasonable likelihood that the opportunity is being afforded him to influence him in the performance of his official duties;

7. During the one year after the termination of his service as a legislator, represent a client or act in a representative capacity on behalf of any person or group, for compensation, on any matter before the General Assembly or any agency of the legislative branch of government. The prohibitions of this subdivision shall apply only to persons engaged in activities that would require registration as a lobbyist under § 2.2-422. Any person subject to the provisions of this subdivision may apply to the Attorney General, as provided in § 30-122, for an advisory opinion as to the application of the restriction imposed by this subdivision on any post-public employment position or opportunity;

8. Accept any honoraria for any appearance, speech, or article in which the legislator provides expertise or opinions related to the performance of his official duties. The term "honoraria" shall not include any payment for or reimbursement to such person for his actual travel, lodging, or subsistence expenses incurred in connection with such appearance, speech, or article or in the alternative a payment of money or anything of value not in excess of the per diem deduction allowable under § 162 of the Internal Revenue Code, as amended from time to time;

9. Accept appointment to serve on a body or board of any corporation, company or other legal entity, vested with the management of the corporation, company or entity, and on which two other members of the General Assembly already serve, which is operated for profit and regulated by the State Corporation Commission as (i) a financial institution, (ii) a mortgage lender or broker, (iii) any business under Chapter 5 (§ 13.1-501 et seq.) of Title 13.1, (iv) any business under Title 38.2, or (v) any business under Title 56;

10. Accept a gift from a person who has interests that may be substantially affected by the performance of the legislator's official duties under circumstances where the timing and nature of the gift would cause a reasonable person to question the legislator's impartiality in the matter affecting the donor. Violations of this subdivision shall not be subject to criminal law penalties; or

11. Accept gifts from sources on a basis so frequent as to raise an appearance of the use of his public office for private gain. Violations of this subdivision shall not be subject to criminal law penalties; or

12. Accept compensation or reimbursement for expenses for attendance or services performed at a conference for which the conference agenda or materials are not readily available to the public.

§ 30-103.1. Certain gifts prohibited.

A. No legislator or candidate for the General Assembly required to file the disclosure form prescribed in § 30-111 shall solicit, accept, or receive within any calendar year any single gift with a

1373 value in excess of \$250 from any lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter
 1374 4 of Title 2.2. The provisions of this section apply to gifts reportable on Schedule E-2 of the disclosure
 1375 form prescribed in § 30-111. The provisions of this section do not apply to items reportable on Schedule
 1376 D-1, D-2, or E-1 of the disclosure form prescribed in § 30-111.

1377 B. The \$250 limitation imposed in accordance with this section shall be adjusted by the Virginia
 1378 Conflict of Interest and Ethics Advisory Council every five years, as of January 1 of that year, in an
 1379 amount equal to the annual increases for that five-year period in the United States Average Consumer
 1380 Price Index for all items, all urban consumers (CPI-U), as published by the Bureau of Labor Statistics
 1381 of the U.S. Department of Labor.

1382 **§ 30-110. Disclosure.**

1383 A. Every legislator and legislator-elect shall file, as a condition to assuming office, a disclosure
 1384 statement of his personal interests and such other information as is specified on the form set forth in
 1385 § 30-111 and thereafter shall file such a statement ~~annually on or before January 8~~ *semiannually by June*
 1386 *1 for the preceding six-month period complete through the last day of April and by December 1 for the*
 1387 *preceding six-month period complete through the last day of October.* When the filing deadline falls on
 1388 a Saturday, Sunday, or legal holiday, the disclosure statement shall be filed on the next day that is not a
 1389 Saturday, Sunday, or legal holiday. Disclosure forms shall be provided by the ~~clerk of the appropriate~~
 1390 ~~house to each legislator and legislator-elect not later than November 30 of each year~~ *Virginia Conflict of*
 1391 *Interest and Ethics Advisory Council at least 30 days prior to the filing deadline.* Members of the
 1392 Senate ~~shall file their disclosure forms with the Clerk of the Senate~~ and members of the House of
 1393 Delegates shall file their disclosure forms with the ~~Clerk of the House of Delegates~~ *Virginia Conflict of*
 1394 *Interest and Ethics Advisory Council.* The disclosure forms of the members of the General Assembly
 1395 shall be maintained as public records for five years in the office of the ~~clerk of the appropriate house~~
 1396 *Virginia Conflict of Interest and Ethics Advisory Council.*

1397 B. Candidates for the General Assembly shall file a disclosure statement of their personal interests as
 1398 required by §§ 24.2-500 through 24.2-503.

1399 C. Any legislator who has a personal interest in any transaction pending before the General
 1400 Assembly and who is disqualified from participating in that transaction pursuant to § 30-108 and the
 1401 rules of his house shall disclose his interest in accordance with the applicable rule of his house.

1402 **§ 30-111. Disclosure form.**

1403 A. The disclosure form to be used for filings required by subsections A and B of § 30-110 shall be
 1404 substantially as follows:

1405 STATEMENT OF ECONOMIC INTERESTS.

1406 Name
 1407 Office or position held or sought
 1408 Home address
 1409 Names of members of immediate family

1410 DEFINITIONS AND EXPLANATORY MATERIAL.

1411 "Business" means a corporation, partnership, sole proprietorship, firm, enterprise, franchise,
 1412 association, trust or foundation, or any other individual or entity carrying on a business or profession,
 1413 whether or not for profit.

1414 "Close financial association" means an association in which the filer shares significant financial
 1415 involvement with an individual and the filer would reasonably be expected to be aware of the
 1416 individual's business activities and would have access to the necessary records either directly or through
 1417 the individual. "Close financial association" does not mean an association based on (i) the receipt of
 1418 retirement benefits or deferred compensation from a business by which the legislator is no longer
 1419 employed, or (ii) the receipt of compensation for work performed by the legislator as an independent
 1420 contractor of a business that represents an entity before any state governmental agency when the
 1421 legislator has had no communications with the state governmental agency.

1422 "Contingent liability" means a liability that is not presently fixed or determined, but may become
 1423 fixed or determined in the future with the occurrence of some certain event.

1424 "Dependent" means any person, whether or not related by blood or marriage, who receives from the
 1425 legislator, or provides to the legislator, more than one-half of his financial support.

1426 "Gift" means any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item
 1427 having monetary value. It includes services as well as gifts of transportation, local travel, lodgings and
 1428 meals, whether provided in-kind, by purchase of a ticket, payment in advance or reimbursement after the
 1429 expense has been incurred. "Gift" shall not include any offer of a ticket or other admission or pass
 1430 unless the ticket, admission, or pass is used. "Gift" shall not include honorary degrees and presents from
 1431 relatives. "Relative" means the donee's spouse, child, uncle, aunt, niece, or nephew; a person to whom
 1432 the donee is engaged to be married; the donee's or his spouse's parent, grandparent, grandchild, brother,
 1433 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 entertainment (except if related to ~~your~~ the private profession or occupation of you or the member of

1495 *your immediate family who received such business entertainment) even if unrelated to your official*
 1496 *duties. For the purposes of this Item, "personal friend" does not include any lobbyist, any lobbyist's*
 1497 *principal, or any business, government, or individual that is presently transacting or seeking to transact*
 1498 *business with the Commonwealth, its agencies or its political subdivisions within twelve (12) months*
 1499 *from the date of the gift and the recipient knows, or has sufficient reason to know at the time of the*
 1500 *disclosure, about that real or potential business.*

1501 EITHER check NO / / OR check YES / / and complete Schedule E-1.

1502 **5B. Tangible Gifts.**

1503 *During the past six months did a business, government, or individual other than a relative or*
 1504 *personal friend (i) furnish you or a member of your immediate family with any tangible gift and the*
 1505 *value received exceeded \$50 or (ii) furnish you or a member of your immediate family with such gifts in*
 1506 *any combination and the total value received exceeded \$100, and for which you or the member of your*
 1507 *immediate family neither paid nor rendered services in exchange? For the purposes of this Item,*
 1508 *"personal friend" does not include any lobbyist, any lobbyist's principal, or any business, government, or*
 1509 *individual that is presently transacting or seeking to transact business with the Commonwealth, its*
 1510 *agencies or its political subdivisions within twelve (12) months from the date of the gift and the*
 1511 *recipient knows, or has sufficient reason to know at the time of the disclosure, about that real or*
 1512 *potential business.*

1513 EITHER check NO / / OR check YES / / and complete Schedule E-2.

1514 **6. Salary and Wages.**

1515 List each employer that pays you or a member of your immediate family salary or wages in excess
 1516 of \$10,000 \$5,000 annually. (Exclude any salary received as a member of the General Assembly
 1517 pursuant to § 30-19.11.)

1518 If no reportable salary or wages, check here / /.

1519 _____

1520 _____

1521 _____

1522 **7. Business Interests and Lobbyist Relationships.**

1523 **7A.** Do you or a member of your immediate family, separately or together, operate your own
 1524 business, or own or control an interest in excess of \$10,000 \$5,000 in a business?

1525 EITHER check NO / / OR check YES / / and complete Schedule F-1.

1526 **7B.** Do you have a lobbyist relationship as that term is defined above?

1527 EITHER check NO / / OR check YES / / and complete Schedule F-2.

1528 **8. Payments for Representation and Other Services.**

1529 **8A.** Did you represent any businesses before any state governmental agencies, excluding courts or
 1530 judges, for which you received total compensation during the past 12 six months in excess of \$1,000,
 1531 excluding compensation for other services to such businesses and representation consisting solely of the
 1532 filing of mandatory papers and subsequent representation regarding the mandatory papers?

1533 EITHER check NO / / OR check YES / / and complete Schedule G-1.

1534 **8B.** Subject to the same exceptions as in 8A, did persons with whom you have a close financial
 1535 association (partners, associates or others) represent any businesses before any state governmental agency
 1536 for which total compensation was received during the past 12 six months in excess of \$1,000?

1537 EITHER check NO / / OR check YES / / and complete Schedule G-2.

1538 **8C.** Did you or persons with whom you have a close financial association furnish services to
 1539 businesses operating in Virginia, pursuant to an agreement between you and such businesses, or between
 1540 persons with whom you have a close financial association and such businesses for which total
 1541 compensation in excess of \$1,000 was received during the past 12 six months? Services reported under
 1542 this provision shall not include services involving the representation of businesses that are reported
 1543 under question 8A or 8B above.

1544 EITHER check NO / / OR check YES / / and complete Schedule G-3.

1545 **9. Real Estate.**

1546 Do you or a member of your immediate family hold an interest, including a partnership interest,
 1547 valued at \$10,000 or more than \$5,000 in real property (other than your principal residence) for which
 1548 you have not already listed the full address on Schedule F? Account for real estate held in trust.

1549 EITHER check NO / / OR check YES / / and complete Schedule H.

1550 **10. Real Estate Contracts with State Governmental Agencies.**

1551 Do you or a member of your immediate family hold an interest valued at more than \$10,000 \$5,000
 1552 in real estate, including a corporate, partnership, or trust interest, option, easement, or land contract,
 1553 which real estate is the subject of a contract, whether pending or completed within the past 12 six
 1554 months, with a state governmental agency?

1555 If the real estate contract provides for the leasing of the property to a state governmental agency, do
 1556 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~~ six 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
appropriate	\$10,001 to More than
categories	\$5,001 to \$50,000
Banks	_____
Savings institutions	_____

1616 Other loan or finance companies _____
 1617 Insurance companies _____
 1618 Stock, commodity or other brokerage _____
 1619 companies _____
 1620 Other businesses: _____
 1621 (State principal business activity for each _____
 1622 creditor *and its name.*) _____
 1623 _____
 1624 _____
 1625 Individual creditors: _____
 1626 (State principal business or occupation of _____
 1627 each creditor *and its name.*) _____
 1628 _____
 1629 _____
 1630 _____
 1631 2. The personal debts of the members of my immediate family are as follows:
 1632 _____
 1633 _____

	Check	Check one
1635	appropriate	\$10,001
1636	categories	\$5,001 to More than
1637		\$50,000 \$50,000
1638	Banks	_____
1639	Savings institutions	_____
1640	Other loan or finance companies	_____
1641	Insurance companies	_____
1642	Stock, commodity or other brokerage	_____
1643	companies	_____
1644	Other businesses:	_____
1645	(State principal business activity for each	_____
1646	creditor <i>and its name.</i>)	_____
1647	_____	_____
1648	_____	_____
1649	Individual creditors:	_____
1650	(State principal business or occupation of	_____
1651	each creditor <i>and its name.</i>)	_____
1652	_____	_____
1653	_____	_____
1654	_____	_____

RETURN TO ITEM 3

1656 SCHEDULE C - SECURITIES.

1657 "Securities" INCLUDES stocks, bonds,	"Securities" EXCLUDES
1658 mutual funds, limited partnerships,	certificates of deposit,
1659 and commodity futures contracts.	money market funds, annuity
1660	contracts, and insurance policies.

1661 Identify each business or Virginia governmental entity in which you or a member of your immediate
 1662 family, directly or indirectly, separately or together, own securities valued in excess of ~~\$10,000~~ \$5,000.
 1663 Name each entity and type of security individually.

1664 Do not list U.S. Bonds or other government securities not issued by the Commonwealth of Virginia
 1665 or its authorities, agencies, or local governments. Do not list organizations that do not do business in
 1666 this Commonwealth, but most major businesses conduct business in Virginia. Account for securities held
 1667 in trust.

1668 If no reportable securities, check here / /.

1669 _____
 1670 _____
 1671 _____
 1672 _____

Check one

~~\$10,001~~

1673	Type of	Type of Security	\$5,001	\$50,001	More
1674	Entity	(stocks, bonds,	to	to	than
1675	Name of Issuer	mutual funds, etc.)	\$50,000	\$250,000	\$250,000
1676					
1677					
1678					
1679					

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 / /.

1694	Payer	Approximate Value	Circumstances	Type of Payment
1695				(e.g., Honoraria,
1696				Travel reimburse-
1697				ment, etc.)
1698				
1699				
1700				
1701				
1702				

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 / /.

1713	Payer	Approximate Value	Circumstances	Type of Payment
1714				(e.g., Travel
1715				reimbursement,
1716				etc.)
1717				
1718				
1719				
1720				
1721				

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 of your immediate family 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. List each such gift or event.

Do not list entertainment events unless the average value per person attending the event exceeded

1731 \$50 in value. Do not list business entertainment related to ~~you~~ the private profession or occupation of
 1732 you or the member of your immediate family who received such business entertainment. Do not list gifts
 1733 or other things of value given by a relative or personal friend for reasons clearly unrelated to your
 1734 public position. Do not list campaign contributions publicly reported as required by Chapter 9.3
 1735 (§ 24.2-945 et seq.) of Title 24.2 of the Code of Virginia. For the purposes of this Schedule, "personal
 1736 friend" does not include any lobbyist, any lobbyist's principal, or any business, government, or
 1737 individual that is presently transacting or seeking to transact business with the Commonwealth, its
 1738 agencies or its political subdivisions within twelve (12) months from the date of the gift and the
 1739 recipient knows, or has sufficient reason to know at the time of the disclosure, about that real or
 1740 potential business.

1741					
1742					
1743		Name of Business,	City or		
1744	Exact				
1745	Name of	Organization, or	County	Gift or	Approximate
1746	Recipient	Individual	and State	Event	Value
1747					
1748					
1749					
1750					
1751					

1752 RETURN TO ITEM-6 5B

1753 **SCHEDULE E-2 - TANGIBLE GIFTS.**

1754 List each business, governmental entity, or individual that, during the past 12 months, (i) furnished
 1755 you with any tangible gift and the value received by you exceeded \$50 or (ii) furnished you with such
 1756 gifts in any combination and the total value received by you exceeded \$100, and for which you neither
 1757 paid nor rendered services in exchange. List each such gift. Do not list gifts given by a relative or
 1758 personal friend for reasons clearly unrelated to your public position. For the purposes of this Schedule,
 1759 "personal friend" does not include any lobbyist, any lobbyist's principal, or any business, government, or
 1760 individual that is presently transacting or seeking to transact business with the Commonwealth, its
 1761 agencies or its political subdivisions within twelve (12) months from the date of the gift and the
 1762 recipient knows, or has sufficient reason to know at the time of the disclosure, about that real or
 1763 potential business.

1764					
1765					
1766		Name of Business,	City or	Exact	
1767	Name of	Organization, or	County	Gift or	Approximate
1768	Recipient	Individual	and State	Event	Value
1769					
1770					
1771					
1772					
1773					

1774 RETURN TO ITEM 6

1775 **SCHEDULE F-1 - BUSINESS INTERESTS.**

1776 Complete this Schedule for each self-owned or family-owned business (including rental property, a
 1777 farm, or consulting work), partnership, or corporation in which you or a member of your immediate
 1778 family, separately or together, own an interest having a value in excess of ~~\$10,000~~ \$5,000.

1779 If the enterprise is owned or operated under a trade, partnership, or corporate name, list that name;
 1780 otherwise, merely explain the nature of the enterprise. If rental property is owned or operated under a
 1781 trade, partnership, or corporate name, list the name only; otherwise, give the address of each property.
 1782 Account for business interests held in trust.

1783				
1784				
1785	Name of			
1786	Business			
1787	Corporation,			
1788	Partnership,	Nature of	Gross income	
1789	Farm;	Enterprise		

1790	Address of	City or	(farming,		\$50,001	More
1791	Rental	County	law, rental	\$50,000	to	than
1792	Property	and State	property, etc.)	or less	\$250,000	\$250,000
1793	_____	_____	_____	_____	_____	_____
1794	_____	_____	_____	_____	_____	_____
1795	_____	_____	_____	_____	_____	_____
1796	_____	_____	_____	_____	_____	_____

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.

1806					
1807					
1808					
1809					
1810					
1811	List each person	Describe each	Dates of	\$10,000	More than
1812	or business	relationship	relationship	or less	\$10,001
1813	_____	_____	_____	_____	\$10,000
1814	_____	_____	_____	_____	_____
1815	_____	_____	_____	_____	_____
1816	_____	_____	_____	_____	_____
1817	_____	_____	_____	_____	_____

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.

1834									
1835									
1836			Pur-						
1837			pose	Amount Received					
1838	Name	Type	of						
1839	of	of	Repre-	Name	\$1,001	\$10,001	\$50,001	\$100,001	
1840	Busi-	Busi-	senta-	of	to	to	to	to	\$250,001
1841	ness	ness	tion	Agency	\$10,000	\$50,000	\$100,000	\$250,000	and over
1842	_____	_____	_____	_____	_____	_____	_____	_____	_____
1843	_____	_____	_____	_____	_____	_____	_____	_____	_____
1844	_____	_____	_____	_____	_____	_____	_____	_____	_____
1845	_____	_____	_____	_____	_____	_____	_____	_____	_____

If you have received \$250,001 or more from a single business within the reporting period, indicate

1848 the amount received, rounded to the nearest \$10,000. Amount Received: _____.

1849 SCHEDULE G-2 - PAYMENTS FOR REPRESENTATION BY ASSOCIATES.

1850 List the businesses that have been represented before any state governmental agency, excluding any
 1851 court or judge, by persons who are your partners, associates or others with whom you have a close
 1852 financial association and who received total compensation in excess of \$1,000 for such representation
 1853 during the past ~~12~~ six months, excluding representation consisting solely of the filing of mandatory
 1854 papers and subsequent representation regarding the mandatory papers filed by your partners, associates
 1855 or others with whom you have a close financial association.

1856 Identify such businesses by type and also name the state governmental agencies before which such
 1857 person appeared on behalf of such businesses.

1858 _____

1859

1860 Type of Business	Name of State Governmental Agency
1861 _____	_____
1862 _____	_____
1863 _____	_____
1864 _____	_____

1865

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1906	type of product,							
1907	e.g., textile,							
1908	furniture, etc.)	_____	_____	_____	_____	_____	_____	_____
1909	Mining companies	_____	_____	_____	_____	_____	_____	_____
1910	Life insurance							
1911	companies	_____	_____	_____	_____	_____	_____	_____
1912	Casualty insurance							
1913	companies	_____	_____	_____	_____	_____	_____	_____
1914	Other insurance							
1915	companies	_____	_____	_____	_____	_____	_____	_____
1916	Retail companies	_____	_____	_____	_____	_____	_____	_____
1917	Beer, wine or							
1918	liquor companies							
1919	or distributors	_____	_____	_____	_____	_____	_____	_____
1920	Trade associations	_____	_____	_____	_____	_____	_____	_____
1921	Professional							
1922	associations	_____	_____	_____	_____	_____	_____	_____
1923	Associations of							
1924	public employees							
1925	or officials	_____	_____	_____	_____	_____	_____	_____
1926	Counties, cities							
1927	or towns	_____	_____	_____	_____	_____	_____	_____
1928	Labor organizations	_____	_____	_____	_____	_____	_____	_____
1929	Other	_____	_____	_____	_____	_____	_____	_____
1930		_____	_____	_____	_____	_____	_____	_____

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.

1936	_____		
1937			
1938		Describe the type of real	
1939		estate you own in each	
1940	List the location	location (business,	If the real estate is
1941	(state, and county	recreational, apartment,	owned or recorded in
1942	or city where you	commercial, open land,	a name other than your
1943	own real estate	etc.)	own, list that name
1944	_____	_____	_____
1945	_____	_____	_____
1946	_____	_____	_____
1947	_____	_____	_____
1948	_____	_____	_____
1949	_____	_____	_____

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 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.

1960	_____
1961	
1962	List your real

1963	estate interest and		
1964	the person or entity,		
1965	including the type of		
1966	entity, which is		
1967	party to the contract.		State the annual
1968	Describe any		income from the
1969	management role and	List each	contract, and the
1970	the percentage	governmental agency	amount, if any, of
1971	ownership interest	which is a party to	income you or any
1972	you or your immediate	the contract and	immediate family
1973	family member has in	indicate the county	member derives
1974	the real estate	or city where the	annually from
1975	or entity.	real estate is located.	the contract.
1976	_____	_____	_____
1977	_____	_____	_____
1978	_____	_____	_____
1979	_____	_____	_____
1980	_____	_____	_____

1981
 1982 B. Any legislator who makes a knowing misstatement of a material fact on the Statement of
 1983 Economic Interests shall be subject to disciplinary action for such violations by the house in which the
 1984 legislator sits.

1985 C. ~~In accordance with the rules of each house, the~~ *The* Statement of Economic Interests of all
 1986 members of each house shall be reviewed *by the Council*. If a legislator's Statement is found to be
 1987 inadequate as filed, the legislator shall be notified in writing and directed to file an amended Statement
 1988 correcting the indicated deficiencies, and a time shall be set within which such amendment shall be
 1989 filed. If the Statement of Economic Interests, in either its original or amended form, is found to be
 1990 adequate as filed, the legislator's filing shall be deemed in full compliance with this section as to the
 1991 information disclosed thereon.

1992 D. Ten percent of the membership of a house, on the basis of newly discovered facts, may in writing
 1993 request the house in which those members sit, in accordance with the rules of that house, to review the
 1994 Statement of Economic Interests of another member of that house in order to determine the adequacy of
 1995 his filing. In accordance with the rules of each house, each Statement of Economic Interests shall be
 1996 promptly reviewed, the adequacy of the filing determined, and notice given in writing to the legislator
 1997 whose Statement is in issue. Should it be determined that the Statement requires correction,
 1998 augmentation or revision, the legislator involved shall be directed to make the changes required within
 1999 such time as shall be set under the rules of each house.

2000 If a legislator, after having been notified in writing in accordance with the rules of the house in
 2001 which he sits that his Statement is inadequate as filed, fails to amend his Statement so as to come into
 2002 compliance within the time limit set, he shall be subject to disciplinary action by the house in which he
 2003 sits. No legislator shall vote on any question relating to his own Statement.

2004 **§ 30-114. Filing of complaints; procedures; disposition.**

2005 A. In response to the signed and sworn complaint of any citizen of the Commonwealth, which is
 2006 subscribed by the maker as true under penalty of perjury, submitted to the Panel, the Panel shall inquire
 2007 into any alleged violation of Articles 2 (§ 30-102 et seq.) through 5 (§ 30-109 et seq.) ~~of this chapter~~ by
 2008 any member of the respective house of the General Assembly in his current term or his immediate prior
 2009 term. Complaints shall be filed with the ~~Director of the Division of Legislative Services Virginia~~
 2010 *Conflict of Interest and Ethics Advisory Council*, ~~who~~ *which* shall promptly (i) submit the complaint to
 2011 the chairman of the appropriate Panel and (ii) forward a copy of the complaint to the legislator named
 2012 in the complaint. The chairman shall promptly notify the Panel of the complaint. No complaint shall be
 2013 filed with the Panel 60 or fewer days before a primary election or other nominating event or before a
 2014 general election in which the cited legislator is running for office, and the Panel shall not accept or act
 2015 on any complaint received during this period.

2016 B. The Panel shall determine, during its preliminary investigation, whether the facts stated in the
 2017 complaint taken as true are sufficient to show a violation of Articles 2 (§ 30-102 et seq.) through 5
 2018 (§ 30-109 et seq.) ~~of this chapter~~. If the facts, as stated in the complaint, fail to give rise to such a
 2019 violation, then the Panel shall dismiss the complaint. If the facts, as stated in the complaint, give rise to
 2020 such a violation, then the Panel shall request that the complainant appear and testify under oath as to the
 2021 complaint and the allegations therein. After hearing the testimony and reviewing any other evidence
 2022 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 Local Government Conflict of Interests Act (§ 2.2-3100 et seq.) and the General Assembly Conflicts of Interests Act (§ 30-100 et seq.) (hereafter the Acts) and the lobbying laws in Article 3 (§ 2.2-418 et seq.) of Chapter 4 of Title 2.2 (hereafter Article 3).

B. The Council shall consist of 14 members as follows: four members appointed by the Speaker of the House of Delegates, two of whom shall be former members of the House of Delegates and two of whom shall be nonlegislative citizen members; four members appointed by the Senate Committee on

2084 Rules, two of whom shall be former members of the Senate and two of whom shall be nonlegislative
2085 citizen members; four members appointed by the Governor, two of whom shall be executive branch
2086 employees and two of whom shall be nonlegislative citizen members; one member designated by the
2087 Attorney General; and one member appointed by the Joint Rules Committee from a list of three
2088 nominees submitted by the Virginia Association of Counties and a list of three nominees submitted by
2089 the Virginia Municipal League.

2090 C. All appointments following the initial staggering of terms shall be for terms of four years, except
2091 that appointments to fill vacancies shall be for the unexpired terms in the same manner as the original
2092 appointment. No nonlegislative citizen member shall be eligible to serve for more than two successive
2093 four-year terms. However, after the expiration of a term of three years or less, or after the expiration of
2094 the remainder of a term to which appointed to fill a vacancy, two additional terms may be served by
2095 such member if appointed thereto. Legislative members and other state government officials shall serve
2096 terms coincident with their terms of office. Legislative members may be reappointed for successive
2097 terms.

2098 D. The members of the Council shall elect from among their membership a chairman and a
2099 vice-chairman for two-year terms. The chairman and vice-chairman may not succeed themselves to the
2100 same position. The Council shall hold meetings quarterly or upon the call of the chairman. A majority
2101 of the Council shall constitute a quorum.

2102 E. Members of the Council shall receive no compensation for their services but shall be reimbursed
2103 for all reasonable and necessary expenses incurred in the performance of their duties as provided in
2104 §§ 2.2-2813, 2.2-2825, and 30-19.12, as appropriate. Funding for expenses of the members shall be
2105 provided from existing appropriations to the Council.

2106 **§ 30-349. Powers and duties of the Council.**

2107 The Council shall:

2108 1. Review all disclosure forms filed by lobbyists pursuant to Article 3 and by state and local
2109 government officers and employees and legislators pursuant to the Acts. The Council's review shall
2110 include the reading of all disclosure forms for completeness and accuracy and be followed by requests
2111 for amendments to assure the completeness of and correction of errors in the forms;

2112 2. Accept any disclosure forms by computer or electronic means in accordance with the standards
2113 approved by the Council and using software meeting standards approved by it. The Council shall
2114 provide software to filers without charge and may prescribe the method of execution and certification of
2115 electronically filed forms and the procedures for receiving forms in the office of the Secretary;

2116 3. Beginning July 1, 2015, establish and maintain a searchable electronic database comprising
2117 disclosure forms filed pursuant to §§ 2.2-426, 2.2-3117, and 30-111. Such database shall be available to
2118 the public through the Council's official website;

2119 4. Furnish, upon request, formal advisory opinions or guidelines and other appropriate information,
2120 including informal advice, regarding ethics and conflicts issues arising under Article 3 or the Acts to
2121 any person or to any agency of state or local government, in an expeditious manner. Informal advice
2122 given by the Council shall be confidential, protected by the attorney-client privilege, and excluded from
2123 the provisions of the Virginia Freedom of Information Act (§ 2.2-3700 et seq.);

2124 5. Conduct training seminars and educational programs for lobbyists, state and local government
2125 officers and employees and legislators, and other interested persons on the requirements of Article 3
2126 and the Acts and provide ethics orientation sessions for legislators in compliance with Article 6
2127 (§ 30-129.1 et seq.) of Chapter 13;

2128 6. Publish such educational materials as it deems appropriate on the provisions of Article 3 and the
2129 Acts;

2130 7. Review actions taken in the General Assembly with respect to the discipline of its members for the
2131 purpose of offering nonbinding advice;

2132 8. Request from any agency of state or local government such assistance, services, and information
2133 as will enable the Council to effectively carry out its responsibilities. Information provided to the
2134 Council by an agency of state or local government shall not be released to any other party unless
2135 authorized by such agency; and

2136 9. Report on or before December 1 of each year on its activities and findings regarding Article 3
2137 and the Acts, including recommendations for changes in the laws, to the General Assembly and the
2138 Governor. The annual report shall be submitted by the chairman as provided in the procedures of the
2139 Division of Legislative Automated Systems for the processing of legislative documents and reports and
2140 shall be published as a state document.

2141 **§ 30-350. Staff.**

2142 The Council shall designate its executive director. Staff assistance to the Council shall be provided
2143 by the Division of Legislative Services. Staff shall perform those duties assigned to it by the Council,
2144 including those duties enumerated in § 30-349.

2145 **§ 30-351. Cooperation of agencies of state and local government.**

2146 *Every department, division, board, bureau, commission, authority, or political subdivision of the*
2147 *Commonwealth shall cooperate with, and provide such assistance to, the Council as the Council may*
2148 *request.*

2149 **2. That the initial terms of the nonlegislative citizen members of the Virginia Conflict of Interest**
2150 **and Ethics Advisory Council appointed pursuant to this act shall be staggered as follows: (i) two**
2151 **members, one appointed by the Speaker of the House of Delegates and one appointed by the**
2152 **Senate Committee on Rules, for a term of two years; (ii) two members, one appointed by the**
2153 **Speaker of the House of Delegates and one appointed by the Governor, for a term of three years;**
2154 **(iii) two members, one member appointed by the Senate Committee on Rules and one appointed**
2155 **by the Governor, for a term of four years; and (iv) the designee of the Attorney General and the**
2156 **appointed representative of the Virginia Association of Counties and Virginia Municipal League**
2157 **for a term of one year. Thereafter, the terms of members shall be for four years.**

2158 **3. That the provisions of this act may result in a net increase in periods of imprisonment or**
2159 **commitment. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation is \$0**
2160 **for periods of imprisonment in state adult correctional facilities and is \$0 for periods of**
2161 **commitment to the custody of the Department of Juvenile Justice.**