

15104983D

SENATE BILL NO. 1424

FLOOR AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by Senator Norment
on February 10, 2015)

(Patrons Prior to Substitute—Senators Norment, Petersen and Stuart [SB 696], Marsden [SB 735], Watkins [SBs 752 and 812], Edwards [SB 1267], Wexton [SB 1278], and Ebbin [SB 1289])

A BILL to amend and reenact §§ 2.2-115, 2.2-419, 2.2-424, 2.2-426, 2.2-430, 2.2-431, 2.2-433, 2.2-3101, 2.2-3103 through 2.2-3104.01, 2.2-3106, 2.2-3114 through 2.2-3118, 2.2-3121, 2.2-3124, 30-101, 30-103, 30-103.1, 30-110, 30-111, 30-124, 30-126, 30-129.1, 30-355, 30-356, and 30-357 of the Code of Virginia and to amend the Code of Virginia by adding sections numbered 30-356.1 through 30-356.4, relating to the State and Local Government Conflict of Interests Act, General Assembly Conflicts of Interests Act, and Virginia Conflict of Interest and Ethics Advisory Council; ethics reforms.

Be it enacted by the General Assembly of Virginia:

1. That §§ 2.2-115, 2.2-419, 2.2-424, 2.2-426, 2.2-430, 2.2-431, 2.2-433, 2.2-3101, 2.2-3103 through 2.2-3104.01, 2.2-3106, 2.2-3114 through 2.2-3118, 2.2-3121, 2.2-3124, 30-101, 30-103, 30-103.1, 30-110, 30-111, 30-124, 30-126, 30-129.1, 30-355, 30-356, and 30-357 of the Code of Virginia are amended and reenacted and that the Code of Virginia is amended by adding sections numbered 30-356.1 through 30-356.4 as follows:

§ 2.2-115. Commonwealth's Development Opportunity Fund.

A. As used in this section, unless the context requires otherwise:

"New job" means employment of an indefinite duration, created as the direct result of the private investment, for which the firm pays the wages and standard fringe benefits for its employee, requiring a minimum of either (i) 35 hours of the employee's time a week for the entire normal year of the firm's operations, which "normal year" must consist of at least 48 weeks or (ii) 1,680 hours per year.

Seasonal or temporary positions, positions created when a job function is shifted from an existing location in the Commonwealth to the location of the economic development project, positions with suppliers, and multiplier or spin-off jobs shall not qualify as new jobs. The term "new job" shall include positions with contractors provided that all requirements included within the definition of the term are met.

"Prevailing average wage" means that amount determined by the Virginia Employment Commission to be the average wage paid workers in the city or county of the Commonwealth where the economic development project is located. The prevailing average wage shall be determined without regard to any fringe benefits.

"Private investment" means the private investment required under this section.

B. There is created the ~~Governor's~~ Commonwealth's Development Opportunity Fund (the Fund) to be used by the Governor to attract economic development prospects and secure the expansion of existing industry in the Commonwealth. The Fund shall consist of any funds appropriated to it by the general appropriation act and revenue from any other source, public or private. The Fund shall be established on the books of the Comptroller, and any funds remaining in the Fund at the end of a biennium shall not revert to the general fund but shall remain in the Fund. Interest earned on the Fund shall be credited to the Fund. The Governor shall report to the Chairmen of the House Committees on Appropriations and Finance and the Senate Committee on Finance as funds are awarded in accordance with this section.

C. Funds shall be awarded from the Fund by the Governor as grants or loans to political subdivisions. The criteria for making such grants or loans shall include (i) job creation, (ii) private capital investment, and (iii) anticipated additional state tax revenue expected to accrue to the state and affected localities as a result of the capital investment and jobs created. Loans shall be approved by the Governor and made in accordance with guidelines established by the Virginia Economic Development Partnership and approved by the Comptroller. Loans shall be interest-free unless otherwise determined by the Governor and shall be repaid to the Fund. The Governor may establish the interest rate to be charged; otherwise, any interest charged shall be at market rates as determined by the State Treasurer and shall be indicative of the duration of the loan. The Virginia Economic Development Partnership shall be responsible for monitoring repayment of such loans and reporting the receivables to the Comptroller as required.

Beginning with the five fiscal years from fiscal year 2006-2007 through fiscal year 2010-2011, and for every five fiscal years' period thereafter, in general, no less than one-third of the moneys appropriated to the Fund in every such five-year period shall be awarded to counties and cities having an annual average unemployment rate that is greater than the final statewide average unemployment rate for the calendar year that immediately precedes the calendar year of the award. However, if such

one-third requirement will not be met because economic development prospects in such counties and cities are unable to fulfill the applicable minimum private investment and new jobs requirements set forth in this section, then any funds remaining in the Fund at the end of the five-year period that would have otherwise been awarded to such counties and cities shall be made available for awards in the next five fiscal years' period.

D. Funds may be used for public and private utility extension or capacity development on and off site; public and private installation, extension, or capacity development of high-speed or broadband Internet access, whether on or off site; road, rail, or other transportation access costs beyond the funding capability of existing programs; site acquisition; grading, drainage, paving, and any other activity required to prepare a site for construction; construction or build-out of publicly or privately owned buildings; training; or grants or loans to an industrial development authority, housing and redevelopment authority, or other political subdivision for purposes directly relating to any of the foregoing. However, in no case shall funds from the Fund be used, directly or indirectly, to pay or guarantee the payment for any rental, lease, license, or other contractual right to the use of any property.

It shall be the policy of the Commonwealth that moneys in the Fund shall not be used for any economic development project in which a business relocates or expands its operations in one or more Virginia localities and simultaneously closes its operations or substantially reduces the number of its employees in another Virginia locality. The Secretary of Commerce and Trade shall enforce this policy and for any exception thereto shall promptly provide written notice to the Chairmen of the Senate Finance and House Appropriations Committees, which notice shall include a justification for any exception to such policy.

E. 1. a. Except as provided in this subdivision, no grant or loan shall be awarded from the Fund unless the project involves a minimum private investment of \$5 million and creates at least 50 new jobs for which the average wage, excluding fringe benefits, is no less than the prevailing average wage. For projects, including but not limited to projects involving emerging technologies, for which the average wage of the new jobs created, excluding fringe benefits, is at least twice the prevailing average wage for that locality or region, the Governor shall have the discretion to require no less than one-half the number of new jobs as set forth for that locality in this subdivision.

b. Notwithstanding the provisions of subdivision a, a grant or loan may be awarded from the Fund if the project involves a minimum private investment of \$100 million and creates at least 25 new jobs for which the average wage, excluding fringe benefits, is no less than the prevailing average wage.

2. Notwithstanding the provisions of subdivision 1 a, in localities (i) with an annual unemployment rate for the most recent calendar year for which such data is available that is greater than the final statewide average unemployment rate for that calendar year or (ii) with a poverty rate for the most recent calendar year for which such data is available that exceeds the statewide average poverty rate for that year, a grant or loan may be awarded from the Fund pursuant to subdivision 1 a if the project involves a minimum private investment of \$2.5 million and creates at least 25 new jobs for which the average wage, excluding fringe benefits, is no less than 85 percent of the prevailing average wage.

3. Notwithstanding the provisions of subdivisions 1 a and 2, in localities (i) with an annual unemployment rate for the most recent calendar year for which such data is available that is greater than the final statewide average unemployment rate for that calendar year and (ii) with a poverty rate for the most recent calendar year for which such data is available that exceeds the statewide average poverty rate for that year, a grant or loan may be awarded from the Fund pursuant to such subdivisions if the project involves a minimum private investment of \$1.5 million and creates at least 15 new jobs for which the average wage, excluding fringe benefits, is no less than 85 percent of the prevailing average wage.

4. For projects that are eligible under subdivision 2 or 3, the average wage of the new jobs, excluding fringe benefits, shall be no less than 85 percent of the prevailing average wage. In addition, for projects in such localities, the Governor may award a grant or loan for a project paying less than 85 percent of the prevailing average wage but still providing customary employee benefits, only after the Secretary of Commerce and Trade has made a written finding that the economic circumstances in the area are sufficiently distressed (i.e., high unemployment or underemployment and negative economic forecasts) that assistance to the locality to attract the project is nonetheless justified. However, the minimum private investment and number of new jobs required to be created as set forth in this subsection shall still be a condition of eligibility for an award from the Fund. Such written finding shall promptly be provided to the chairs of the Senate Committee on Finance and the House Committee on Appropriations.

F. 1. The Virginia Economic Development Partnership shall assist the Governor in developing objective guidelines and criteria that shall be used in awarding grants or making loans from the Fund. The guidelines may require that as a condition of receiving any grant or loan incentive that is based on employment goals, a recipient company must provide copies of employer quarterly payroll reports that have been provided to the Virginia Employment Commission to verify the employment status of any

position included in the employment goal. The guidelines may include a requirement for the affected locality or localities to provide matching funds which may be cash or in-kind, at the discretion of the Governor. The guidelines and criteria shall include provisions for geographic diversity and a cap on the amount of funds to be provided to any individual project. At the discretion of the Governor, this cap may be waived for qualifying projects of regional or statewide interest. In developing the guidelines and criteria, the Virginia Economic Development Partnership shall use the measure for Fiscal Stress published by the Commission on Local Government of the Department of Housing and Community Development for the locality in which the project is located or will be located as one method of determining the amount of assistance a locality shall receive from the Fund.

2. a. Notwithstanding any provision in this section or in the guidelines, each political subdivision that receives a grant or loan from the Fund shall enter into a contract with each business beneficiary of funds from the Fund. A person or entity shall be a business beneficiary of funds from the Fund if grant or loan moneys awarded from the Fund by the Governor are paid to a political subdivision and (i) subsequently distributed by the political subdivision to the person or entity or (ii) used by the political subdivision for the benefit of the person or entity but never distributed to the person or entity.

b. The contract between the political subdivision and the business beneficiary shall provide in detail (i) the fair market value of all funds that the Commonwealth has committed to provide, (ii) the fair market value of all matching funds (or in-kind match) that the political subdivision has agreed to provide, (iii) how funds committed by the Commonwealth (including but not limited to funds from the Fund committed by the Governor) and funds that the political subdivision has agreed to provide are to be spent, (iv) the minimum private investment to be made and the number of new jobs to be created agreed to by the business beneficiary, (v) the average wage (excluding fringe benefits) agreed to be paid in the new jobs, (vi) the prevailing average wage, and (vii) the formula, means, or processes agreed to be used for measuring compliance with the minimum private investment and new jobs requirements, including consideration of any layoffs instituted by the business beneficiary over the course of the period covered by the contract.

The contract shall state the date by which the agreed upon private investment and new job requirements shall be met by the business beneficiary of funds from the Fund and may provide for the political subdivision to grant up to a 15-month extension of such date if deemed appropriate by the political subdivision subsequent to the execution of the contract. Any extension of such date granted by the political subdivision shall be in writing and promptly delivered to the business beneficiary, and the political subdivision shall simultaneously provide a copy of the extension to the Virginia Economic Development Partnership.

The contract shall provide that if the private investment and new job contractual requirements are not met by the expiration of the date stipulated in the contract, including any extension granted by the political subdivision, the business beneficiary shall be liable to the political subdivision for repayment of a portion of the funds provided under the contract. The contract shall include a formula for purposes of determining the portion of such funds to be repaid. The formula shall, in part, be based upon the fair market value of all funds that have been provided by the Commonwealth and the political subdivision and the extent to which the business beneficiary has met the private investment and new job contractual requirements. Any such funds repaid to the political subdivision that relate to the award from the Governor's Commonwealth's Development Opportunity Fund shall promptly be paid over by the political subdivision to the Commonwealth by payment remitted to the State Treasurer. Upon receipt by the State Treasurer of such payment, the Comptroller shall deposit such repaid funds into the Governor's Commonwealth's Development Opportunity Fund.

c. The contract shall be amended to reflect changes in the funds committed by the Commonwealth or agreed to be provided by the political subdivision.

d. Notwithstanding any provision in this section or in the guidelines, whenever layoffs instituted by a business beneficiary over the course of the period covered by a contract cause the net total number of the new jobs created to be fewer than the number agreed to, then the business beneficiary shall return the portion of any funds received pursuant to the repayment formula established by the contract.

3. Notwithstanding any provision in this section or in the guidelines, prior to executing any such contract with a business beneficiary, the political subdivision shall provide a copy of the proposed contract to the Attorney General. The Attorney General shall review the proposed contract (i) for enforceability as to its provisions and (ii) to ensure that it is in appropriate legal form. The Attorney General shall provide any written suggestions to the political subdivision within seven days of his receipt of the copy of the contract. The Attorney General's suggestions shall be limited to the enforceability of the contract's provisions and the legal form of the contract.

4. Notwithstanding any provision in this section or in the guidelines, a political subdivision shall not expend, distribute, pledge, use as security, or otherwise use any award from the Fund unless and until such contract as described herein is executed with the business beneficiary.

183 G. Within the 30 days immediately following June 30 and December 30 of each year, the Governor
184 shall provide a report to the Chairmen of the House Committees on Appropriations and Finance and the
185 Senate Committee on Finance which shall include, but is not limited to, the following information
186 regarding grants and loans awarded from the Fund during the immediately preceding six-month period
187 for economic development projects: the name of the company that is the business beneficiary of the
188 grant or loan and the type of business in which it engages; the location (county, city, or town) of the
189 project; the amount of the grant or loan committed from the Fund and the amount of all other funds
190 committed by the Commonwealth from other sources and the purpose for which such grants, loans, or
191 other funds will be used; the amount of all moneys or funds agreed to be provided by political
192 subdivisions and the purposes for which they will be used; the number of new jobs agreed to be created
193 by the business beneficiary; the amount of investment in the project agreed to be made by the business
194 beneficiary; the timetable for the completion of the project and new jobs created; the prevailing average
195 wage; and the average wage (excluding fringe benefits) agreed to be paid in the new jobs.

196 H. The Governor shall provide grants and commitments from the Fund in an amount not to exceed
197 the dollar amount contained in the Fund. If the Governor commits funds for years beyond the fiscal
198 years covered under the existing appropriation act, the State Treasurer shall set aside and reserve the
199 funds the Governor has committed, and the funds shall remain in the Fund for those future fiscal years.
200 No grant or loan shall be payable in the years beyond the existing appropriation act unless the funds are
201 currently available in the Fund.

202 *I. No person or entity that is seeking to become a business beneficiary of funds from the Fund and*
203 *no individual who is an officer, director, or employee, including an agent or consultant, of such entity*
204 *shall knowingly provide a contribution, gift, or other item with a value greater than \$50 or make an*
205 *express or implied promise to make such a contribution or gift to the Governor, or to his campaign*
206 *committee or a political action committee established on his behalf, while seeking such funds and for a*
207 *period of one year following the date the grant or loan sought is awarded. The provisions of this*
208 *subsection shall apply only for any grant or loan where the stated or expected value of the grant or*
209 *loan is \$100,000 or more. Any person who knowingly violates this section shall be subject to a civil*
210 *penalty of \$500 or up to two times the amount of the contribution or gift, whichever is greater, and the*
211 *contribution, gift, or other item shall be returned to the donor. The attorney for the Commonwealth*
212 *shall initiate civil proceedings to enforce the civil penalties. Any civil penalties collected shall be*
213 *payable to the State Treasurer for deposit to the general fund and used exclusively to fund the Virginia*
214 *Conflict of Interest and Ethics Advisory Council.*

215 **§ 2.2-419. Definitions.**

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

217 "Anything of value" means:

- 218 1. A pecuniary item, including money, or a bank bill or note;
 - 219 2. A promissory note, bill of exchange, order, draft, warrant, check, or bond given for the payment
220 of money;
 - 221 3. A contract, agreement, promise, or other obligation for an advance, conveyance, forgiveness of
222 indebtedness, deposit, distribution, loan, payment, gift, pledge, or transfer of money;
 - 223 4. A stock, bond, note, or other investment interest in an entity;
 - 224 5. A receipt given for the payment of money or other property;
 - 225 6. A right in action;
 - 226 7. A gift, tangible good, chattel, or an interest in a gift, tangible good, or chattel;
 - 227 8. A loan or forgiveness of indebtedness;
 - 228 9. A work of art, antique, or collectible;
 - 229 10. An automobile or other means of personal transportation;
 - 230 11. Real property or an interest in real property, including title to realty, a fee simple or partial
231 interest, present or future, contingent or vested within realty, a leasehold interest, or other beneficial
232 interest in realty;
 - 233 12. An honorarium or compensation for services;
 - 234 13. A rebate or discount in the price of anything of value unless the rebate or discount is made in
235 the ordinary course of business to a member of the public without regard to that person's status as an
236 executive or legislative official, or the sale or trade of something for reasonable compensation that
237 would ordinarily not be available to a member of the public;
 - 238 14. A promise or offer of employment; or
 - 239 15. Any other thing of value that is pecuniary or compensatory in value to a person.
- 240 "Anything of value" does not mean a campaign contribution properly received and reported pursuant
241 to Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2.
- 242 "Compensation" means:
- 243 1. An advance, conveyance, forgiveness of indebtedness, deposit, distribution, loan, payment, gift,
244 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.

"Council" means the Virginia Conflict of Interest and Ethics Advisory Council established in § 30-355.

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

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

"Executive official" means:

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

"Expenditure" means:

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

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

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

"Gift" means ~~anything of value to the extent that a consideration of equal or greater value is not received~~ any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item having monetary value, and includes services as well as gifts of transportation, local travel, lodgings and meals, whether provided in-kind, or by purchase of a ticket, payment in advance, or reimbursement after the expense has been incurred.

"Gift" does not mean:

1. Printed informational or promotional material;
2. A gift that is not used and, no later than 60 days after receipt, is returned to the donor or delivered to a charitable organization and is not claimed as a charitable contribution for federal income tax purposes;
3. A gift, devise, or inheritance from an individual's spouse, child, parent, grandparent, brother, sister, parent-in-law, brother-in-law, sister-in-law, nephew, niece, aunt, uncle, or first cousin or the spouse of that individual, if the donor is not acting as the agent or intermediary for someone other than a person covered by this subdivision; or
4. A gift of a value of \$50 or less;

306 5. A gift made to a nonpartisan state, regional, national, or international legislative organization, or
307 an affiliated organization of such organization, of which the General Assembly or a legislative official is
308 a member due to his official position or employment;

309 6. Any offer of a ticket, coupon, or other admission or pass unless the ticket, coupon, admission, or
310 pass is used;

311 7. Any food or beverages provided to an individual at an event at which the individual is performing
312 official duties related to his public service;

313 8. An unsolicited, personally inscribed award of appreciation or recognition in the form of a plaque,
314 trophy, wall memento, or similar item that is given in recognition of public, civic, charitable, or
315 professional service; or

316 9. Any gift from an individual's spouse, child, parent, grandparent, brother, sister, parent-in-law,
317 brother-in-law, sister-in-law, nephew, niece, aunt, uncle, or first cousin or the spouse of that individual.

318 "Immediate family" means (i) the spouse and (ii) any child who resides in the same household as the
319 executive or legislative official and who is a dependent of the official.

320 "Legislative action" means:

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

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

326 3. Action by the General Assembly in overriding or sustaining a veto by the Governor, considering
327 amendments recommended by the Governor, or considering, confirming, or rejecting an appointment of
328 the Governor.

329 "Legislative official" means:

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

331 2. A member of a committee, subcommittee, commission, or other entity established by and
332 responsible to the General Assembly or either house of the General Assembly; or

333 3. Persons employed by the General Assembly or an entity established by and responsible to the
334 General Assembly.

335 "Lobbying" means:

336 1. Influencing or attempting to influence executive or legislative action through oral or written
337 communication with an executive or legislative official; or

338 2. Solicitation of others to influence an executive or legislative official.

339 "Lobbying" does not mean:

340 1. Requests for appointments, information on the status of pending executive and legislative actions,
341 or other ministerial contacts if there is no attempt to influence executive or legislative actions;

342 2. Responses to published notices soliciting public comment submitted to the public official
343 designated in the notice to receive the responses;

344 3. The solicitation of an association by its members to influence legislative or executive action; or

345 4. Communications between an association and its members and communications between a principal
346 and its lobbyists.

347 "Lobbyist" means:

348 1. An individual who is employed and receives payments, or who contracts for economic
349 consideration, including reimbursement for reasonable travel and living expenses, for the purpose of
350 lobbying;

351 2. An individual who represents an organization, association, or other group for the purpose of
352 lobbying; or

353 3. A local government employee who lobbies.

354 "Lobbyist's principal" or "principal" means the entity on whose behalf the lobbyist influences or
355 attempts to influence executive or legislative action. An organization whose employees conduct lobbying
356 activities on its behalf is both a principal and an employer of the lobbyists. In the case of a coalition or
357 association that employs or retains others to conduct lobbying activities on behalf of its membership, the
358 principal is the coalition or association and not its individual members.

359 "Local government" means:

360 1. Any county, city, town, or other local or regional political subdivision;

361 2. Any school division;

362 3. Any organization or entity that exercises governmental powers that is established pursuant to an
363 interstate compact; or

364 4. Any organization composed of members representing entities listed in subdivisions 1, 2, or 3 of
365 this definition.

366 "Local government employee" means a public employee of a local government.

367 "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.

"Procurement transaction" means all functions that pertain to obtaining all goods, services, or construction on behalf of an executive agency, including description of requirements, selection and solicitation of sources, preparation and award of contract, and all phases of contract administration.

"Secretary" means the Secretary of the Commonwealth.

"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.

"Widely attended event" means an event for which there is a reasonable expectation that at least 25 persons will attend the event and the event has a civic or regional interest or is open to individuals from a particular industry or profession or who represent persons interested in a particular issue.

§ 2.2-424. Registration fees.

The Secretary shall collect an annual registration fee of fifty dollars \$100 from the lobbyist for each principal for whom, or on whose behalf, the lobbyist will act. This fee shall be deposited into the general fund and used exclusively to fund the Council.

§ 2.2-426. Lobbyist reporting; penalty.

A. Each lobbyist shall file with the Virginia Conflict of Interest and Ethics Advisory Council a separate semiannual report of expenditures, including gifts, for each principal for whom he lobbies by December 15 for the preceding six-month period complete through the last day of October and June 15 for the preceding six-month period complete through the last day of April.

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 prescribed and made available by the Virginia Conflict of Interest and Ethics Advisory Council; which shall be substantially as follows and shall be accompanied by instructions provided by the Council. All reports shall be submitted electronically and in accordance with the standards approved by the Council pursuant to the provisions of § 30-356. A person required to file this disclosure statement who does so knowing it to contain a material misstatement of fact is guilty of a Class 6 felony.

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.

(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 \$ _____

427 _____ c) COMMUNICATIONS \$ _____

428 _____ d) PERSONAL LIVING AND TRAVEL EXPENSES \$ _____

429 _____ e) COMPENSATION OF LOBBYISTS \$ _____

430 _____ f) HONORARIA \$ _____

431 _____ g) OTHER \$ _____

432 _____ TOTAL \$ _____

433 PART II:-

434 (1a) NAME OF LOBBYIST: _____

435 (1b) Permanent Business Address: _____

436 (1c) Business Telephone: _____

437 (2) As a lobbyist, you are (check one)

438 _____ [] EMPLOYED (on the payroll of the principal)

439 _____ [] RETAINED (not on the payroll of the principal, however

440 _____ compensated)

441 _____ [] NOT COMPENSATED (not compensated; expenses may be reimbursed)

442 (3) List all lobbyists other than yourself who registered to

443 _____ represent your principal.

444 _____

445 _____

446 _____

447 (4) If you selected "EMPLOYED" as your answer to Part II, item 2,

448 _____ provide your job title.

449 _____

450 PLEASE NOTE: Some lobbyists are not individually compensated for

451 lobbying activities. This may occur when several members of a firm

452 represent a single principal. The principal, in turn, makes a single

453 payment to the firm. If this describes your situation, do not answer

454 Part II, items 5a and 5b. Instead, complete Part III, items 1 and 2.

455 (5a) What was the DOLLAR AMOUNT OF YOUR COMPENSATION as a lobbyist?

456 _____ (If you have job responsibilities other than those involving

457 _____ lobbying, you may have to prorate to determine the part of your

458 _____ salary attributable to your lobbying activities.) Transfer your

459 _____ answer to this item to Part I, item 6e.

460 (5b) Explain how you arrived at your answer to Part II, item 5a.

461 _____

462 _____

463 _____

464 PART III:-

465 PLEASE NOTE: If you answered Part II, items 5a and 5b, you WILL NOT

466 complete this section.

467 (1) List all members of your firm, organization, association,

468 _____ corporation, or other entity who furnished lobbying services to

469 _____ your principal.

470 _____

471 _____

472 _____

473 (2) Indicate the total amount paid to your firm, organization,

474 _____ association, corporation or other entity for services rendered.

475 _____ Transfer your answer to this item to Part I, item 6e _____

476 _____ SCHEDULE A

477 _____ ENTERTAINMENT EXPENSES

478 PLEASE NOTE: Any single entertainment event included in the expense

479 totals of the principal, with a value greater than \$50, should be

480 itemized below. Transfer any totals from this schedule to Part I,

481 item 6a. (Please duplicate as needed.)

482 Date and Location of Event:-

483 _____

510 _____ GIFTS

516			Name of each	
517			legislative or	
518			executive official	
519			or member of his	
520			immediate family	Cost of
521	Date	Description	who is a recipient	individual
522	of gift:	of gift:	of a gift:	gift:
523				\$
524				\$
525				\$
526				\$
527	TOTAL COST TO PRINCIPAL			\$

529 _____ OTHER EXPENSES

535	DATE OF EXPENSE	DESCRIPTION OF EXPENSE	AMOUNT
536			\$
537			\$
538			\$
539			\$

540	_____	_____	\$ _____
541	_____	_____	\$ _____
542	_____	_____	\$ _____
543	_____	_____	\$ _____
544	_____	_____	\$ _____
545	TOTAL "OTHER" EXPENSES		\$ _____

546 PART IV: STATEMENTS

547 The following items are mandatory and if they are not properly
 548 completed, the entire filing will be rejected and returned to
 549 the lobbyist:

550 (1) All signatures on the statement must be ORIGINAL in the format
 551 _____ specified in the instructions provided by the Council that
 552 _____ accompany this form. No stamps, or other reproductions of the
 553 _____ individual's signature will be accepted.

554 (2) An individual MAY NOT sign the disclosure statement as lobbyist
 555 _____ and principal officer.

556 _____ STATEMENT OF LOBBYIST

557 I, the undersigned registered lobbyist, do state that the information
 558 furnished on this disclosure statement and on all accompanying
 559 attachments required to be made thereto is, to the best of my
 560 knowledge and belief, complete and accurate.

561 _____
 562 _____ Signature of lobbyist

563 _____
 564 _____ Date

565 _____ STATEMENT OF PRINCIPAL

566 I, the undersigned principal (or an authorized official thereof), do
 567 state that the information furnished on this disclosure statement
 568 and on all accompanying attachments required to be made thereto is,
 569 to the best of my knowledge and belief, complete and accurate.

570 _____
 571 _____ Signature of principal

572 _____
 573 _____ Date

574 D. A person who signs the disclosure statement knowing it to contain a material misstatement of fact
 575 is guilty of a Class 5 felony. Certain information regarding the principal and the lobbyist shall be
 576 reported. Such report shall include:

- 577 1. The name and contact information of the lobbyist;
- 578 2. The name and contact information of each principal for whom the lobbyist or the firm,
 579 organization, association, corporation, or other entity employing the lobbyist provided lobbying services;
- 580 3. The total amount paid by each principal to the lobbyist or the firm, organization, association,
 581 corporation, or other entity employing the lobbyist for lobbying services rendered; and
- 582 4. A list of executive and legislative actions for which the lobbyist lobbied on behalf of each
 583 principal and a description of activities conducted.

584 E. Certain information regarding entertainment expenses shall be reported. Only entertainment events
 585 for which the average value per person exceeds \$50 shall be reported. For each such entertainment
 586 event, such report shall include:

- 587 1. The date and location of the event;
- 588 2. A description of the event, including whether or not it meets the criteria of a widely attended
 589 event;
- 590 3. The approximate total number of persons in attendance, if such number is ascertainable; and
- 591 4. The total amount of the expenses of the event. Such expenses shall include food, beverages,
 592 rentals, performers or speakers, service personnel, the transportation of legislative and executive
 593 officials and members of their immediate families, the lodging of legislative and executive officials and
 594 members of their immediate families, and any miscellaneous items.

595 F. Certain information regarding gifts shall be reported. Only gifts with a value exceeding \$50 shall
 596 be reported. For each reportable gift provided to a legislative or executive official or a member of his
 597 immediate family, such report shall include:

- 598 1. The date of the gift;

2. The name of the recipient or recipients;
 3. A description of gift; and
 4. The value of the gift.

G. Certain information regarding other lobbying-related expenses shall be reported. The Council shall provide guidance on what constitutes a lobbying-related expense.

H. 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 gift or entertainment reports of the Lobbyist's Disclosure Form a copy of ~~Schedule A or B~~ the report or a summary of the information pertaining to that official. Copies or summaries shall be provided to the official by November 21 for the preceding six-month period complete through the last day of October and by May 21 for the preceding six-month period complete through the last day of April.

§ 2.2-430. Termination.

A lobbyist may terminate a lobbyist registration *at any time* by filing a report required under § 2.2-426 including information through the last day of lobbying activity. A termination report shall indicate that the lobbyist intends to use the report as the final accounting of lobbying activity *and shall include the effective date of the termination.*

§ 2.2-431. Penalties; filing of substituted statement.

A. Every lobbyist failing to file the statement prescribed by § 2.2-426 within the time prescribed therein shall be assessed a civil penalty of ~~fifty dollars~~ \$50, and every individual failing to file the statement within ~~ten~~ 10 days after the time prescribed herein shall be assessed an additional civil penalty of ~~fifty dollars~~ \$50 per day from the eleventh day of such default until the statement is filed. The Council shall notify the Secretary of any lobbyist's failure to file the statement within the time prescribed, and the penalties shall be assessed and collected by the Secretary. The Attorney General shall assist the Secretary in collecting the penalties, upon request.

B. Every lobbyist's principal whose lobbyist fails to file the statement prescribed by § 2.2-426 shall be assessed a civil penalty of ~~fifty dollars~~ \$50, and shall be assessed an additional civil penalty of ~~fifty dollars~~ \$50 per day from the eleventh day of such default until the statement is filed. The Council shall notify the Secretary of any lobbyist's failure to file the statement within the time prescribed, and the penalty shall be assessed and collected by the Secretary. The Attorney General shall assist the Secretary in collecting the penalties, upon request.

C. No individual who has failed to file the statement required by § 2.2-426 or who has failed to pay all penalties assessed pursuant to this section, shall register or act as a lobbyist as long as he remains in default.

D. Whenever any lobbyist is or will be in default under § 2.2-426, and the reasons for such default are or will be beyond his control, or the control of his principal, or both, the Secretary may suspend the assessment of any penalty otherwise assessable and accept a substituted statement, upon the submission of sworn proofs that shall satisfy him that the default has been beyond the control of the lobbyist or his principal, and that the substituted statement contains the most accurate and complete information available after the exercise of due diligence.

E. Penalties collected pursuant to this section shall be payable to the State Treasurer for deposit to the general fund *and shall be used exclusively to fund the Council.*

§ 2.2-433. Prohibited acts; violation a misdemeanor.

A. No lobbyist shall:

1. Lobby in violation of the provisions of this article;
2. Make any expenditure, or obligate himself to do so, in connection with lobbying, unless he fully discloses the expenditure as required in this article; or
3. Misrepresent in any material respect or omit any information required to be reported pursuant to this article.

B. No lobbyist's principal shall:

1. Fail to file any statement required to be filed by the provisions of this article;
2. Misrepresent in any material respect or omit any information required to be reported pursuant to this article; or
3. Violate any of the provisions of this article.

C. Except as provided in subsection ~~D~~ C of § 2.2-426 *or subsection A of § 2.2-431*, any lobbyist or lobbyist's principal violating any provision of this article shall be guilty of a Class 1 misdemeanor. However, a lobbyist who receives no compensation or anything of value for lobbying shall not be subject to the criminal penalties prescribed by this section.

§ 2.2-3101. Definitions.

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

"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

660 the purpose of making studies or recommendations, or advising or consulting with a governmental
661 agency.

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

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

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

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

687 "Council" means the Virginia Conflict of Interest and Ethics Advisory Council established in
688 § 30-355.

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

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

695 "Gift" means any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item
696 having monetary value. It includes services as well as gifts of transportation, local travel, lodgings and
697 meals, whether provided in-kind, or by purchase of a ticket, payment in advance, or reimbursement after
698 the expense has been incurred. "Gift" does not include (i) any offer of a ticket, coupon, or other
699 admission or pass unless the ticket, coupon, admission, or pass is used; (ii) food or beverages consumed
700 while attending an event at which the filer is performing official duties related to his public service; (iii)
701 honorary degrees; (iii) (iv) any athletic, merit, or need-based scholarship or any other financial aid
702 awarded by a public or private school, institution of higher education, or other educational program
703 pursuant to such school, institution, or program's financial aid standards and procedures applicable to the
704 general public; ~~(iv)~~ (v) unsolicited, personally inscribed awards of appreciation or recognition in the
705 form of a plaque, trophy, wall memento, or similar item that is given in recognition of public, civic,
706 charitable, or professional service; (vi) a campaign contribution properly received and reported pursuant
707 to Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2; ~~(v)~~ (vii) a devise or inheritance; (viii) any gift given by
708 a business associate or otherwise related to the private profession or occupation of an officer or
709 employee or of a member of his immediate family; or ~~(vi)~~ (ix) gifts from relatives or personal friends
710 received in conjunction with a personal celebration. For the purpose of this definition, "relative" means
711 the donee's spouse, child, uncle, aunt, niece, or nephew; a person to whom the donee is engaged to be
712 married; the donee's or his spouse's parent, grandparent, grandchild, brother, or sister; or the donee's
713 brother's or sister's spouse. For the purpose of this definition, "personal friend" does not include any
714 person that the filer knows or has reason to know is (a) a lobbyist registered pursuant to Article 3
715 (§ 2.2-418 et seq.) of Chapter 4 of Title 2.2; (b) a lobbyist's principal as defined in § 2.2-419; (c) for an
716 officer or employee of a local governmental or advisory agency, a person, organization, or business who
717 is a party to or is seeking to become a party to a contract with the local agency of which he is an
718 officer or an employee; or (d) for an officer or employee of a state governmental or advisory agency, a
719 person, organization, or business who is a party to or is seeking to become a party to a contract with the
720 Commonwealth. For purposes of this definition, "person, organization, or business" includes individuals
721 who are officers, directors, or owners of or who have a controlling ownership interest in such

organization or business.

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

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

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

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

"Personal celebration" means a social occasion attended by or held for relatives and personal friends or an event of a religious nature.

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

No officer or employee of a state or local governmental or advisory agency 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 by the agency of which he is an officer or employee. This prohibition shall not apply to the acceptance of special benefits that 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 that 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. Accept any honoraria for any appearance, speech, or article in which the officer or employee 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. The prohibition in this subdivision shall apply only to the Governor, Lieutenant Governor, Attorney General, Governor's Secretaries, and heads of departments of state government;

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

9. 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

10. Solicit, accept, or receive any gift of travel with a value exceeding \$100 from a third party prior to submitting to the Council a request for a waiver to accept such gift of travel and receiving such a waiver pursuant to § 30-356.2. Gifts of travel include transportation, lodging, meals, hospitality, and any other travel-related thing of value.

§ 2.2-3103.1. Certain gifts prohibited.

A. For purposes of this section:

"Intangible gift" means a thing of temporary value or a thing that upon the happening of a certain event or expiration of a given date loses its value. "Intangible gift" includes entertainment, hospitality, a ticket, admission, or pass, transportation, lodgings, and meals that are reportable on Schedule E of the disclosure form prescribed in § 2.2-3117.

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

B. An officer or employee of a state or local governmental or advisory agency or candidate required to file the disclosure form prescribed in § 2.2-3117 (i) shall not solicit, accept, or receive within any calendar year any single tangible gift with a value in excess of \$250 \$100 or a any combination of tangible gifts with an aggregate value in excess of \$250 \$100 from any person that he knows or has reason to know is (a) a lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4; (b) a lobbyist's principal as defined in § 2.2-419; or (c) a person, organization, or business who is a party to or is seeking to become a party to a contract with the local agency of which he is an officer or an employee; (ii) shall report any tangible gift with a value of \$250 or less or any intangible gift received from any person listed in clause (i) on Schedule E of such disclosure form; and (iii) shall report any payments for talks, meetings, and publications on Schedule D of such disclosure form. Gifts received from business associates, relatives, or in conjunction with a personal celebration are not subject to this prohibition or the disclosure requirements of § 2.2-3117. Gifts with a value of less than \$20 are not subject to aggregation for purposes of this prohibition.

C. ~~An~~ B. Notwithstanding the provisions of subsection A, an 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 (i) shall not solicit, accept, or receive within any calendar year any single tangible gift with a value in excess of \$250 or a combination of tangible gifts with an aggregate value in excess of \$250 from any person that he knows or has reason to know is (a) a lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4; (b) a lobbyist's principal as defined in § 2.2-419; or (c) a person, organization, or business who is a party to or is seeking to become a party to a contract with the Commonwealth; (ii) shall report any tangible gift with a value of \$250 or less or any intangible gift

received from any person listed in clause (i) on Schedule E of such disclosure form; and (iii) shall report any payments for talks, meetings, and publications on Schedule D of such disclosure form may accept or receive a gift or a combination of gifts with a value in excess of \$100 when such gift is accepted or received while in attendance at a widely attended event. A widely attended event is an event for which there is a reasonable expectation that at least 25 persons will attend the event and the event has a civic or regional interest or is open to individuals from a particular industry or profession or who represent persons interested in a particular issue.

C. Food and beverages received at or registration or attendance fees waived for any event at which the officer, employee, or candidate is a featured speaker, presenter, or lecturer shall not be subject to the provisions of subsection A.

D. Notwithstanding the provisions of subsection A, an 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 may accept or receive certain gifts with a value in excess of \$100 when he has submitted a request for a waiver to and has received the approval of the Council pursuant to § 30-356.2. An officer, employee, or candidate may request a waiver for the following gifts:

1. A gift or a combination of gifts from a personal friend. In making its determination to grant the waiver, the Council shall consider the nature and length of the friendship.

2. Transportation, lodging, hospitality, or other travel-related thing of value that is provided by a third party and is directly related to the official duties of the officer or employee. In making its determination to grant the waiver, the Council shall consider the purpose of the trip as it relates to the officer's or employee's public duties and responsibilities.

E. Any gift received by an officer or employee subject to the provisions of this section (i) from a foreign dignitary, (ii) with a value exceeding \$100, and (iii) for which the fair market value or a gift of greater or equal value has not been provided or exchanged, shall be accepted on behalf of the Commonwealth and archived in accordance with guidelines established by the Library of Virginia. Such gift shall be disclosed as having been accepted on behalf of the Commonwealth but the value of such gift shall not be required to be disclosed.

F. During the pendency of a civil action in any state or federal court to which the Commonwealth is a party, the Governor or the Attorney General or any employee of the Governor or the Attorney General who is subject to the provisions of this chapter shall not solicit, accept, or receive any tangible gift from any person that he knows or has reason to know is a person, organization, or business who is a party to such civil action. A person, organization, or business who is a party to such civil action shall not knowingly give any tangible gift to the Governor or the Attorney General or any of their employees who are subject to the provisions of this chapter. For purposes of this subsection, "person, organization, or business" includes individuals who are officers, directors, or owners of or who have a controlling ownership interest in such organization or business.

E. The \$250 limitation imposed in accordance with this section shall be adjusted by the 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, rounded to the nearest whole dollar.

F. For purposes of this section, "person, organization, or business" includes individuals who are officers, directors, or owners of or who have a controlling ownership interest in such organization or business "candidate" means a person who seeks or campaigns for an office of the Commonwealth or one of its governmental units in a general, primary, or special election and who is qualified to have his name placed on the ballot for the office. The candidate shall become subject to the provisions of this section upon the filing of a statement of organization pursuant to § 24.2-947.1. The State Board of Elections or the local electoral board, as appropriate, shall notify each such candidate of the provisions of this section.

§ 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 means (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.

As this prohibition applies to the Governor's Secretaries, "agency" means all agencies assigned to the Secretary by law or by executive order of the Governor.

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.

§ 2.2-3104.01. Prohibited conduct; bids or proposals under the Virginia Public Procurement Act, Public-Private Transportation Act, and Public-Private Education Facilities and Infrastructure Act; loans or grants from the Commonwealth's Development Opportunity Fund.

A. Neither the Governor, his political action committee, or the Governor's Secretaries, if the Secretary is responsible to the Governor for an executive branch agency with jurisdiction over the matters at issue, shall knowingly solicit or accept a contribution, gift, or other item with a value greater than \$50 from any bidder, offeror, or private entity, or from an officer or director of such bidder, offeror, or private entity, who has submitted a bid or proposal to an executive branch agency that is directly responsible to the Governor pursuant to the Virginia Public Procurement Act (§ 2.2-4300 et seq.), the Public-Private Transportation Act of 1995 (§ 56-556 et seq.), or the Public-Private Education Facilities and Infrastructure Act of 2002 (§ 56-575.1 et seq.) (i) during the period between the submission of the bid and the award of the public contract under the Virginia Public Procurement Act or (ii) following the submission of a proposal under the Public-Private Transportation Act of 1995 or the Public-Private Education Facilities and Infrastructure Act of 2002 until the execution of a comprehensive agreement thereunder.

B. Neither the Governor, his campaign committee, nor a political action committee established on his behalf shall knowingly solicit or accept a contribution, gift, or other item with a value greater than \$50 from any person or entity that is seeking to become a business beneficiary of grants or loans from the Commonwealth's Development Opportunity Fund, or any individual who is an officer, director, or employee, including an agent or consultant, of such entity, while the person or entity is seeking such funds and for a period of one year following the date the grant or loan sought is awarded.

B- C. The provisions of this section shall apply only for public contracts, proposals, or comprehensive agreements where the stated or expected value of the contract is \$5 million or more *or for grants or loans from the Commonwealth's Development Opportunity Fund where the value of the grant or loan is \$100,000 or more.* The provisions of this section shall not apply to contracts awarded as the result of competitive sealed bidding as set forth in § 2.2-4302.1.

C- D. Any person who knowingly violates this section shall be subject to a civil penalty of \$500 or up to two times the amount of the contribution or gift, whichever is greater, *and the contribution, gift, or other item shall be returned to the donor.* The attorney for the Commonwealth shall initiate civil proceedings to enforce the civil penalties. Any civil penalties collected shall be payable to the State Treasurer for deposit to the general fund *and shall be used exclusively to fund the Council.*

§ 2.2-3106. Prohibited contracts by officers and employees of state government and Eastern Virginia Medical School.

A. No officer or employee of any governmental agency of state government or Eastern Virginia Medical School shall have a personal interest in a contract with the governmental agency of which he is an officer or employee, other than his own contract of employment.

B. No officer or employee of any governmental agency of state government or Eastern Virginia Medical School shall have a personal interest in a contract with any other governmental agency of state government unless such contract is (i) awarded as a result of competitive sealed bidding or competitive negotiation as set forth in § 2.2-4302.1 or 2.2-4302.2 or (ii) is awarded after a finding, in writing, by the administrative head of the governmental agency that competitive bidding or negotiation is contrary to the best interest of the public.

C. The provisions of this section shall not apply to:

1. An employee's personal interest in additional contracts of employment with his own governmental agency that accrue to him because of a member of his immediate family, provided the employee does not exercise any control over the employment or the employment activities of the member of his immediate family and the employee is not in a position to influence those activities;

2. The personal interest of an officer or employee of a state institution of higher education or the Eastern Virginia Medical School in additional contracts of employment with his own governmental agency that accrue to him because of a member of his immediate family, provided (i) the officer or employee and the immediate family member are engaged in teaching, research or administrative support positions at the educational institution or the Eastern Virginia Medical School, (ii) the governing board of the educational institution finds that it is in the best interests of the institution or the Eastern Virginia Medical School and the Commonwealth for such dual employment to exist, and (iii) after such finding, the governing board of the educational institution or the Eastern Virginia Medical School ensures that

the officer or employee, or the immediate family member, does not have sole authority to supervise, evaluate or make personnel decisions regarding the other;

3. An officer's or employee's personal interest in a contract of employment with any other governmental agency of state government;

4. Contracts for the sale by a governmental agency or the Eastern Virginia Medical School of services or goods at uniform prices available to the general public;

5. An employee's personal interest in a contract between a public institution of higher education in Virginia or the Eastern Virginia Medical School and a publisher or wholesaler of textbooks or other educational materials for students, which accrues to him solely because he has authored or otherwise created such textbooks or materials;

6. An employee's personal interest in a contract with his or her employing public institution of higher education to acquire the collections or scholarly works owned by the employee, including manuscripts, musical scores, poetry, paintings, books or other materials, writings, or papers of an academic, research, or cultural value to the institution, provided the president of the institution approves the acquisition of such collections or scholarly works as being in the best interests of the institution's public mission of service, research, or education;

7. Subject to approval by the board of visitors, an employee's personal interest in a contract between the Eastern Virginia Medical School or a public institution of higher education in Virginia that operates a school of medicine or dentistry and a not-for-profit nonstock corporation that operates a clinical practice within such public institution of higher education or the Eastern Virginia Medical School and of which such employee is a member or employee;

8. Subject to approval by the relevant board of visitors, an employee's personal interest in a contract for research and development or commercialization of intellectual property between a public institution of higher education in Virginia or the Eastern Virginia Medical School and a business in which the employee has a personal interest, if (i) the employee's personal interest has been disclosed to and approved by such public institution of higher education or the Eastern Virginia Medical School prior to the time at which the contract is entered into; (ii) the employee promptly files a disclosure statement pursuant to § 2.2-3117 and thereafter files such statement annually on or before ~~January~~ *December* 15; (iii) the institution has established a formal policy regarding such contracts, approved by the State Council of Higher Education or, in the case of the Eastern Virginia Medical School, a formal policy regarding such contracts in conformity with any applicable federal regulations that has been approved by its board of visitors; and (iv) no later than December 31 of each year, the institution or the Eastern Virginia Medical School files an annual report with the Secretary of the Commonwealth disclosing each open contract entered into subject to this provision, the names of the parties to each contract, the date each contract was executed and its term, the subject of each contractual arrangement, the nature of the conflict of interest, the institution's or the Eastern Virginia Medical School's employee responsible for administering each contract, the details of the institution's or the Eastern Virginia Medical School's commitment or investment of resources or finances for each contract, and any other information requested by the Secretary of the Commonwealth; or

9. Subject to approval by the relevant board of visitors, an employee's personal interest in a contract between a public institution of higher education in Virginia or the Eastern Virginia Medical School and a business in which the employee has a personal interest, if (i) the personal interest has been disclosed to the institution or the Eastern Virginia Medical School prior to the time the contract is entered into; (ii) the employee files a disclosure statement pursuant to § 2.2-3117 and thereafter annually on or before ~~January~~ *December* 15; (iii) the employee does not participate in the institution's or the Eastern Virginia Medical School's decision to contract; (iv) the president of the institution or the Eastern Virginia Medical School finds and certifies in writing that the contract is for goods and services needed for quality patient care, including related medical education or research, by the institution's medical center or the Eastern Virginia Medical School, its affiliated teaching hospitals and other organizations necessary for the fulfillment of its mission, including the acquisition of drugs, therapies and medical technologies; and (v) no later than December 31 of each year, the institution or the Eastern Virginia Medical School files an annual report with the Secretary of the Commonwealth disclosing each open contract entered subject to this provision, the names of the parties to each contract, the date each contract was executed and its term, the subject of each contractual arrangement, the nature of the conflict of interest, the institution's or the Eastern Virginia Medical School's employee responsible for administering each contract, the details of the institution's or the Eastern Virginia Medical School's commitment or investment of resources or finances for each contract, and any other information requested by the Secretary of the Commonwealth.

D. Notwithstanding the provisions of subdivisions C 8 and C 9, if the research and development or commercialization of intellectual property or the employee's personal interest in a contract with a business is subject to policies and regulations governing conflicts of interest promulgated by any agency

of the United States government, including the adoption of policies requiring the disclosure and management of such conflicts of interests, the policies established by the Eastern Virginia Medical School pursuant to such federal requirements shall constitute compliance with subdivisions C 8 and C 9, upon notification by the Eastern Virginia Medical School to the Secretary of the Commonwealth by January 31 of each year of evidence of their compliance with such federal policies and regulations.

E. The board of visitors may delegate the authority granted under subdivision C 8 to the president of the institution. If the board elects to delegate such authority, the board shall include this delegation of authority in the formal policy required by clause (iii) of subdivision C 8. In those instances where the board has delegated such authority, on or before December 1 of each year, the president of the relevant institution shall file a report with the relevant board of visitors disclosing each open contract entered into subject to this provision, the names of the parties to each contract, the date each contract was executed and its term, the subject of each contractual arrangement, the nature of the conflict of interest, the institution's or the Eastern Virginia Medical School's employee responsible for administering each contract, the details of the institution's or the Eastern Virginia Medical School's commitment or investment of resources or finances for each contract, the details of how revenues are to be dispersed, and any other information requested by the board of visitors.

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

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

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

C. The disclosure forms required by subsections A and B shall be ~~provided~~ *made available* by the Council to each officer and employee so designated, including officers appointed by legislative authorities at least 30 days prior to the filing deadline. Disclosure forms shall be filed ~~and electronically with the Council in accordance with the standards approved by it pursuant to § 30-356. All forms shall be maintained as public records for five years in the office of the Council.~~

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

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

F. An officer or employee of state government who is required to declare his interest pursuant to subdivision A 2 of § 2.2-3112, shall declare his interest by stating (i) the transaction involved, (ii) the nature of the officer's or employee's personal interest affected by the transaction, (iii) that he is a member of a business, profession, occupation, or group the members of which are affected by the transaction, and (iv) that he is able to participate in the transaction fairly, objectively, and in the public

interest. The officer or employee shall either make his declaration orally to be recorded in written minutes for his agency or file a signed written declaration with the clerk or administrative head of his governmental or advisory agency, as appropriate, who shall, in either case, retain and make available for public inspection such declaration for a period of five years from the date of recording or receipt. If reasonable time is not available to comply with the provisions of this subsection prior to participation in the transaction, the officer or employee shall prepare and file the required declaration by the end of the next business day.

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

H. *Notwithstanding any other provision of law, chairs or deans of departments at a public institution of higher education in the Commonwealth shall not be required to file the disclosure form prescribed by § 2.2-3117 or 2.2-3118.*

§ 2.2-3114.1. Filings of statements of economic interests by General Assembly members.

The filing of a current statement of economic interests by a General Assembly member, member-elect, or candidate for the General Assembly pursuant to §§ 30-110 and 30-111 of the General Assembly Conflicts of Interests Act (§ 30-100 et seq.) shall suffice for the purposes of this chapter (§ 2.2-3100 et seq.). The Secretary of the Commonwealth may obtain from the Clerk of the House of Delegates or the Senate, as appropriate, a copy of the statement of a General Assembly member who is appointed to a position for which a statement is required pursuant to § 2.2-3114. No General Assembly member, member-elect, or candidate shall be required to file a separate statement of economic interests for the purposes of § 2.2-3114.

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

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

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

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

B. Nonsalaried citizen members of local boards, commissions and councils as may be designated by

1152 the governing body shall file with the Virginia Conflict of Interest and Ethics Advisory Council, as a
1153 condition to assuming office, a disclosure form of their personal interests and such other information as
1154 is specified on the form set forth in § 2.2-3118 and thereafter shall file such form annually on or before
1155 December 15.

1156 C. No person shall be mandated to file any disclosure not otherwise required by this article.

1157 D. The disclosure forms required by subsections A and B shall be ~~provided~~ *made available* by the
1158 Virginia Conflict of Interest and Ethics Advisory Council to the clerks of the governing bodies and
1159 school boards at least 30 days prior to the filing deadline; and the clerks of the governing body and
1160 school board shall distribute the forms to designated individuals at least 20 days prior to the filing
1161 deadline. Forms shall be filed and maintained as public records for five years in the office of the
1162 Virginia Conflict of Interest and Ethics Advisory Council. ~~Forms filed by members of governing bodies~~
1163 ~~of authorities shall be filed and electronically with the Council in accordance with the standards~~
1164 ~~approved by it pursuant to § 30-356. All forms shall be maintained as public records for five years in~~
1165 ~~the office of the Virginia Conflict of Interest and Ethics Advisory Council.~~

1166 E. Candidates for membership in the governing body or school board of any county, city or town
1167 with a population of more than 3,500 persons shall file a disclosure statement of their personal interests
1168 as required by § 24.2-502.

1169 F. Any officer or employee of local government who has a personal interest in any transaction before
1170 the governmental or advisory agency of which he is an officer or employee and who is disqualified
1171 from participating in that transaction pursuant to subdivision A 1 of § 2.2-3112 or otherwise elects to
1172 disqualify himself, shall forthwith make disclosure of the existence of his interest, including the full
1173 name and address of the business and the address or parcel number for the real estate if the interest
1174 involves a business or real estate, and his disclosure shall be reflected in the public records of the
1175 agency for five years in the office of the administrative head of the officer's or employee's governmental
1176 or advisory agency.

1177 G. In addition to any disclosure required by subsections A and B, in each county and city and in
1178 towns with populations in excess of 3,500, members of planning commissions, boards of zoning appeals,
1179 real estate assessors, and all county, city and town managers or executive officers shall make annual
1180 disclosures of all their interests in real estate located in the county, city or town in which they are
1181 elected, appointed, or employed. Such disclosure shall include any business in which such persons own
1182 an interest, or from which income is received, if the primary purpose of the business is to own, develop
1183 or derive compensation through the sale, exchange or development of real estate in the county, city or
1184 town. Such disclosure shall be filed as a condition to assuming office or employment, and thereafter
1185 shall be filed annually with the Virginia Conflict of Interest and Ethics Advisory Council on or before
1186 December 15. Such disclosures shall be filed and maintained as public records for five years. Forms for
1187 the filing of such reports shall be ~~prepared and distributed~~ *made available* by the Virginia Conflict of
1188 Interest and Ethics Advisory Council to the clerk of each governing body.

1189 H. An officer or employee of local government who is required to declare his interest pursuant to
1190 subdivision A 2 of § 2.2-3112 shall declare his interest by stating (i) the transaction involved, (ii) the
1191 nature of the officer's or employee's personal interest affected by the transaction, (iii) that he is a
1192 member of a business, profession, occupation, or group the members of which are affected by the
1193 transaction, and (iv) that he is able to participate in the transaction fairly, objectively, and in the public
1194 interest. The officer or employee shall either make his declaration orally to be recorded in written
1195 minutes of his agency or file a signed written declaration with the clerk or administrative head of his
1196 governmental or advisory agency, as appropriate, who shall, in either case, retain and make available for
1197 public inspection such declaration for a period of five years from the date of recording or receipt. If
1198 reasonable time is not available to comply with the provisions of this subsection prior to participation in
1199 the transaction, the officer or employee shall prepare and file the required declaration by the end of the
1200 next business day. The officer or employee shall also orally disclose the existence of the interest during
1201 each meeting of the governmental or advisory agency at which the transaction is discussed and such
1202 disclosure shall be recorded in the minutes of the meeting.

1203 I. An officer or employee of local government who is required to declare his interest pursuant to
1204 subdivision A 3 of § 2.2-3112, shall declare his interest by stating (i) the transaction involved, (ii) that a
1205 party to the transaction is a client of his firm, (iii) that he does not personally represent or provide
1206 services to the client, and (iv) that he is able to participate in the transaction fairly, objectively, and in
1207 the public interest. The officer or employee shall either make his declaration orally to be recorded in
1208 written minutes for his agency or file a signed written declaration with the clerk or administrative head
1209 of his governmental or advisory agency, as appropriate, who shall, in either case, retain and make
1210 available for public inspection such declaration for a period of five years from the date of recording or
1211 receipt. If reasonable time is not available to comply with the provisions of this subsection prior to
1212 participation in the transaction, the officer or employee shall prepare and file the required declaration by
1213 the end of the next business day.

§ 2.2-3116. Disclosure by certain constitutional officers.

For the purposes of this chapter, holders of the constitutional offices of treasurer, sheriff, attorney for the Commonwealth, clerk of the circuit court and commissioner of the revenue of each county and city, shall be deemed to be local officers and shall be required to file *with the Council, as a condition to assuming office*, the ~~Statement of Economic Interests disclosure form~~ set forth in § 2.2-3117. These officers shall file ~~statements pursuant to § 2.2-3115 and candidates such forms semiannually by December 15 for the preceding six-month period complete through the last day of October and by June 15 for the preceding six-month period complete through the last day of April.~~ Candidates shall file ~~statements such forms as required by § 24.2-502.~~ *Disclosure forms shall be filed electronically with the Council in accordance with the standards approved by it pursuant to § 30-356.* These officers shall be subject to the prohibition on certain gifts set forth in subsection B of § 2.2-3103.1.

§ 2.2-3117. Disclosure form; penalty.

A. The disclosure form to be used for filings required by subsections A and D of § 2.2-3114 and subsections A and E of § 2.2-3115 shall be substantially as follows: *on a form prescribed by the Council. All completed forms shall be filed electronically and in accordance with the standards approved by the Council pursuant to § 30-356. A person required to file this disclosure form who does so knowing it to contain a material misstatement of fact is guilty of a Class 6 felony.*

~~STATEMENT OF ECONOMIC INTERESTS.~~

Name

Office or position held or sought

Address

Names of members of immediate family

DEFINITIONS AND EXPLANATORY MATERIAL.

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

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

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

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

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

TRUST. If you or your immediate family, separately or together, are the only beneficiaries of a trust,

1275 treat the trust's assets as if you own them directly. If you or your immediate family has a proportional
1276 interest in a trust, treat that proportion of the trust's assets as if you own them directly. For example, if
1277 you and your immediate family have a one-third interest in a trust, complete your Statement as if you
1278 own one-third of each of the trust's assets. If you or a member of your immediate family created a trust
1279 and can revoke it without the beneficiaries' consent, treat its assets as if you own them directly.

1280 **REPORT TO THE BEST OF INFORMATION AND BELIEF.** Information required on this
1281 Statement must be provided on the basis of the best knowledge, information, and belief of the individual
1282 filing the Statement as of the date of this report unless otherwise stated.

1283 **COMPLETE ITEMS 1 THROUGH 10. REFER TO SCHEDULES ONLY IF DIRECTED.**

1284 You may attach additional explanatory information.

1285 1. Offices and Directorships.

1286 Are you or a member of your immediate family a paid officer or paid director of a business?

1287 EITHER check NO / / OR check YES / / and complete Schedule A.

1288 2. Personal Liabilities.

1289 Do you or a member of your immediate family owe more than \$5,000 to any one creditor including
1290 contingent liabilities? (Exclude debts to any government and loans secured by recorded liens on property
1291 at least equal in value to the loan.)

1292 EITHER check NO / / OR check YES / / and complete Schedule B.

1293 3. Securities.

1294 Do you or a member of your immediate family, directly or indirectly, separately or together, own
1295 securities valued in excess of \$5,000 invested in one business? Account for mutual funds, limited
1296 partnerships and trusts.

1297 EITHER check NO / / OR check YES / / and complete Schedule C.

1298 4. Payments for Talks, Meetings, and Publications.

1299 During the past six months did you receive in your capacity as an officer or employee of your
1300 agency lodging, transportation, money, or anything else of value with a combined value exceeding \$200
1301 (i) for a single talk, meeting, or published work or (ii) for a meeting, conference, or event where your
1302 attendance at the meeting, conference, or event was designed to (a) educate you on issues relevant to
1303 your duties as an officer or employee of your agency or (b) enhance your knowledge and skills relative
1304 to your duties as an officer or employee of your agency?

1305 EITHER check NO / / OR check YES / / and complete Schedule D.

1306 5. Gifts.

1307 During the past six months did a business, government, or individual other than a relative or personal
1308 friend (i) furnish you or a member of your immediate family with any gift or entertainment at a single
1309 event, and the value received exceeded \$50 or (ii) furnish you or a member of your immediate family
1310 with gifts or entertainment in any combination and the total value received exceeded \$100, and for
1311 which you or the member of your immediate family neither paid nor rendered services in exchange?
1312 Account for entertainment events only if the average value per person attending the event exceeded \$50.
1313 Account for all business entertainment (except if related to the private profession or occupation of you
1314 or the member of your immediate family who received such business entertainment) even if unrelated to
1315 your official duties.

1316 EITHER check NO / / OR check YES / / and complete Schedule E.

1317 6. Salary and Wages.

1318 List each employer that pays you or a member of your immediate family salary or wages in excess
1319 of \$5,000 annually. (Exclude state or local government or advisory agencies.)

1320 If no reportable salary or wages, check here / /.

1321 _____
1322 _____
1323 _____

1324 7. Business Interests.

1325 Do you or a member of your immediate family, separately or together, operate your own business, or
1326 own or control an interest in excess of \$5,000 in a business?

1327 EITHER check NO / / OR check YES / / and complete Schedule F.

1328 8. Payments for Representation and Other Services.

1329 8A. Did you represent, excluding activity defined as lobbying in § 2.2-419, any businesses before any
1330 state governmental agencies, excluding courts or judges, for which you received total compensation
1331 during the past six months in excess of \$1,000, excluding compensation for other services to such
1332 businesses and representation consisting solely of the filing of mandatory papers and subsequent
1333 representation regarding the mandatory papers? (Officers and employees of local governmental and
1334 advisory agencies do NOT need to answer this question or complete Schedule G-1.)

1335 EITHER check NO / / OR check YES / / and complete Schedule G-1.

1336 8B. Subject to the same exceptions as in 8A, did persons with whom you have a close financial

association (partners, associates or others) represent, excluding activity defined as lobbying in § 2.2-419, any businesses before any state governmental agency for which total compensation was received during the past six months in excess of \$1,000? (Officers and employees of local governmental and advisory agencies do NOT need to answer this question or complete Schedule G-2.)

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

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

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

9. Real Estate.

9A. State Officers and Employees.

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

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

9B. Local Officers and Employees.

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

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

10. Real Estate Contracts with Governmental Agencies.

Do you or a member of your immediate family hold an interest valued at more than \$5,000 in real estate, including a corporate, partnership, or trust interest, option, easement, or land contract, which real estate is the subject of a contract, whether pending or completed within the past six months, with a governmental agency? If the real estate contract provides for the leasing of the property to a governmental agency, do you or a member of your immediate family hold an interest in the real estate valued at more than \$1,000? Account for all such contracts whether or not your interest is reported in Schedule F, H-1, or H-2. This requirement to disclose an interest in a lease does not apply to an interest derived through an ownership interest in a business unless the ownership interest exceeds three percent of the total equity of the business.

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

Statements of Economic Interests are open for public inspection.

AFFIRMATION BY ALL FILERS.

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

Signature

(Return only if needed to complete Statement.)

SCHEDULES

to

STATEMENT OF ECONOMIC INTERESTS.

NAME

SCHEDULE A - OFFICES AND DIRECTORSHIPS.

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

Name of Business	Address of Business	Position Held and by Whom

RETURN TO ITEM 2

SCHEDULE B - PERSONAL LIABILITIES.

Report personal liability by checking each category. Report only debts in excess of \$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.

1397 1. My personal debts are as follows:

1398	Check	Check one
1400	appropriate	\$5,001 to More than
1401	categories	\$50,000 \$50,000
1402	Banks	
1403	Savings institutions	
1404	Other loan or finance companies	
1405	Insurance companies	
1406	Stock, commodity or other brokerage companies	
1407	Other businesses:	
1408	(State principal business activity for each	
1409	creditor and its name.)	
1410		
1411		
1412		
1413	Individual creditors:	
1414	(State principal business or occupation of	
1415	each creditor and its name.)	
1416		
1417		
1418		
1419		

1420 2. The personal debts of the members of my immediate family are as follows:

1421	Check	Check one
1423	appropriate	\$5,001 to More than
1424	categories	\$50,000 \$50,000
1425	Banks	
1426	Savings institutions	
1427	Other loan or finance companies	
1428	Insurance companies	
1429	Stock, commodity or other brokerage companies	
1430	Other businesses:	
1431	(State principal business activity for each	
1432	creditor and its name.)	
1433		
1434		
1435		
1436	Individual creditors:	
1437	(State principal business or occupation of	
1438	each creditor and its name.)	
1439		
1440		
1441		
1442		

RETURN TO ITEM 3

1444 SCHEDULE C - SECURITIES.

1445 "Securities" INCLUDES stocks, bonds, mutual funds, limited partnerships, and commodity futures
1446 contracts.1447 "Securities" EXCLUDES certificates of deposit, money market funds, annuity contracts, and
1448 insurance policies.1449 Identify each business or Virginia governmental entity in which you or a member of your immediate
1450 family, directly or indirectly, separately or together, own securities valued in excess of \$5,000. Name
1451 each issuer and type of security individually.1452 Do not list U.S. Bonds or other government securities not issued by the Commonwealth of Virginia
1453 or its authorities, agencies, or local governments. Do not list organizations that do not do business in
1454 this Commonwealth, but most major businesses conduct business in Virginia. Account for securities held

1455 in trust.

1456 If no reportable securities, check here ☐ ☐.

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

1467 RETURN TO ITEM 4

1468 SCHEDULE D - PAYMENTS FOR TALKS, MEETINGS, AND PUBLICATIONS.

1469 List each source from which you received during the past six months in your capacity as an officer
 1470 or employee of your agency lodging, transportation, money, or any other thing of value with combined
 1471 value exceeding \$200 (i) for your presentation of a single talk, participation in one meeting, or
 1472 publication of a work or (ii) for your attendance at a meeting, conference, or event where your
 1473 attendance at the meeting, conference, or event was designed to (a) educate you on issues relevant to
 1474 your duties as an officer or employee of your agency or (b) enhance your knowledge and skills relative
 1475 to your duties as an officer or employee of your agency. Any lodging, transportation, money, or other
 1476 thing of value received by an officer or employee that does not satisfy the provisions of clause (i); (ii)
 1477 (a); or (ii) (b) shall be listed as a gift on Schedule E.

1478 List payments or reimbursements by an advisory or governmental agency only for meetings or travel
 1479 outside the Commonwealth.

1480 List a payment even if you donated it to charity.

1481 Do not list information about a payment if you returned it within 60 days or if you received it from
 1482 an employer already listed under Item 6 or from a source of income listed on Schedule F.

1483 If no payment must be listed, check here ☐ ☐.

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

1494 RETURN TO ITEM 5

1495 SCHEDULE E - GIFTS.

1496 List each business, governmental entity, or individual that, during the past six months, (i) furnished
 1497 you or a member of your immediate family with any gift or entertainment at a single event, and the
 1498 value received exceeded \$50 or (ii) furnished you or a member of your immediate family with gifts or
 1499 entertainment in any combination and the total value received exceeded \$100, and for which you or the
 1500 member of your immediate family neither paid nor rendered services in exchange. List each such gift or
 1501 event. Do not list entertainment events unless the average value per person attending the event exceeded
 1502 \$50. Do not list business entertainment related to the private profession or occupation of you or the
 1503 member of your immediate family who received such business entertainment. Do not list gifts or other
 1504 things of value given by a relative or personal friend for reasons clearly unrelated to your public
 1505 position. Do not list campaign contributions publicly reported as required by Chapter 9.3 (§ 24.2-945 et
 1506 seq.) of Title 24.2 of the Code of Virginia.

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

1514 _____
 1515 _____
 1516 _____ RETURN TO ITEM 6

1517 **SCHEDULE F - BUSINESS INTERESTS.**

1518 Complete this Schedule for each self-owned or family-owned business (including rental property, a
 1519 farm, or consulting work), partnership, or corporation in which you or a member of your immediate
 1520 family, separately or together, own an interest having a value in excess of \$5,000.

1521 If the enterprise is owned or operated under a trade, partnership, or corporate name, list that name;
 1522 otherwise, merely explain the nature of the enterprise. If rental property is owned or operated under a
 1523 trade, partnership, or corporate name, list the name only; otherwise, give the address of each property.
 1524 Account for business interests held in trust.

1525 _____
 1526 Name of Business, _____ Gross Income _____
 1527 Corporation, _____
 1528 Partnership, _____ City or _____ Nature of Enterprise _____ \$50,001 _____ More
 1529 Farm; Address of County _____ (farming, law, rental \$50,000 _____ to _____ than
 1530 Rental Property and State property, etc.) _____ or less \$250,000 \$250,000
 1531 _____
 1532 _____
 1533 _____
 1534 _____
 1535 _____

1536 _____ RETURN TO ITEM 8

1537 **SCHEDULE G-1 - PAYMENTS FOR REPRESENTATION BY YOU.**

1538 List the businesses you represented, excluding activity defined as lobbying in § 2-2-419, before any
 1539 state governmental agency, excluding any court or judge, for which you received total compensation
 1540 during the past six months in excess of \$1,000; excluding compensation for other services to such
 1541 businesses and representation consisting solely of the filing of mandatory papers and subsequent
 1542 representation regarding the mandatory papers filed by you.

1543 Identify each business, the nature of the representation and the amount received by dollar category
 1544 from each such business. You may state the type, rather than name, of the business if you are required
 1545 by law not to reveal the name of the business represented by you.

1546 Only STATE officers and employees should complete this Schedule.

1547 _____
 1548 _____ Pur- _____ Amount Received _____
 1549 _____ pose _____
 1550 Name Type of Name
 1551 of of Repre of \$1,001 \$10,001 \$50,001 \$100,001 \$250,001
 1552 Busi- Busi- senta- Agen- to to to to and
 1553 ness ness tion cy \$10,000 \$50,000 \$100,000 \$250,000 over
 1554 _____
 1555 _____
 1556 _____
 1557 _____
 1558 _____

1559 If you have received \$250,001 or more from a single business within the reporting period, indicate
 1560 the amount received, rounded to the nearest \$10,000.
 1561 _____ Amount Received: _____.

1562 **SCHEDULE G-2 - PAYMENTS FOR REPRESENTATION BY ASSOCIATES.**

1563 List the businesses that have been represented, excluding activity defined as lobbying in § 2-2-419,
 1564 before any state governmental agency, excluding any court or judge, by persons who are your partners,
 1565 associates or others with whom you have a close financial association and who received total
 1566 compensation in excess of \$1,000 for such representation during the past six months, excluding
 1567 representation consisting solely of the filing of mandatory papers and subsequent representation
 1568 regarding the mandatory papers filed by your partners, associates or others with whom you have a close
 1569 financial association.

1570 Identify such businesses by type and also name the state governmental agencies before which such
 1571 person appeared on behalf of such businesses.

1572 Only STATE officers and employees should complete this Schedule.

Type of business Name of state governmental agency

SCHEDULE G-3 - PAYMENTS FOR OTHER SERVICES GENERALLY.

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

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

Check if service were rendered	Type of business	Value of Compensation				
		\$1,001 to \$10,000	\$10,001 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$250,000	\$250,001 and over
	Electric utilities					
	Gas utilities					
	Telephone utilities					
	Water utilities					
	Cable television					
	— companies					
	Interstate transportation					
	— companies					
	Intrastate transportation					
	— companies					
	Oil or gas retail					
	— companies					
	Banks					
	Savings institutions					
	Loan or finance					
	— companies					
	Manufacturing					
	— companies (state type of product, e.g., textile, furniture, etc.)					
	Mining companies					
	Life insurance					
	— companies					
	Casualty insurance					
	— companies					
	Other insurance					
	— companies					
	Retail companies					
	Beer, wine or liquor					

1630 — companies or
 1631 — distributors
 1632 Trade associations
 1633 Professional
 1634 — associations
 1635 Associations of
 1636 — public employees
 1637 — or officials
 1638 Counties, cities
 1639 — or towns
 1640 Labor organizations
 1641 Other
 1642

RETURN TO ITEM 9

SCHEDULE H-1 - REAL ESTATE - STATE OFFICERS AND EMPLOYEES.

List real estate other than your principal residence in which you or a member of your immediate family holds an interest, including a partnership interest, option, easement, or land contract, valued at more than \$5,000. Each parcel shall be listed individually.

1648	1649	1650	1651	1652	1653	1654	1655	1656	1657	1658	1659
	Describe the type of real										
	List each location	estate you own in each	If the real estate is								
	(state, and county	location (business, recre-	owned or recorded in								
	or city) where you	ational, apartment, com-	a name other than your								
	own real estate.	mercial, open land, etc.).	own, list that name.								

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

1666	1667	1668	1669	1670	1671	1672	1673	1674	1675	1676	1677	1678	1679	1680
	Describe the type													
	of real estate													
	you own in													
	each location	If the real estate												
	List each location (business,	is owned or rec-												
	(state, and county recreational,	orded in a name												
	or city) where apartment, com-	other than your	List the names											
	you own real mercial, open	own, list that	of any co-owners,											
	estate. land, etc.).	name.	if applicable.											

SCHEDULE I - REAL ESTATE CONTRACTS WITH GOVERNMENTAL AGENCIES.

List all contracts, whether pending or completed within the past 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. 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. 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.

1692			
1693	List your real estate		
1694	interest and the		
1695	person or entity,		
1696	including the type		
1697	of entity, which		
1698	is party to		
1699	the contract.	State the annual	
1700	Describe any	income from the	
1701	management role and	List each governmental	contract, and the
1702	the percentage	agency which is a	amount, if any, of
1703	ownership	party to the contract	income you or any
1704	interest you or your	and indicate the	immediate family
1705	immediate family	county or city where	member derives
1706	member has in the real	the real estate	annually from the
1707	estate or entity.	is located.	contract.
1708			
1709			
1710			
1711			
1712			
1713			

B. Certain information regarding the offices, directorships, and paid employments of the filer and the members of his immediate family shall be reported. For each office, directorship, or paid employment, the report shall include:

1. The name and address of the business or employer;

2. The position held and by whom; and

3. The salary, wages, or other remuneration, including stipends and corporate director fees, received.

C. Certain information regarding any unsecured personal liabilities and any unsatisfied judgments against the filer or a member of his immediate family shall be reported. Debts of any entity established pursuant to Title 13.1 or Title 50 shall not be required to be reported. For each debt or unsatisfied judgment, the report shall include:

1. The type of personal liability or unsatisfied judgment;

2. The name and principal business activity of the creditor; and

3. The approximate amount of debt or unsatisfied judgment by selecting one of the following: \$5,001 to \$50,000 or more than \$50,000.

For an individual creditor, the name and occupation of such creditor shall be reported.

D. Certain information regarding any securities owned by the filer or a member of his immediate family, directly or indirectly, together or separately, shall be reported. For purposes of disclosure, "security" shall include at least stocks, bonds, mutual funds, limited partnerships, and commodity futures contracts. For each security owned, the report shall include:

1. The type of security;

2. The name of the issuer; and

3. The approximate value of the security owned.

When reporting the approximate value of any security owned, the filer shall select one of the following: \$5,001 to \$50,000; \$50,001 to \$250,000; or more than \$250,000.

E. Certain information regarding any business owned by the filer or a member of his immediate family or any business in which the filer or a member of his immediate family has a controlling ownership interest shall be reported. For purposes of disclosure, "business" includes at least corporations, limited liability corporations, partnerships, sole proprietorships, firms, enterprises, franchises, associations, trusts or foundations, or any other individual or entity carrying on a business or profession, whether or not for profit. For each such business, the report shall include:

1. The name of the business;

2. The nature of the business; and

3. The county or city and the state where the business is located.

1747 *F. Certain information regarding representation before governmental agencies by the filer or a*
1748 *person with whom the filer has a close financial association shall be reported. Unless such information*
1749 *is confidential by law or privileged, the report shall include for each instance of representation:*

1750 *1. The name and type of the business represented by the filer or the person with whom the filer has*
1751 *a close financial association;*

1752 *2. The purpose of the representation; and*

1753 *3. The name of the agency before which the filer, or the person with whom the filer has a close*
1754 *financial association, appeared.*

1755 *G. Certain information regarding real estate in which the filer or a member of his immediate family*
1756 *holds an interest, including a partnership interest, options, easement, or land contract, shall be reported.*
1757 *For each such real estate, the report shall include:*

1758 *1. Whether or not it is the principal residence of the filer or the member of his immediate family;*

1759 *2. The county or city and the state where the real estate is located;*

1760 *3. The type of real estate;*

1761 *4. The name in which the real estate is owned or recorded; and*

1762 *5. Information regarding any contract with a governmental agency for the sale or exchange of the*
1763 *real estate.*

1764 *H. Certain information regarding payments or reimbursements received by the filer for his*
1765 *attendance or participation at meetings, conferences, or other events, which he attended in his official*
1766 *capacity or in which he participated in his official capacity, shall be reported. For each payment, the*
1767 *report shall include:*

1768 *1. The person or entity paying or reimbursing the filer;*

1769 *2. The date and location of the meeting, conference, or other event;*

1770 *3. The purpose of the meeting, conference, or other event;*

1771 *4. The type of payment or reimbursement received; and*

1772 *5. The approximate value of the payment or reimbursement received.*

1773 *I. Certain information regarding gifts accepted or received by the filer or a member of his immediate*
1774 *family shall be reported. Only gifts with a value in excess of \$50 or entertainment events for which the*
1775 *average value per person exceeds \$50 shall be reported. A gift for which the filer reimburses the person*
1776 *giving the gift for the full value of the gift need not be reported. For each reportable gift, the report*
1777 *shall include:*

1778 *1. The name of the recipient;*

1779 *2. The individual or entity providing the gift;*

1780 *3. A description of the gift;*

1781 *4. The value of the gift, or if the gift was given by a foreign dignitary, that the gift was accepted on*
1782 *behalf of the Commonwealth; and*

1783 *5. Whether or not a waiver was received for the gift.*

1784 *J. Certain information regarding travel shall be reported. For each trip, the report shall include:*

1785 *1. The date and destination of the trip;*

1786 *2. The purpose of the travel;*

1787 *3. An itemized accounting of all expenses related to the trip. For each expense, the report shall*
1788 *include:*

1789 *a. The person or entity paying for the expense;*

1790 *b. The type of expense;*

1791 *c. The amount of the expense; and*

1792 *d. The date the expense was received; and*

1793 *4. Whether or not a waiver was received for the travel.*

1794 **§ 2.2-3118. Disclosure form; certain citizen members.**

1795 *A. The financial disclosure form to be used for filings required pursuant to subsection B of*
1796 *§ 2.2-3114 and subsection B of § 2.2-3115 shall be filed in accordance with the provisions of § 30-356.*
1797 *The financial disclosure form shall be substantially as follows: on a form prescribed by the Council. All*
1798 *completed forms shall be filed electronically and in accordance with the standards approved by the*
1799 *Council pursuant to § 30-356. The Council may specify which parts of the disclosure form are not*
1800 *applicable to officers and employees of local governmental and local advisory agencies.*

1801 **DEFINITIONS AND EXPLANATORY MATERIAL.**

1802 *"Business" means a corporation, partnership, sole proprietorship, firm, enterprise, franchise,*
1803 *association, trust or foundation, or any other individual or entity carrying on a business or profession,*
1804 *whether or not for profit.*

1805 *"Close financial association" means an association in which the person filing shares significant*
1806 *financial involvement with an individual and the filer would reasonably be expected to be aware of the*
1807 *individual's business activities and would have access to the necessary records either directly or through*
1808 *the individual. "Close financial association" does not mean an association based on (i) the receipt of*

retirement benefits or deferred compensation from a business by which the person filing this statement is no longer employed; or (ii) the receipt of compensation for work performed by the person filing as an independent contractor of a business that represents an entity before any state governmental agency when the person filing has no communications with the state governmental agency.

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

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

"Personal interest" means, for the purposes of this form only, a personal and financial benefit or liability accruing to a filer or a member of his immediate family. Such interest shall exist by reason of (i) ownership in real or personal property, tangible or intangible; (ii) ownership in a business; (iii) income from a business; or (iv) personal liability on behalf of a business; however, unless the ownership interest in a business exceeds three percent of the total equity of the business, or the liability on behalf of a business exceeds three percent of the total assets of the business, or the annual income, and/or property or use of such property, from the business exceeds \$10,000 or may reasonably be anticipated to exceed \$10,000, such interest shall not constitute a "personal interest."

Name

Office or position held or to be held

.....

Address

I. FINANCIAL INTERESTS

My B. Certain information regarding the personal interests and those of my of the filer and his immediate family are as follows: Include all forms of personal interests held at the time of filing, including real estate, stocks, bonds, and equity interests in proprietorships and partnerships held at the time of filing shall be reported. You may exclude:

1. Deposits and interest bearing accounts in banks, savings institutions and other institutions accepting such deposits or accounts;

2. Interests in any business, other than a news medium, representing less than three percent of the total equity value of the business;

3. Liability on behalf of any business representing less than three percent of the total assets of such business; and

4. Income (other than from salary) less than \$10,000 annually from any business. You need not state the value of any interest. You must state the name or principal business activity of each business in which you have a personal interest.

A. My personal interests are *Such report shall include:*

1. Residence, address, or, if no address, location *The county, city, or town of the filer's residence;*

2. Other real estate, address, or, if no address, location *The county, city, or town in which other real estate owned by the filer or member of his immediate family is located;*

3. Name *The name or principal business activity of each business in which stock, bond, or equity interest is held* *by the filer or member of his immediate family.*

B. The personal interests of my immediate family are:

1. Real estate, address or, if no address, location

2. Name or principal business activity of each business in which stock, bond or equity interest is held

II. OFFICES, DIRECTORSHIPS AND SALARIED EMPLOYMENTS

The C. Certain information regarding the paid offices, paid directorships, and salaried employments which I hold or which members of my of the filer and the members of his immediate family hold and shall be reported. This report shall also include the businesses from which I the filer or members of my his immediate family receive retirement benefits are as follows. For each paid office, paid directorship, salaried employment, or retirement benefits, such report shall include:

1. *The name of the business or employer; and*

2. *The position held and by whom.*

(You need not state any dollar amounts.)

A. My paid offices, paid directorships and salaried employments are:

Position held	Name of business
_____	_____
_____	_____
_____	_____
_____	_____

1869
 1870 B. The paid offices, paid directorships and salaried employments of members of my immediate
 1871 family are:

1872		
1873	Position held	Name of business
1874		
1875		
1876		
1877		

1878 **III. BUSINESSES TO WHICH SERVICES WERE FURNISHED**

1879 A. The businesses I have represented, excluding activity defined as lobbying in § 2.2-419, before any
 1880 state governmental agency, excluding any court or judge, for which I have received total compensation
 1881 in excess of \$1,000 during the preceding year, excluding compensation for other services to such
 1882 businesses and representation consisting solely of the filing of mandatory papers, are as follows:

1883 Identify businesses by name and name the state governmental agencies before which you appeared on
 1884 behalf of such businesses.

1885		
1886	Name of business	Name of governmental agency
1887		
1888		
1889		
1890		

1891 B. The businesses that, to my knowledge, have been represented, excluding activity defined as
 1892 lobbying in § 2.2-419, before any state governmental agency, excluding any court or judge, by persons
 1893 with whom I have a close financial association and who received total compensation in excess of \$1,000
 1894 during the preceding year, excluding compensation for other services to such businesses and
 1895 representation consisting solely of the filing of mandatory papers, are as follows:

1896 Identify businesses by type and name the state governmental agencies before which such person
 1897 appeared on behalf of such businesses.

1898		
1899	Type of business	Name of state governmental agency
1900		
1901		
1902		
1903		

1904 C. All other businesses listed below that operate in Virginia to which services were furnished
 1905 pursuant to an agreement between you and such businesses and for which total compensation in excess
 1906 of \$1,000 was received during the preceding year:

1907 Check each category of business to which services were furnished.

1908		
1909	Electric utilities	
1910	Gas utilities	
1911	Telephone utilities	
1912	Water utilities	
1913	Cable television companies	
1914	Intrastate transportation companies	
1915	Interstate transportation companies	
1916	Oil or gas retail companies	
1917	Banks	
1918	Savings institutions	
1919	Loan or finance companies	
1920	Manufacturing companies (state type	
1921	— of product, e.g., textile, furniture,	
1922	— etc.)	
1923	Mining companies	
1924	Life insurance companies	
1925	Casualty insurance companies	
1926	Other insurance companies	

1927	Retail companies	
1928	Beer, wine or liquor companies or	
1929	— distributors	
1930	Trade associations	
1931	Professional associations	
1932	Associations of public employees or	
1933	— officials	
1934	Counties, cities or towns	
1935	Labor organizations	
1936		

IV. COMPENSATION FOR EXPENSES

The D. Certain information regarding representation before any state government agency by the filer or a person with whom the filer has a close financial association shall be reported. Unless such information is confidential by law or privileged, the report shall include for each instance of representation:

1. The name and type of the business represented by the filer or the person with whom the filer has a close financial association; and

2. The name of the agency before which the filer, or the person with whom the filer has a close financial association, appeared.

E. Certain information regarding remuneration received by the filer or a member of his immediate family from persons, associations, or other sources other than ~~my~~ the filer's governmental agency from which I or a member of my immediate family received remuneration in excess of \$200 during the preceding year, in cash or otherwise, as honorariums or payment of expenses in connection with my his attendance at any meeting or other function to which I he was invited in my his official capacity are as follows shall be reported. For each honorarium or payment of expenses, the report shall include:

1. The name of the person, association, or other source;

2. A description of the occasion; and

3. The amount of remuneration received.

	Description	Amount of remuneration
Name of Source	of occasion	for each occasion

B. The provisions of Part III A and B of the disclosure form prescribed by this section shall not be applicable to officers and employees of local governmental and local advisory agencies.

C. Except for real estate located within the county, city or town in which the officer or employee serves or a county, city or town contiguous to the county, city or town in which the officer or employee serves, officers and employees of local governmental or advisory agencies shall not be required to disclose under Part I of the form any other interests in real estate.

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

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

A. In addition to any other fine or penalty provided by law, an officer or employee who knowingly violates any provision of §§ 2.2-3103 through 2.2-3112 shall be subject to a civil penalty in an amount equal to the amount of money or thing of value received as a result of such violation. If the thing of

1987 value received by the officer or employee in violation of §§ 2.2-3103 through 2.2-3112 increases in
 1988 value between the time of the violation and the time of discovery of the violation, the greater value shall
 1989 determine the amount of the civil penalty. Further, all money or other things of value received as a
 1990 result of such violation shall be forfeited in accordance with the provisions of § 19.2-386.33.

1991 *B. An officer or employee required to file the disclosure form prescribed by § 2.2-3117 who fails to*
 1992 *file such form within the time period prescribed shall be assessed a civil penalty in an amount equal to*
 1993 *\$250. The Council shall notify the Attorney General of any state officer's or employee's failure to file*
 1994 *the required form and the Attorney General shall assess and collect the civil penalty. The Council shall*
 1995 *notify the attorney for the Commonwealth for the locality in which the officer or employee was elected*
 1996 *or is employed of any local officer's or employee's failure to file the required form and the attorney for*
 1997 *the Commonwealth shall assess and collect the civil penalty. The Council shall notify the Attorney*
 1998 *General and the attorney for the Commonwealth within 30 days of the deadline for filing. All civil*
 1999 *penalties collected pursuant to this subsection shall be deposited into the general fund and used*
 2000 *exclusively to fund the Council.*

2001 **§ 30-101. Definitions.**

2002 As used in this chapter, unless the context requires a different meaning:

2003 "Advisory agency" means any board, commission, committee or post which does not exercise any
 2004 sovereign power or duty, but is appointed by a governmental agency or officer or is created by law for
 2005 the purpose of making studies or recommendations, or advising or consulting with a governmental
 2006 agency.

2007 "Business" means a corporation, partnership, sole proprietorship, firm, enterprise, franchise,
 2008 association, trust or foundation, or any other individual or entity carrying on a business or profession,
 2009 whether or not for profit.

2010 "Close financial association" means an association in which the filer shares significant financial
 2011 involvement with an individual and the filer would reasonably be expected to be aware of the
 2012 individual's business activities and would have access to the necessary records either directly or through
 2013 the individual. "Close financial association" does not mean an association based on (i) the receipt of
 2014 retirement benefits or deferred compensation from a business by which the legislator is no longer
 2015 employed or (ii) the receipt of compensation for work performed by the legislator as an independent
 2016 contractor of a business that represents an entity before any state governmental agency when the
 2017 legislator has had no communications with the state governmental agency.

2018 "Contract" means any agreement to which a governmental agency is a party, or any agreement on
 2019 behalf of a governmental agency that involves the payment of money appropriated by the General
 2020 Assembly or a political subdivision, whether or not such agreement is executed in the name of the
 2021 Commonwealth, or some political subdivision thereof. "Contract" includes a subcontract only when the
 2022 contract of which it is a part is with the legislator's own governmental agency.

2023 "Council" means the Virginia Conflict of Interest and Ethics Advisory Council established in
 2024 § 30-355.

2025 "Financial institution" means any bank, trust company, savings institution, industrial loan association,
 2026 consumer finance company, credit union, broker-dealer as defined in subsection A of § 13.1-501, or
 2027 investment company or advisor registered under the federal Investment Advisors Act or Investment
 2028 Company Act of 1940.

2029 "Gift" means any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item
 2030 having monetary value. It includes services as well as gifts of transportation, lodgings and meals,
 2031 whether provided in-kind; or by purchase of a ticket, payment in advance, or reimbursement after the
 2032 expense has been incurred. "Gift" does not include (i) any offer of a ticket, coupon, or other admission
 2033 or pass unless the ticket, coupon, admission, or pass is used; (ii) *food or beverages consumed while*
 2034 *attending an event at which the filer is performing duties related to his public service;* (iii) honorary
 2035 degrees; ~~(iii)~~ (iv) any athletic, merit, or need-based scholarship or any other financial aid awarded by a
 2036 public or private school, institution of higher education, or other educational program pursuant to such
 2037 school, institution, or program's financial aid standards and procedures applicable to the general public;
 2038 ~~(iv)~~ (v) *unsolicited, personally inscribed awards of appreciation or recognition in the form of a plaque,*
 2039 *trophy, wall memento, or similar item that is given in recognition of public, civic, charitable, or*
 2040 *professional service;* (vi) a campaign contribution properly received and reported pursuant to Chapter 9.3
 2041 (§ 24.2-945 et seq.) of Title 24.2; ~~(v)~~ (vii) *a devise or inheritance;* (viii) any gift given by a business
 2042 *associate or otherwisere*lated to the private profession or occupation of a legislator or of a member of
 2043 his immediate family; or ~~(vi)~~ (ix) gifts from relatives or ~~personal friends~~ *received in conjunction with a*
 2044 *personal celebration.* For the purpose of this definition, "relative" means the donee's spouse, child,
 2045 uncle, aunt, niece, or nephew; a person to whom the donee is engaged to be married; the donee's or his
 2046 spouse's parent, grandparent, grandchild, brother, or sister; or the donee's brother's or sister's spouse. ~~For~~
 2047 ~~the purpose of this definition, "personal friend" does not include any person that the filer knows or has~~
 2048 ~~reason to know is (a) a lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4 of Title~~

2.2; (b) a lobbyist's principal as defined in § 2-2419; or (c) a person, organization, or business who is a party to or is seeking to become a party to a contract with the Commonwealth. For purposes of this definition, "person, organization, or business" includes individuals who are officers, directors, or owners of or who have a controlling ownership interest in such organization or business.

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

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

"Legislator" means a member of the General Assembly.

"Personal celebration" means a social occasion attended by or held for relatives and personal friends or an event of a religious nature.

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

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

"Personal interest in a transaction" means a personal interest of a legislator in any matter considered by the General Assembly. Such personal interest exists when an officer or employee or a member of his immediate family has a personal interest in property or a business, or represents 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. A "personal interest in a transaction" exists only if the legislator or member of his immediate family or an individual or business represented or served 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 or serves 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. Solicit, accept, or receive any gift of travel with a value exceeding \$100 from a third party prior to submitting to the Council a request for a waiver to accept such gift of travel and receiving such a waiver pursuant to § 30-356.2. Gifts of travel include transportation, lodging, meals, hospitality, and any other travel-related thing of value.

§ 30-103.1. Certain gifts prohibited.

A. For purposes of this section:

"Intangible gift" means a thing of temporary value or a thing that upon the happening of a certain event or expiration of a given date loses its value. "Intangible gift" includes entertainment, hospitality, a ticket, admission, or pass, transportation, lodgings, and meals that are reportable on Schedule E of the disclosure form prescribed in § 30-111.

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

B. A legislator or candidate for the General Assembly required to file the disclosure form prescribed in § 30-111 (i) shall not solicit, accept, or receive within any calendar year any single tangible gift with a value in excess of \$250 \$100 or a any combination of tangible gifts with an aggregate value in excess of \$250 \$100 from any person that he knows or has reason to know is (a) a lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4 of Title 2.2; (b) a lobbyist's principal as defined in § 2.2-419; or (c) a person, organization, or business who is a party to or is seeking to become a party to a contract with the Commonwealth; (ii) shall report any tangible gift with a value of \$250 or less or any intangible gift received from any person listed in clause (i) on Schedule E of such disclosure form; and (iii) shall report any payments for talks, meetings, and publications on Schedule D-1 of such disclosure form. For purposes of this subsection, "person, organization, or business" includes individuals who are officers, directors, or owners of or who have a controlling ownership interest in such organization or business. Gifts received from business associates, relatives, or in conjunction with a personal celebration are not subject to this prohibition or the disclosure requirements of § 30-111. Gifts with a value of less than \$20 are not subject to aggregation for purposes of this prohibition.

B. Notwithstanding the provisions of subsection A, a legislator or candidate for the General Assembly required to file the disclosure form prescribed in § 30-111 may accept or receive a gift or a combination of gifts with a value in excess of \$100 when such gift is accepted or received while in attendance at a widely attended event. A widely attended event is an event for which there is a reasonable expectation that at least 25 persons will attend the event and the event has a civic or regional interest or is open to individuals from a particular industry or profession or who represent persons interested in a particular issue.

C. The \$250 limitation imposed in accordance with this section shall be adjusted by the 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, rounded to the nearest whole dollar. Food and beverages received at or registration or attendance fees waived for any event at which the legislator or candidate is a featured speaker, presenter, or lecturer shall not be subject to the provisions of subsection A.

D. Notwithstanding the provisions of subsection A, a legislator or candidate for the General Assembly required to file the disclosure form prescribed in § 30-111 may accept or receive certain gifts with a value in excess of \$100 when he has submitted a request for a waiver to and has received the approval of the Council pursuant to § 30-356.2. A legislator or candidate for the General Assembly may request a waiver for the following gifts:

1. A gift or combination of gifts from a personal friend. In making its determination to grant the waiver, the Council shall consider the nature and length of the friendship.

2. Transportation, lodging, hospitality, or other travel-related thing of value that is provided by a third party and is directly related to the official duties of the legislator. In making its determination to grant the waiver, the Council shall consider the purpose of the trip as it relates to the legislator's public duties and responsibilities.

E. Any gift received by a legislator subject to the provisions of this section (i) from a foreign dignitary, (ii) with a value exceeding \$100, and (iii) for which the fair market value or a gift of greater or equal value has not been provided or exchanged, shall be accepted on behalf of the Commonwealth and archived in accordance with guidelines established by the Library of Virginia. Such gift shall be disclosed as having been accepted on behalf of the Commonwealth but the value of such gift shall not be required to be disclosed.

F. For purposes of this section, "candidate" means a person who seeks or campaigns for election to the General Assembly in a general, primary, or special election and who is qualified to have his name placed on the ballot for the office. The candidate shall become subject to the provisions of this section upon the filing of a statement of organization pursuant to § 24.2-947.1. The State Board of Elections shall notify each such candidate of the provisions of this section.

§ 30-110. Disclosure.

A. Every legislator and legislator-elect shall file, as a condition to assuming office, a disclosure statement of his personal interests and such other information as is specified on the form set forth in § 30-111 and thereafter shall file such a statement semiannually by December 15 for the preceding six-month period complete through the last day of October and by June 15 for the preceding six-month period complete through the last day of April. When the filing deadline falls on a Saturday, Sunday, or legal holiday, the disclosure statement shall be filed on the next day that is not a Saturday, Sunday, or legal holiday. Disclosure forms shall be provided made available by the Virginia Conflict of Interest and Ethics Advisory Council at least 30 days prior to the filing deadline. Members of the Senate and members of the House of Delegates shall file their disclosure forms with the Virginia Conflict of Interest and Ethics Advisory Council. The Disclosure statements shall be filed electronically with the Council in accordance with the standards approved by it pursuant to § 30-356. All disclosure forms of the members of the General Assembly shall be maintained as public records for five years in the office of the Virginia Conflict of Interest and Ethics Advisory Council.

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

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

§ 30-111. Disclosure form; penalty.

A. The disclosure form to be used for filings required by subsections A and B of § 30-110 shall be substantially as follows: on a form prescribed by the Council. All completed forms shall be filed electronically and in accordance with the standards approved by the Council pursuant to § 30-356. A person required to file this disclosure form who does so knowing it to contain a material misstatement of fact is guilty of a Class 6 felony.

~~STATEMENT OF ECONOMIC INTERESTS.~~

Name

Office or position held or sought

Address

Names of members of immediate family

DEFINITIONS AND EXPLANATORY MATERIAL.

"Business" means a corporation, partnership, sole proprietorship, firm, enterprise, franchise,

2233 association, trust or foundation, or any other individual or entity carrying on a business or profession,
2234 whether or not for profit.

2235 "Close financial association" means an association in which the filer shares significant financial
2236 involvement with an individual and the filer would reasonably be expected to be aware of the
2237 individual's business activities and would have access to the necessary records either directly or through
2238 the individual. "Close financial association" does not mean an association based on (i) the receipt of
2239 retirement benefits or deferred compensation from a business by which the legislator is no longer
2240 employed, or (ii) the receipt of compensation for work performed by the legislator as an independent
2241 contractor of a business that represents an entity before any state governmental agency when the
2242 legislator has had no communications with the state governmental agency.

2243 "Contingent liability" means a liability that is not presently fixed or determined, but may become
2244 fixed or determined in the future with the occurrence of some certain event.

2245 "Gift" means any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item
2246 having monetary value. It includes services as well as gifts of transportation, lodgings and meals,
2247 whether provided in-kind, by purchase of a ticket, payment in advance or reimbursement after the
2248 expense has been incurred. "Gift" does not include (i) any offer of a ticket, coupon, or other admission
2249 or pass unless the ticket, coupon, admission, or pass is used; (ii) honorary degrees; (iii) any athletic,
2250 merit, or need-based scholarship or any other financial aid awarded by a public or private school,
2251 institution of higher education, or other educational program pursuant to such school, institution, or
2252 program's financial aid standards and procedures applicable to the general public; (iv) a campaign
2253 contribution properly received and reported pursuant to Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2;
2254 (v) any gift related to the private profession or occupation of a legislator or of a member of his
2255 immediate family; or (vi) gifts from relatives or personal friends. "Relative" means the donee's spouse,
2256 child, uncle, aunt, niece, or nephew; a person to whom the donee is engaged to be married; the donee's
2257 or his spouse's parent, grandparent, grandchild, brother, or sister; or the donee's brother's or sister's
2258 spouse. "Personal friend" does not include any person that the filer knows or has reason to know is (a) a
2259 lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4 of Title 2.2; (b) a lobbyist's
2260 principal as defined in § 2.2-419; or (c) a person, organization, or business who is a party to or is
2261 seeking to become a party to a contract with the Commonwealth. "Person, organization, or business"
2262 includes individuals who are officers, directors, or owners of or who have a controlling ownership
2263 interest in such organization or business.

2264 "Immediate family" means (i) a spouse and (ii) any child who resides in the same household as the
2265 legislator and who is a dependent of the legislator.

2266 "Lobbyist relationship" means (i) an engagement, agreement, or representation that relates to legal
2267 services, consulting services, or public relations services, whether gratuitous or for compensation,
2268 between a member or member-elect and any person who is, or has been within the prior calendar year,
2269 registered as a lobbyist with the Secretary of the Commonwealth or (ii) a greater than three percent
2270 ownership interest by a member or member-elect in a business that employs, or engages as an
2271 independent contractor, any person who is, or has been within the prior calendar year, registered as a
2272 lobbyist with the Secretary of the Commonwealth. The disclosure of a lobbyist relationship shall not (a)
2273 constitute a waiver of any attorney-client or other privilege; (b) require a waiver of any attorney-client
2274 or other privilege for a third party; or (c) be required where a member or member-elect is employed or
2275 engaged by a person and such person also employs or engages a person in a lobbyist relationship so
2276 long as the member or member-elect has no financial interest in the lobbyist relationship.

2277 TRUST. If you or your immediate family, separately or together, are the only beneficiaries of a trust,
2278 treat the trust's assets as if you own them directly. If you or your immediate family has a proportional
2279 interest in a trust, treat that proportion of the trust's assets as if you own them directly. For example, if
2280 you and your immediate family have a one-third interest in a trust, complete your Statement as if you
2281 own one-third of each of the trust's assets. If you or a member of your immediate family created a trust
2282 and can revoke it without the beneficiaries' consent, treat its assets as if you own them directly.

2283 REPORT TO THE BEST OF INFORMATION AND BELIEF. Information required on this
2284 Statement must be provided on the basis of the best knowledge, information, and belief of the individual
2285 filing the Statement as of the date of this report unless otherwise stated.

2286 COMPLETE ITEMS 1 THROUGH 11. REFER TO SCHEDULES ONLY IF DIRECTED.

2287 You may attach additional explanatory information.

2288 1. Offices and Directorships.

2289 Are you or a member of your immediate family a paid officer or paid director of a business?

2290 EITHER check NO / / OR check YES / / and complete Schedule A.

2291 2. Personal Liabilities.

2292 Do you or a member of your immediate family owe more than \$5,000 to any one creditor including
2293 contingent liabilities? (Exclude debts to any government and loans secured by recorded liens on property
2294 at least equal in value to the loan.)

2295 EITHER check NO ☐ OR check YES ☐ and complete Schedule B.

2296 3. Securities.

2297 Do you or a member of your immediate family, directly or indirectly, separately or together, own
2298 securities valued in excess of \$5,000 invested in one business? Account for mutual funds, limited
2299 partnerships and trusts.

2300 EITHER check NO ☐ OR check YES ☐ and complete Schedule C.

2301 4. Payments for Talks, Meetings, and Publications.

2302 During the past six months did you receive in your capacity as a legislator lodging, transportation,
2303 money, or anything else of value with a combined value exceeding \$200 (i) for a single talk, meeting,
2304 or published work or (ii) for a meeting, conference, or event where your attendance at the meeting,
2305 conference, or event was designed to (a) educate you on issues relevant to your duties as a legislator,
2306 including issues faced by your constituents, or (b) enhance your knowledge and skills relative to your
2307 duties as a legislator? Do not include payments and reimbursements from the Commonwealth for
2308 meetings attended in your capacity as a legislator; see Question 11 and Schedule D2 to report such
2309 meetings.

2310 EITHER check NO ☐ OR check YES ☐ and complete Schedule D.

2311 5. Gifts.

2312 During the past six months did a business, government, or individual other than a relative or personal
2313 friend (i) furnish you or a member of your immediate family with any gift or entertainment at a single
2314 event, and the value received exceeded \$50 or (ii) furnish you or a member of your immediate family
2315 with gifts or entertainment in any combination and the total value received exceeded \$100, and for
2316 which you or the member of your immediate family neither paid nor rendered services in exchange?
2317 Account for entertainment events only if the average value per person attending the event exceeded \$50.
2318 Account for all business entertainment (except if related to the private profession or occupation of you
2319 or the member of your immediate family who received such business entertainment) even if unrelated to
2320 your official duties.

2321 EITHER check NO ☐ OR check YES ☐ and complete Schedule E.

2322 6. Salary and Wages.

2323 List each employer that pays you or a member of your immediate family salary or wages in excess
2324 of \$5,000 annually. (Exclude any salary received as a member of the General Assembly pursuant to
2325 § 30-19.11.)

2326 If no reportable salary or wages, check here ☐.

2327 _____
2328 _____
2329 _____

2330 7. Business Interests and Lobbyist Relationships.

2331 7A. Do you or a member of your immediate family, separately or together, operate your own
2332 business, or own or control an interest in excess of \$5,000 in a business?

2333 EITHER check NO ☐ OR check YES ☐ and complete Schedule F-1.

2334 7B. Do you have a lobbyist relationship as that term is defined above?

2335 EITHER check NO ☐ OR check YES ☐ and complete Schedule F-2.

2336 8. Payments for Representation and Other Services.

2337 8A. Did you represent any businesses before any state governmental agencies, excluding courts or
2338 judges, for which you received total compensation during the past six months in excess of \$1,000,
2339 excluding compensation for other services to such businesses and representation consisting solely of the
2340 filing of mandatory papers and subsequent representation regarding the mandatory papers?

2341 EITHER check NO ☐ OR check YES ☐ and complete Schedule G-1.

2342 8B. Subject to the same exceptions as in 8A, did persons with whom you have a close financial
2343 association (partners, associates or others) represent any businesses before any state governmental agency
2344 for which total compensation was received during the past six months in excess of \$1,000?

2345 EITHER check NO ☐ OR check YES ☐ and complete Schedule G-2.

2346 8C. Did you or persons with whom you have a close financial association furnish services to
2347 businesses operating in Virginia, pursuant to an agreement between you and such businesses, or between
2348 persons with whom you have a close financial association and such businesses for which total
2349 compensation in excess of \$1,000 was received during the past six months? Services reported under this
2350 provision shall not include services involving the representation of businesses that are reported under
2351 question 8A or 8B above.

2352 EITHER check NO ☐ OR check YES ☐ and complete Schedule G-3.

2353 9. Real Estate.

2354 Do you or a member of your immediate family hold an interest, including a partnership interest,
2355 valued at more than \$5,000 in real property (other than your principal residence) for which you have not

2356 already listed the full address on Schedule F? Account for real estate held in trust.

2357 EITHER check NO / / OR check YES / / and complete Schedule H.

2358 10. Real Estate Contracts with State Governmental Agencies.

2359 Do you or a member of your immediate family hold an interest valued at more than \$5,000 in real
2360 estate, including a corporate, partnership, or trust interest, option, easement, or land contract, which real
2361 estate is the subject of a contract, whether pending or completed within the past six months, with a state
2362 governmental agency?

2363 If the real estate contract provides for the leasing of the property to a state governmental agency, do
2364 you or a member of your immediate family hold an interest in the real estate, including a corporate,
2365 partnership, or trust interest, option, easement, or land contract valued at more than \$1,000? Account for
2366 all such contracts whether or not your interest is reported in Schedule F or H. This requirement to
2367 disclose an interest in a lease does not apply to an interest derived through an ownership interest in a
2368 business unless the ownership interest exceeds three percent of the total equity of the business.

2369 EITHER check NO / / OR check YES / / and complete Schedule I.

2370 11. Payments by the Commonwealth for Meetings.

2371 During the past six months did you receive lodging, transportation, money, or anything else of value
2372 with a combined value exceeding \$200 from the Commonwealth for a single meeting attended
2373 out-of-state in your capacity as a legislator? Do not include reimbursements from the Commonwealth for
2374 meetings attended in the Commonwealth.

2375 EITHER check NO / / OR check YES / / and complete Schedule D-2.

2376 For Statements filed in January 2016 and each two years thereafter, complete the following statement
2377 indicating whether you completed the ethics orientation sessions provided pursuant to law:

2378 I certify that I completed ethics training as required by § 30-129.1. YES / / or NO / / :

2379 Statements of Economic Interests are open for public inspection.

2380 AFFIRMATION.

2381 In accordance with the rules of the house in which I serve, if I receive a request that this disclosure
2382 statement be corrected, augmented, or revised in any respect, I hereby pledge that I shall respond
2383 promptly to the request. I understand that if a determination is made that the statement is insufficient, I
2384 will satisfy such request or be subjected to disciplinary action of my house.

2385 I swear or affirm that the foregoing information is full, true and correct to the best of my knowledge.

2386 Signature _____ (Such signature shall be deemed to constitute a
2387 valid notarization and shall have the same effect as if performed by a notary public.)

2388 (Return only if needed to complete Statement.)

2389 SCHEDULES

2390 to

2391 STATEMENT OF ECONOMIC INTERESTS.

2392 NAME _____

2393 SCHEDULE A - OFFICES AND DIRECTORSHIPS.

2394 Identify each business of which you or a member of your immediate family is a paid officer or paid
2395 director.

2396	Name of Business	Address of Business	Position Held and by Whom
2397			
2398			
2399			
2400			
2401			
2402			

2403 RETURN TO ITEM 2

2404 SCHEDULE B - PERSONAL LIABILITIES.

2405 Report personal liability by checking each category. Report only debts in excess of \$5,000. Do not
2406 report debts to any government. Do not report loans secured by recorded liens on property at least equal
2407 in value to the loan.

2408 Report contingent liabilities below and indicate which debts are contingent.

2409 1. My personal debts are as follows:

2410	Check	Check one
2411		
2412	appropriate	\$5,001 to More than
2413	categories	\$50,000 \$50,000
2414	Banks	
2415	Savings institutions	

2416 Other loan or finance companies _____
 2417 Insurance companies _____
 2418 Stock, commodity or other brokerage _____
 2419 _____ companies _____
 2420 Other businesses:
 2421 (State principal business activity for each
 2422 creditor and its name.)
 2423 _____
 2424 _____
 2425 _____
 2426 Individual creditors:
 2427 (State principal business or occupation of
 2428 each creditor and its name.)
 2429 _____
 2430 _____
 2431 _____
 2432 _____

2433 2. The personal debts of the members of my immediate family are as follows:

2434 _____
 2435 _____ Check _____ Check one
 2436 _____ appropriate \$5,001 to More than
 2437 _____ categories \$50,000 \$50,000
 2438 Banks _____
 2439 Savings institutions _____
 2440 Other loan or finance companies _____
 2441 Insurance companies _____
 2442 Stock, commodity or other brokerage _____
 2443 _____ companies _____
 2444 Other businesses:
 2445 (State principal business activity for each
 2446 creditor and its name.)
 2447 _____
 2448 _____
 2449 _____
 2450 Individual creditors:
 2451 (State principal business or occupation of
 2452 each creditor and its name.)
 2453 _____
 2454 _____
 2455 _____
 2456 _____
 2457 _____ RETURN TO ITEM 3

2458 SCHEDULE C - SECURITIES.

2459 "Securities" INCLUDES stocks, bonds, mutual funds, limited partnerships, and commodity futures
 2460 contracts.

2461 "Securities" EXCLUDES certificates of deposit, money market funds, annuity contracts, and
 2462 insurance policies.

2463 Identify each business or Virginia governmental entity in which you or a member of your immediate
 2464 family, directly or indirectly, separately or together, own securities valued in excess of \$5,000. Name
 2465 each issuer and type of security individually.

2466 Do not list U.S. Bonds or other government securities not issued by the Commonwealth of Virginia
 2467 or its authorities, agencies, or local governments. Do not list organizations that do not do business in
 2468 this Commonwealth, but most major businesses conduct business in Virginia. Account for securities held
 2469 in trust.

2470 If no reportable securities, check here / /.

2471 _____
 2472 _____ Check one

2473	_____	Type of Security	\$5,001	\$50,001	More
2474	_____	(stocks, bonds, mutual	to	to	than
2475	Name of Issuer	funds, etc.)	\$50,000	\$250,000	\$250,000
2476	_____	_____	_____	_____	_____
2477	_____	_____	_____	_____	_____
2478	_____	_____	_____	_____	_____
2479	_____	_____	_____	_____	_____
2480	_____	_____	_____	_____	_____

RETURN TO ITEM 4

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

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

2496	_____	_____	_____	_____
2497	_____	_____	Type of Payment	_____
2498	_____	_____	(e.g., Honoraria,	_____
2499	_____	_____	Travel reimburse-	_____
2500	Payer	Approximate Value	Circumstances	ment, etc.)
2501	_____	_____	_____	_____
2502	_____	_____	_____	_____
2503	_____	_____	_____	_____
2504	_____	_____	_____	_____
2505	_____	_____	_____	_____

RETURN TO ITEM 5

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

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

If no payment must be listed, check here ☐.

2513	_____	_____	_____	_____
2514	_____	_____	Type of Payment	_____
2515	_____	_____	(e.g., Travel	_____
2516	_____	_____	reimbursement,	_____
2517	Payer	Approximate Value	Circumstances	etc.)
2518	_____	_____	_____	_____
2519	_____	_____	_____	_____
2520	_____	_____	_____	_____
2521	_____	_____	_____	_____
2522	_____	_____	_____	_____

SCHEDULE E - GIFTS.

List each business, governmental entity, or individual that, during the past six months, (i) furnished you or a member of your immediate family with any gift or entertainment at a single event, and the value received exceeded \$50 or (ii) furnished you or a member of your immediate family with gifts or entertainment in any combination and the total value received exceeded \$100, and for which you or the member of your immediate family neither paid nor rendered services in exchange. List each such gift or event.

Do not list entertainment events unless the average value per person attending the event exceeded \$50. Do not list business entertainment related to the private profession or occupation of you or the

member of your immediate family who received such business entertainment. Do not list gifts or other things of value given by a relative or personal friend for reasons clearly unrelated to your public position. Do not list campaign contributions publicly reported as required by Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2 of the Code of Virginia.

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

RETURN TO ITEM 6

SCHEDULE F-1 - BUSINESS INTERESTS.

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

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

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

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; 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 Secretary of the Commonwealth.

List each person or business	Describe each relationship	Dates of relationship	Payments to Lobbyist \$10,000 or less	More than \$10,000

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

2649		dered	dered	\$10,000	\$50,000	\$100,000	\$250,000	and over
2650	Electric utilities							
2651	Gas utilities							
2652	Telephone utilities							
2653	Water utilities							
2654	Cable television							
2655	— companies							
2656	Interstate							
2657	— transportation							
2658	— companies							
2659	Intrastate							
2660	— transportation							
2661	— companies							
2662	Oil or gas retail							
2663	— companies							
2664	Banks							
2665	Savings							
2666	— institutions							
2667	Loan or finance							
2668	— companies							
2669	Manufacturing							
2670	— companies (state							
2671	— type of product,							
2672	— e.g., textile,							
2673	— furniture, etc.)							
2674	Mining companies							
2675	Life insurance							
2676	— companies							
2677	Casualty insurance							
2678	— companies							
2679	Other insurance							
2680	— companies							
2681	Retail companies							
2682	Beer, wine or							
2683	— liquor companies							
2684	— or distributors							
2685	Trade associations							
2686	Professional							
2687	— associations							
2688	Associations of							
2689	— public employees							
2690	— or officials							
2691	Counties, cities							
2692	— or towns							
2693	Labor organizations							
2694	Other							
2695								
2696								RETURN TO ITEM 9

SCHEDULE H - REAL ESTATE.

List real estate other than your principal residence in which you or a member of your immediate family holds an interest, including a partnership interest, option, easement, or land contract, valued at \$5,000 or more. Each parcel shall be listed individually.

2701								
2702		Describe the type of real						
2703		estate you own in each						
2704	List the location	location (business,				If the real estate is		
2705	(state, and county	recreational, apartment,				owned or recorded in		

2706 or city where you _____ commercial, open land, _____ a name other than your
 2707 own real estate _____ etc.) _____ own, list that name
 2708 _____
 2709 _____
 2710 _____
 2711 _____
 2712 _____
 2713 _____

2714 RETURN TO ITEM 10

2715 SCHEDULE I - REAL ESTATE CONTRACTS WITH STATE GOVERNMENTAL AGENCIES.

2716 List all contracts, whether pending or completed within the past six months, with a state
 2717 governmental agency for the sale or exchange of real estate in which you or a member of your
 2718 immediate family holds an interest, including a corporate, partnership or trust interest, option, easement,
 2719 or land contract, valued at more than \$10,000. List all contracts with a state governmental agency for
 2720 the lease of real estate in which you or a member of your immediate family holds such an interest
 2721 valued at more than \$1,000. This requirement to disclose an interest in a lease does not apply to an
 2722 interest derived through an ownership interest in a business unless the ownership interest exceeds three
 2723 percent of the total equity of the business.

2724 _____
 2725 ~~List your real~~
 2726 ~~estate interest and~~
 2727 ~~the person or entity,~~
 2728 ~~including the type of~~
 2729 ~~entity, which is~~
 2730 ~~party to the contract.~~ _____ State the annual
 2731 ~~Describe any~~ _____ income from the
 2732 ~~management role and~~ _____ List each _____ contract, and the
 2733 ~~the percentage~~ _____ governmental agency _____ amount, if any, of
 2734 ~~ownership interest~~ _____ which is a party to _____ income you or any
 2735 ~~you or your immediate~~ _____ the contract and _____ immediate family
 2736 ~~family member has in~~ _____ indicate the county _____ member derives
 2737 ~~the real estate~~ _____ or city where the _____ annually from
 2738 ~~or entity.~~ _____ real estate is located. _____ the contract.
 2739 _____
 2740 _____
 2741 _____
 2742 _____
 2743 _____
 2744 _____

2745 B. Any legislator who makes a knowing misstatement of a material fact on the Statement of
 2746 Economic Interests shall be subject to disciplinary action for such violations by the house in which the
 2747 legislator sits.

2748 C. The Statement of Economic Interests of all members of each house shall be reviewed by the
 2749 Council. If a legislator's Statement is found to be inadequate as filed, the legislator shall be notified in
 2750 writing and directed to file an amended Statement correcting the indicated deficiencies, and a time shall
 2751 be set within which such amendment shall be filed. If the Statement of Economic Interests, in either its
 2752 original or amended form, is found to be adequate as filed, the legislator's filing shall be deemed in full
 2753 compliance with this section as to the information disclosed thereon.

2754 D. Ten percent of the membership of a house, on the basis of newly discovered facts, may in writing
 2755 request the house in which those members sit, in accordance with the rules of that house, to review the
 2756 Statement of Economic Interests of another member of that house in order to determine the adequacy of
 2757 his filing. In accordance with the rules of each house, each Statement of Economic Interests shall be
 2758 promptly reviewed, the adequacy of the filing determined, and notice given in writing to the legislator
 2759 whose Statement is in issue. Should it be determined that the Statement requires correction,
 2760 augmentation or revision, the legislator involved shall be directed to make the changes required within
 2761 such time as shall be set under the rules of each house.

2762 If a legislator, after having been notified in writing in accordance with the rules of the house in
 2763 which he sits that his Statement is inadequate as filed, fails to amend his Statement so as to come into
 2764 compliance within the time limit set, he shall be subject to disciplinary action by the house in which he

2765 sits. No legislator shall vote on any question relating to his own Statement.

2766 Certain information regarding the offices, directorships, and paid employments of the filer and the
2767 members of his immediate family shall be reported. For each office, directorship, or paid employment,
2768 the report shall include:

2769 1. The name and address of the business or employer;

2770 2. The position held and by whom; and

2771 3. The salary, wages, or other remuneration, including stipends and corporate director fees, received.

2772 C. Certain information regarding any unsecured personal liabilities and any unsatisfied judgments
2773 against the filer or a member of his immediate family shall be reported. Debts of any entity established
2774 pursuant to Title 13.1 or Title 50 shall not be required to be reported. For each debt or unsatisfied
2775 judgment, the report shall include:

2776 1. The type of personal liability or unsatisfied judgment;

2777 2. The name and principal business activity of the creditor; and

2778 3. The approximate amount of debt or unsatisfied judgment by selecting one of the following: \$5,001
2779 to \$50,000 or more than \$50,000.

2780 For an individual creditor, the name and occupation of such creditor shall be reported.

2781 D. Certain information regarding any securities owned by the filer or a member of his immediate
2782 family, directly or indirectly, together or separately, shall be reported. For purposes of disclosure,
2783 "security" shall include at least stocks, bonds, mutual funds, limited partnerships, and commodity futures
2784 contracts. For each security owned, the report shall include:

2785 1. The type of security;

2786 2. The name of the issuer; and

2787 3. The approximate value of the security owned.

2788 When reporting the approximate value of any security owned, the filer shall select one of the
2789 following: \$5,001 to \$50,000; \$50,001 to \$250,000; or more than \$250,000.

2790 E. Certain information regarding any business owned by the filer or a member of his immediate
2791 family or any business in which the filer or a member of his immediate family has a controlling
2792 ownership interest shall be reported. For purposes of disclosure, "business" includes at least
2793 corporations, limited liability corporations, partnerships, sole proprietorships, firms, enterprises,
2794 franchises, associations, trusts or foundations, or any other individual or entity carrying on a business
2795 or profession, whether or not for profit. For each such business, the report shall include:

2796 1. The name of the business;

2797 2. The nature of the business; and

2798 3. The county or city and the state where the business is located.

2799 F. Certain information regarding representation before governmental agencies by the filer or a
2800 person with whom the filer has a close financial association shall be reported. Unless such information
2801 is confidential by law or privileged, the report shall include for each instance of representation:

2802 1. The name and type of the business represented by the filer or the person with whom the filer has
2803 a close financial association;

2804 2. The purpose of the representation; and

2805 3. The name of the agency before which the filer, or the person with whom the filer has a close
2806 financial association, appeared.

2807 G. Certain information regarding real estate in which the filer or a member of his immediate family
2808 holds an interest, including a partnership interest, options, easement, or land contract, shall be reported.
2809 For each such real estate, the report shall include:

2810 1. Whether or not it is the principal residence of the filer or the member of his immediate family;

2811 2. The county or city and the state where the real estate is located;

2812 3. The type of real estate;

2813 4. The name in which the real estate is owned or recorded; and

2814 5. Information regarding any contract with a governmental agency for the sale or exchange of the
2815 real estate.

2816 H. Certain information regarding payments or reimbursements received by the filer for his
2817 attendance or participation at meetings, conferences, or other events, which he attended in his official
2818 capacity or in which he participated in his official capacity, shall be reported. For each payment, the
2819 report shall include:

2820 1. The person or entity paying or reimbursing the filer;

2821 2. The date and location of the meeting, conference, or other event;

2822 3. The purpose of the meeting, conference, or other event;

2823 4. The type of payment or reimbursement received; and

2824 5. The approximate value of the payment or reimbursement received.

2825 I. Certain information regarding gifts accepted or received by the filer or a member of his immediate

2826 family shall be reported. Only gifts with a value in excess of \$50 or entertainment events for which the
 2827 average value per person exceeds \$50 shall be reported. A gift for which the filer reimburses the person
 2828 giving the gift for the full value of the gift need not be reported. For each reportable gift, the report
 2829 shall include:

- 2830 1. The name of the recipient;
- 2831 2. The individual or entity providing the gift;
- 2832 3. A description of the gift; and
- 2833 4. The value of the gift, or if the gift was given by a foreign dignitary, that the gift was accepted on
 2834 behalf of the Commonwealth; and
- 2835 5. Whether or not a waiver was received for the gift.

2836 J. Certain information regarding travel shall be reported. For each trip, the report shall include:

- 2837 1. The date and destination of the trip;
- 2838 2. The purpose of the travel;
- 2839 3. An itemized accounting of all expenses related to the trip. For each expense, the report shall
 2840 include:

- 2841 a. The person or entity paying for the expense;
- 2842 b. The type of expense;
- 2843 c. The amount of the expense; and
- 2844 d. The date the expense was received; and
- 2845 4. Whether or not a waiver was received for the travel.

2846 K. Attendance at orientation sessions required by § 30-129.1 shall be reported. Such report shall
 2847 include the date of the most recent session attended.

2848 **§ 30-124. Advisory opinions.**

2849 A legislator shall not be prosecuted or disciplined for a violation of this chapter if his alleged
 2850 violation resulted from his good faith reliance on a written opinion of a committee on standards of
 2851 conduct established pursuant to § 30-120, an opinion of the Attorney General as provided in § 30-122,
 2852 or a formal opinion of the Virginia Conflict of Interest and Ethics Advisory Council established pursuant
 2853 to § 30-355 30-356.1, and the opinion was made after his full disclosure of the facts.

2854 **§ 30-126. Civil penalty from violation of this chapter.**

2855 A. In addition to any other fine or penalty provided by law, any money or other thing of value
 2856 derived by a legislator from a violation of §§ 30-103 through 30-108 shall be forfeited and, in the event
 2857 of a knowing violation, there may also be imposed a civil penalty in an amount equal to the amount of
 2858 money or thing of value forfeited to the Commonwealth. If the thing of value received by the legislator
 2859 in violation of this chapter should enhance in value between the time of the violation and the time of
 2860 discovery of the violation, the greater value shall determine the amount of the civil penalty.

2861 B. A legislator who fails to file the disclosure form required by § 30-111 within the time period
 2862 prescribed shall be assessed a civil penalty in an amount equal to \$250. The Council shall notify the
 2863 Attorney General of any legislator's failure to file the required form within 30 days of the deadline for
 2864 filing, and the Attorney General shall assess and collect the civil penalty, which shall be deposited into
 2865 the general fund and used exclusively to fund the Council.

2866 **§ 30-129.1. Orientation sessions on ethics and conflicts of interests.**

2867 The Virginia Conflict of Interest and Ethics Advisory Council shall conduct an orientation session (i)
 2868 for new and returning General Assembly members preceding each even-numbered year regular session
 2869 and (ii) for any new General Assembly member who is elected in a special election and whose term
 2870 commences after the date of the orientation session provided for in clause (i) and at least six months
 2871 before the date of the next such orientation session within three months of his election. Attendance at
 2872 the full orientation session shall be mandatory for newly elected members. Attendance at a refresher
 2873 session lasting at least two hours shall be mandatory for returning members and may be accomplished
 2874 by online participation. There shall be no penalty for the failure of a member to attend the full or
 2875 refresher orientation session, but the member must disclose his attendance pursuant to subsection K of
 2876 § 30-111.

2877 **§ 30-355. Virginia Conflict of Interest and Ethics Advisory Council; membership; terms; 2878 quorum; expenses.**

2879 A. The Virginia Conflict of Interest and Ethics Advisory Council (the Council) is hereby created as
 2880 an advisory council in the legislative branch to encourage and facilitate compliance with the State and
 2881 Local Government Conflict of Interests Act (§ 2.2-3100 et seq.) and the General Assembly Conflicts of
 2882 Interests Act (§ 30-100 et seq.) (hereafter the Acts) and the lobbying laws in Article 3 (§ 2.2-418 et
 2883 seq.) of Chapter 4 of Title 2.2 (hereafter Article 3).

2884 B. The Council shall consist of ~~15~~ 9 members as follows: ~~four~~ three members appointed by the
 2885 Speaker of the House of Delegates, ~~one~~ two of whom shall be a ~~member~~ members of the House of
 2886 Delegates, and one of whom shall be a ~~former member~~ of the House of Delegates, and two of whom
 2887 shall be ~~nonlegislative citizen members~~ retired judge; ~~four~~ three members appointed by the Senate

Committee on Rules, ~~one~~ *two* of whom shall be a ~~member~~ *members* of the Senate; and one of whom shall be a ~~former member of the Senate~~, and two of whom shall be nonlegislative citizen members ~~retired judge~~; and ~~four~~ *three* members appointed by the Governor, ~~two of whom shall be executive branch employees~~ and two of whom shall be nonlegislative citizen members *one of whom shall be a retired judge, one of whom shall be appointed from a list of nominees submitted by the Virginia Association of Counties, and one of whom shall be appointed from a list of nominees submitted by the Virginia Municipal League*; ~~one member designated by the Attorney General~~; one member appointed by the Senate Committee on Rules from a list of three nominees submitted by the Virginia Association of Counties; and one member appointed by the Speaker of the House of Delegates from a list of three nominees submitted by the Virginia Municipal League. *In the appointment to the Council of members of House of Delegates made by the Speaker and members of the Senate made by the Senate Committee on Rules, equal representation shall be given to each of the political parties having the highest and next highest number of members elected to the respective body.* All members of the Council are subject to confirmation by the General Assembly by a majority vote in each house of (i) the members present of the majority party and (ii) the members present of the minority party. *No member of the Council may be removed from his term except for cause.*

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

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

E. Members of the Council shall receive ~~no compensation for their services but shall be reimbursed for all reasonable and necessary expenses incurred in the performance of their duties as provided in §§ 2.2-2813, 2.2-2825, and 30-19.12, as appropriate~~ *a per diem of \$100.* Funding for expenses of the members shall be provided from existing appropriations to the Council.

§ 30-356. Disclosure forms.

A. The Council shall: ~~designate the forms required for complying with the disclosure requirements of Article 3 and the Acts. The Council may amend the forms as it deems necessary, but in no case shall the forms require less information than that which is required to be reported by Article 3 or the Acts. These forms shall be the only forms used in complying with the provisions of Article 3 and the Acts. The Council shall make available on its website the disclosure forms and shall provide guidance and other instructions to assist in the completion of the forms.~~

1. ~~Review~~ B. The Council shall review all disclosure forms filed by lobbyists pursuant to Article 3 and by state and local government officers and employees and legislators pursuant to the Acts. The Council shall review all disclosure forms for completeness, which shall include reviewing the information contained on the face of the form to determine if the disclosure form has been fully completed and comparing the disclosures contained in any disclosure form filed by a lobbyist pursuant to § 2.2-426 with other disclosure forms filed with the Council; ~~and be followed by requests for amendments to ensure the completeness of and correction of errors in the forms; if necessary; If a disclosure form is found to have not been filed or to have been incomplete as filed, the Council shall notify the filer in writing and direct the filer to file a completed disclosure form within a prescribed period of time.~~

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

3. D. Beginning July 1, ~~2015~~ *2016*, the Council shall establish and maintain a searchable electronic database comprising disclosure forms *properly* filed pursuant to §§ 2.2-426, 2.2-3117, 2.2-3118, and 30-111. Such database shall be available to the public through the Council's ~~official~~ website;

4. ~~Furnish, upon request, formal advisory opinions or guidelines and other appropriate information, including informal advice, regarding ethics and conflicts issues arising under Article 3 or the Acts to any~~

person or to any agency of state or local government, in an expeditious manner. Informal advice given by the Council is confidential, protected by the attorney-client privilege, and is excluded from the provisions of the Virginia Freedom of Information Act (§ 2.2-3700 et seq.);

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

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

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

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

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

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

§ 30-356.1. Advisory opinions.

A. Upon the request of any person subject to the requirements of Article 3 or the Acts, the Council shall furnish informal advice or formal advisory opinions or guidance with respect to ethics, conflicts issues, or such person's duties under Article 3 or the Acts. The Council may authorize a designee to furnish informal advice or formal advisory opinions or guidance.

B. Formal advisory opinions are public record and shall be published on the Council's website. Published formal advisory opinions may have such deletions and changes as may be necessary to protect the identity of the person involved. The informal advice given by the Council or the Council's designee is confidential, protected by the attorney-client privilege, and excluded from the provisions of the Virginia Freedom of Information Act (§ 2.2-3700 et seq.).

C. No person shall be prosecuted, assessed a civil penalty, or otherwise disciplined for a violation of Article 3 or the Acts if the alleged violation resulted from his good faith reliance on a formal advisory opinion issued under this section and the opinion was issued after his full disclosure of the material facts.

§ 30-356.2. Waivers for travel and certain prohibited gifts.

A. The Council shall receive, review, and approve or deny requests for waivers submitted by persons required to file the disclosure form prescribed in § 2.2-3117 or 30-111 to accept any gift of travel, including transportation, lodging, meal, hospitality, or other travel-related thing of value, provided by a third party that has a value exceeding \$100. A waiver shall not be required for acceptance of travel paid for or provided by the government of the United States, any of its territories, or another state in the United States or the political subdivision of such other state. The Council shall approve a waiver for transportation if the transportation is provided to facilitate attendance by the legislator at a regular or special session of the General Assembly, a meeting of a legislative committee or commission, or a national conference where attendance is approved by the House or Senate Committee on Rules.

B. The Council shall receive, review, and approve or deny requests for waivers submitted by persons required to file the disclosure form prescribed in § 2.2-3117 or 30-111 to accept any gift or combination of gifts provided by a personal friend that exceeds the limitation prescribed in § 2.2-3103.1 or 30-111.

C. The Council may authorize a designee to review and approve or deny requests for waivers pursuant to this section. Unless the circumstances giving rise to the request for waiver make it necessary that approval or denial be completed sooner, the Council shall approve or deny a waiver within seven days of receipt of a request for a waiver. The Council may request additional information if necessary and if such information has been requested, the Council shall approve or deny the waiver within seven days of receipt of such information. When reviewing the request for a waiver, the Council shall consider the purpose of the travel as it relates to the official duties of the requester. The Council may approve the waiver in whole or in part, which may include limiting the duration of the trip. Within 10 days of approving a request for a waiver, the Council shall post the waiver on its website.

D. A request for a waiver pursuant to subsection A or B shall be on a form prescribed by the Council and made available on its website.

1. The request required by subsection A shall include specific information regarding the travel,

including a detailed agenda and estimated costs. All information included in the request will be subject to public disclosure.

2. The request required by subsection B shall include specific information regarding the nature and length of friendship. This request shall be required for gifts provided to the spouse and dependent children of those persons required to file the disclosure form prescribed in §§ 2.2-3117 or 30-111.

E. No person shall be prosecuted, assessed a civil penalty, or otherwise disciplined for acceptance of a gift or travel-related thing of value if he accepted such gift or travel-related thing of value after receiving a waiver under this section and the waiver was granted after his full disclosure of the material facts.

F. The Council shall provide instructions for completing and submitting a request. It shall prescribe the procedures for receiving and reviewing requests for waivers and the standards for approving or denying waivers.

§ 30-356.3. Inspections.

The Council may conduct an inspection of a random sample of the disclosure forms filed pursuant to Article 3 and the Acts. The Council may inspect each disclosure form to determine (i) compliance with applicable disclosure requirements, (ii) the accuracy of the information disclosed, and (iii) whether filing deadlines were met.

§ 30-356.4. Other powers and duties; report.

The Council shall:

1. Redact from any document or form that is to be made available to the public any residential address, personal telephone number, or signature contained on that document or form;

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

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

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

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

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

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

§ 30-357. Staff.

Staff assistance to the Council shall be provided by the Division of Legislative Services. Staff shall perform those duties assigned to it by the Council, including those duties enumerated in §§ 30-356 through 30-356.4. The Division of Legislative Services, in consultation with the Joint Committee on Rules, shall employ an executive director. The executive director shall be responsible for the administrative operations of the Council and shall perform other duties as may be delegated or assigned to him by the Council.

2. That the provisions of this act requiring the Virginia Conflict of Interest and Ethics Advisory Council to prescribe disclosure forms pursuant to §§ 2.2-426, 2.2-3117, 2.2-3118, and 30-111 shall become effective January 1, 2016. All filers required to file a disclosure form prior to January 1, 2016 shall file the disclosure form currently prescribed by law.

3. That the provisions of this act requiring the disclosure forms prescribed by §§ 2.2-426, 2.2-3117, 2.2-3118, and 30-111 to be submitted electronically with the Virginia Conflict of Interest and Ethics Advisory Council shall become effective July 1, 2016.

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

3072 custody of the Department of Juvenile Justice.