

**Legislative Report**  
**University of Virginia -- Office of State Governmental Relations**  
**Sunday, January 28, 2018**

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## **HB1**      [FOIA; release of scholastic records, definition of records includes directory information.](#)

*Chief Patron:* Wilt

### **Summary:**

Clarifies that the definition of "scholastic records" in the Virginia Freedom of Information Act includes directory information, but also provides that such directory information may be released to the public only if the student who is the subject of such information, or the student's parent or legal guardian if the student is less than 18 years of age, has expressly consented, in writing, to the release of such information. The bill provides that directory information includes the student's name, address, telephone listing, date and place of birth, major field of study, participation in officially recognized activities and sports, weight and height as a member of athletic teams, dates of attendance, degrees and awards received, and most recent previous educational agency or institution attended. The bill contains technical amendments.

### **Status:**

11/20/17 House: Prefiled and ordered printed; offered 01/10/18 18100527D

11/20/17 House: Referred to Committee on General Laws

01/19/18 House: Assigned GL sub: Subcommittee #4

## **HB3**      [Dual enrollment courses; quality standards, universal transfer course credit.](#)

*Companion Bill:* SB77

*Chief Patron:* Landes

### **Summary:**

Requires the State Council of Higher Education for Virginia (the Council), in consultation with the Department of Education and each public institution of higher education, to establish (i) quality standards for dual enrollment courses, including quality standards for course instructors, materials, and content; (ii) a process by which dual enrollment courses that meet or exceed such quality standards are certified as universal transfer courses that satisfy course credit or other academic requirements at any public institution of higher education; and (iii) a policy for the satisfaction of course credit or other academic requirements through the successful completion of universal transfer courses by entering students that (a) identifies the course credit or other academic requirements of each public institution of higher education that the student satisfies by successfully completing a universal transfer course and (b) ensures, to the extent possible, that the satisfaction of course credit or other academic requirements is consistent across each public institution of higher education and each such universal transfer course. The provisions of the bill replace existing provisions that require the Council and each public institution of higher education to establish policies relating to course credit for dual enrollment courses but that do not provide for quality standards or the universal transfer designation for such courses.

### **Status:**

01/19/18 House: Assigned Education sub: Subcommittee #3  
01/22/18 House: Subcommittee recommends reporting (8-Y 0-N)  
01/22/18 House: Subcommittee recommends referring to Committee on Appropriations  
01/24/18 House: Reported from Education (22-Y 0-N)  
01/24/18 House: Referred to Committee on Appropriations

## **HB11**     **Tuition, in-state; domicile, individuals currently granted Deferred Action for Childhood Arrivals.**

*Companion Bill:* SB237

*Chief Patron:* Kory

### ***Summary:***

Declares, absent congressional intent to the contrary, that any individual currently granted Deferred Action for Childhood Arrivals by U.S. Citizenship and Immigration Services has the capacity to intend to remain in the Commonwealth indefinitely and is therefore eligible to establish domicile and receive in-state tuition charges at any public institution of higher education in the Commonwealth.

### **Status:**

11/20/17 House: Prefiled and ordered printed; offered 01/10/18 18100648D  
11/20/17 House: Referred to Committee on Rules  
01/16/18 House: Impact statement from DPB (HB11)

## **HB19**     **Tuition, in-state; eligibility, certain individuals who have applied for permanent residency, etc.**

*Chief Patron:* Lopez

### ***Summary:***

Declares eligible for in-state tuition any individual who (i) attended a public or private high school in the Commonwealth for at least three years; (ii) graduated from a public or private high school in the Commonwealth or passed a high school equivalency examination approved by the Board of Education; (iii) registers as an entering student at or is enrolled in a public institution of higher education; (iv) provides an affidavit to the public institution of higher education at which he has registered as an entering student or is enrolled stating that he has filed an application to become a permanent resident of the United States and is actively pursuing such permanent residency or will do so as soon as he becomes eligible for such permanent residency; and (v) submits evidence to the institution at which he has registered as an entering student or is enrolled that he, or in the case of a dependent student, at least one parent, guardian, or person standing in loco parentis, has filed, unless exempted by state law, Virginia income tax returns for at least three years prior to the date of registration as an entering student or enrollment. The bill provides that any such individual shall remain eligible for in-state tuition for as long as he maintains continuous enrollment in the public institution of higher education and his application for permanent residency has not been denied. The bill also prohibits any student who became eligible for in-

state tuition as a result of his lawful presence in the United States pursuant to approval under the Deferred Action for Childhood Arrivals program or any other federal deferred action program from being deemed ineligible for in-state tuition by virtue of the elimination or modification of any such program.

**Status:**

11/20/17 House: Prefiled and ordered printed; offered 01/10/18 18100982D

11/20/17 House: Referred to Committee on Rules

01/16/18 House: Impact statement from DPB (HB19)

**HB29**     [\*\*Budget Bill.\*\*](#)

*Companion Bill:* SB29

*Chief Patron:* Jones, S.C.

**Summary:**

Amending Chapter 836 of the 2017 Acts of Assembly.

**Status:**

12/18/17 House: Prefiled and ordered printed; offered 01/10/18 18101936D

12/18/17 House: Referred to Committee on Appropriations

01/18/18 House: Budget amendments available

**HB30**     [\*\*Budget Bill.\*\*](#)

*Companion Bill:* SB30

*Chief Patron:* Jones, S.C.

**Summary:**

Appropriations of the Budget submitted by the Governor of Virginia in accordance with the provisions of § 2.2-1509, Code of Virginia, and to provide a portion of revenues for the two years ending respectively on the thirtieth day of June, 2019, and the thirtieth day of June, 2020.

**Status:**

12/18/17 House: Prefiled and ordered printed; offered 01/10/18 18101962D

12/18/17 House: Referred to Committee on Appropriations

01/18/18 House: Budget amendments available

**HB40**     [\*\*Family and Medical Leave Insurance Program; established, effective\*\*](#)

## **clause.**

**Chief Patron:** Levine

### **Summary:**

Entitles individuals to a family and medical leave insurance (FMLI) benefit payment for each month they are engaged in qualified caregiving, not to exceed 60 qualified caregiving days per year. Qualified caregiving means an activity, except regular employment, for a reason an individual is entitled to leave under the federal Family and Medical Leave Act of 1993. Benefits would amount to 66 percent of an individual's monthly wages, based on highest annual earnings from the prior three years, up to a capped monthly amount, and would be indexed to the national average wage index. If a person takes the maximum number of days, the benefits would range from a minimum benefit of \$580 to a maximum benefit of \$4,000 per month in the program's first year. To be eligible for benefits, an individual is required to (i) be insured for disability insurance benefits under the Social Security Act at the time his application is filed; (ii) have earned income from employment during the 12 months before filing the application; (iii) have filed an application for a FMLI benefit; and (iv) have been engaged in qualified caregiving, or anticipate being so engaged, during the 90-day period before the application is filed or within 30 days thereafter. The measure establishes the Family and Medical Leave Insurance Fund and requires FMLI benefit payments to be made only from this Fund. A tax of 0.2 percent is imposed on the wages received by every individual, and an excise tax of 0.2 percent of the wages paid in any calendar year by the employer with respect to their employment is imposed on employers. The measure has a delayed effective date of January 1, 2019.

### **Status:**

11/29/17 House: Prefiled and ordered printed; offered 01/10/18 18101019D

11/29/17 House: Referred to Committee on Commerce and Labor

01/23/18 House: Assigned C & L sub: Subcommittee #2

## **HB147**     **FOIA; scholastic records, student handheld mobile telephone, etc.**

**Chief Patron:** Hurst

### **Summary:**

Excludes student handheld mobile telephone numbers and student personal email addresses contained in student directories or other scholastic records from the mandatory disclosure provisions of the Virginia Freedom of Information Act.

### **Status:**

12/19/17 House: Prefiled and ordered printed; offered 01/10/18 18102097D

12/19/17 House: Referred to Committee on General Laws

01/17/18 House: Impact statement from DPB (HB147)

01/19/18 House: Assigned GL sub: Subcommittee #4

## **HB247**     **Office of the Attorney General; debt collection fees.**

**Chief Patron:** Miyares

**Summary:**

Limits the fee for collection of student debt on behalf of a public institution of higher education to 15 percent of the amount due.

**Status:**

01/02/18 House: Prefiled and ordered printed; offered 01/10/18 18101486D

01/02/18 House: Referred to Committee for Courts of Justice

01/16/18 House: Assigned Courts sub: Subcommittee #2

01/17/18 House: Impact statement from DPB (HB247)

**HB249**     **Higher educational institutions, baccalaureate; fixed in-state tuition rates.**

**Chief Patron:** Miyares

**Summary:**

Requires the governing board of each baccalaureate public institution of higher education in the Commonwealth to annually establish a fixed in-state tuition rate for each incoming first year or transfer undergraduate Virginia student and declares eligible for such rate (i) each incoming first year student enrolled in a four-year baccalaureate degree program for four academic years or any portion or term thereof and (ii) each incoming transfer student enrolled in a four-year baccalaureate degree program for the remainder of the academic years or any portion or term thereof during which he makes satisfactory progress toward completing such degree program, provided that any such first year or transfer student maintains continuous enrollment. The bill permits such governing boards to grant (a) an exception to the requirement for continuous enrollment on a case-by-case basis to students whose enrollment is substantially disrupted or (b) any other exception to the foregoing requirements that the governing board deems appropriate, including an exception for eligible students who are enrolled in baccalaureate degree programs that require five academic years to complete.

**Status:**

01/02/18 House: Prefiled and ordered printed; offered 01/10/18 18103220D

01/02/18 House: Referred to Committee on Education

01/19/18 House: Assigned Education sub: Subcommittee #3

**HB327**     **Higher educational institutions; graduation requirements.**

**Chief Patron:** Yancey

**Summary:**

Requires each undergraduate student at each public institution of higher education to successfully complete at least one civics course at such institution in order to graduate.



**Status:**

01/04/18 House: Prefiled and ordered printed; offered 01/10/18 18103436D  
01/04/18 House: Referred to Committee on Education  
01/16/18 House: Impact statement from DPB (HB327)  
01/19/18 House: Assigned Education sub: Subcommittee #3

**HB331**     [Health insurance; plan for state and local government employees.](#)

*Chief Patron:* Yancey

**Summary:**

Requires that the health insurance plan for state and local government employees contain a reference-based pricing component whereby a fixed maximum amount is paid for certain frequently performed nonemergency medical tests, procedures, and surgeries for which prices vary substantially and the quality of outcomes generally do not correlate with price.

**Status:**

01/04/18 House: Prefiled and ordered printed; offered 01/10/18 18101456D  
01/04/18 House: Referred to Committee on Appropriations  
01/19/18 House: Assigned App. sub: Compensation & Retirement

**HB339**     [Va. Debt Collections Act; public higher educational institutions, payment of student debt.](#)

*Chief Patron:* Simon

**Summary:**

Requires a public institution of higher education to provide a debtor who is currently enrolled in such institution, the option to pay his debt in periodic payments over the course of the term or semester in which the account became past due or, at the discretion of such institution, over a longer period provided that such periodic payments are promptly paid until the account is satisfied.

**Status:**

01/04/18 House: Prefiled and ordered printed; offered 01/10/18 18100867D  
01/04/18 House: Referred to Committee on Appropriations  
01/19/18 House: Assigned App. sub: Higher Education  
01/22/18 House: Impact statement from DPB (HB339)

**HB343**     [Tuition, in-state; eligibility, certain individuals who have applied for permanent residency.](#)

*Companion Bill:* SB810

**Chief Patron:** Boysko

**Summary:**

Declares eligible for in-state tuition any individual who (i) graduated from a public or private high school in the Commonwealth or passed a high school equivalency examination approved by the Board of Education; (ii) registers as an entering student or is enrolled in a public institution of higher education; (iii) has submitted evidence that he or, in the case of a dependent student, at least one parent, guardian, or person standing in loco parentis has filed, unless exempted by state law, Virginia income tax returns for at least one year prior to the date of registration or enrollment; and (iv) provides an affidavit to the public institution of higher education in which he has registered as an entering student or is enrolled stating that he has filed an application to become a permanent resident of the United States and is actively pursuing such permanent residency or will do so as soon as he becomes eligible for such permanent residency.

**Status:**

01/04/18 House: Prefiled and ordered printed; offered 01/10/18 18101986D

01/04/18 House: Referred to Committee on Rules

01/16/18 House: Impact statement from DPB (HB343)

**HB344**     [Higher educational institutions, public; campus free speech, policies, etc.](#)

**Chief Patron:** Landes

**Summary:**

Requires each public institution of higher education in the Commonwealth to (i) establish and include in its student handbook, on its website, and in its student orientation programs policies regarding free speech on campus; (ii) develop training materials and implement training programs on such policies for any employee who is responsible for the discipline or education of enrolled students; and (iii) post conspicuously on its website and annually update a report relating to free speech on campus.

**Status:**

01/19/18 House: Assigned Education sub: Subcommittee #3

01/22/18 House: Subcommittee recommends reporting with substitute (7-Y 1-N)

01/24/18 House: Reported from Education with substitute (20-Y 2-N)

01/24/18 House: Committee substitute printed 18105668D-H1

01/26/18 House: Read first time

**HB348**     [Medical assistance; eligibility for state plan.](#)

**Companion Bill:** SB158

**Chief Patron:** Sickles

**Summary:**

Requires the Board of Medical Assistance Services to include in the state plan for medical assistance provision for the payment of medical assistance on behalf of individuals described in 42 U.S.C. § 1396a(a)(10)(A)(i)(VIII) who are under 65 years of age and not otherwise eligible for medical assistance and whose household income does not exceed 133 percent of the federal poverty level for a family of that size. The bill provides that such provision shall expire on December 31 of any year in which the federal medical assistance percentage for such individuals falls below the percentages set forth in 42 C.F.R. § 433.10(c)(6). This bill also repeals provisions of the Code of Virginia establishing the Medicaid Innovation and Reform Commission.

**Status:**

01/04/18 House: Prefiled and ordered printed; offered 01/10/18 18102276D  
01/04/18 House: Referred to Committee on Rules  
01/18/18 House: Impact statement from DPB (HB348)

**HB351 [Higher educational institutions, public; tuition and room and board, enrollment.](#)**

**Chief Patron:** Reid

**Summary:**

Requires, for the next four academic years, the tuition charged to Virginia students at each public institution of higher education to be capped at the rate charged to such students for the first academic term of the 2017-2018 academic year. The bill permits, during such four-year period, the room and board charged to such students to be increased on an annual basis in advance of the first academic term of the academic year, but requires the percentage of such increase to be capped at 90 percent of the annual percentage increase in the Average Consumer Price Index for all items, all urban consumers (CPI-U) for the preceding calendar year. The bill also requires, for the next four academic years, the percentage of non-Virginia students enrolled at each public institution of higher education to be capped at the percentage of such students enrolled for the first academic term of the 2017-2018 academic year and does not prohibit an increase in the tuition or room and board charged to such students during such four-year period.

**Status:**

01/04/18 House: Prefiled and ordered printed; offered 01/10/18 18101478D  
01/04/18 House: Referred to Committee on Education  
01/19/18 House: Assigned Education sub: Subcommittee #3

**HB443 [High school graduation requirements; substitution of computer coding for foreign language credit.](#)**

**Chief Patron:** Carroll Foy

**Summary:**

Requires the Board of Education, in establishing high school graduation requirements, to provide for the substitution of computer coding course credit for any foreign language course credit required to graduate, except in cases in which such foreign language course credit is required to earn an advanced diploma offered by a nationally recognized provider of college-level courses.

**Status:**

01/06/18 House: Prefiled and ordered printed; offered 01/10/18 18102153D

01/06/18 House: Referred to Committee on Education

01/15/18 House: Impact statement from DPB (HB443)

01/19/18 House: Assigned Education sub: Subcommittee #3

**HB454**     [Higher educational institutions, public; governing boards, open educational resources.](#)

*Chief Patron:* Filler-Corn

**Summary:**

Requires the governing board of each public institution of higher education to implement policies, procedures, and guidelines that encourage the adoption and use of low-cost and no-cost open educational resources in courses offered at such institution.

**Status:**

01/07/18 House: Prefiled and ordered printed; offered 01/10/18 18101394D

01/07/18 House: Referred to Committee on Education

01/19/18 House: Impact statement from DPB (HB454)

01/19/18 House: Assigned Education sub: Subcommittee #3

**HB476**     [Community service careers; tuition and fee waivers at higher educational institutions.](#)

*Chief Patron:* Reid

**Summary:**

Requires the State Council of Higher Education for Virginia (the Council) to establish and administer a community service career incentive program (the program) by which any student who is enrolled at a public institution of higher education, intends to pursue a community service career in an area of the Commonwealth in which there is a high need for professionals in such community service career, and meets certain other eligibility criteria established by the Council may apply to the Council for a renewable waiver of tuition and mandatory fees, including room and board. The bill requires each student who is granted a waiver by the Council pursuant to the program to enter into an agreement with the Council to serve in a community service career in an area of the Commonwealth in which there is a high need for professionals in such community service career for a period that is at least equal to the duration of the waiver and, in the event that he does not complete such service, to repay to the Council an amount equal to the full value of the waiver on the terms and in the manner that the Council

prescribes. The bill requires each public institution of higher education to include in its catalog or equivalent publication a statement describing the waivers available pursuant to the program.

**Status:**

01/07/18 House: Prefiled and ordered printed; offered 01/10/18 18101483D

01/07/18 House: Referred to Committee on Education

01/19/18 House: Assigned Education sub: Subcommittee #3

**HB535**     [Higher educational institutions, public; dual enrollment course credit.](#)

*Chief Patron:* Freitas

**Summary:**

Provides that credit received for the successful completion of any dual enrollment course offered pursuant to an agreement for postsecondary degree attainment between a comprehensive community college and a public high school shall satisfy degree requirements at each public institution of higher education.

**Status:**

01/08/18 House: Prefiled and ordered printed; offered 01/10/18 18100143D

01/08/18 House: Referred to Committee on Education

01/19/18 House: Assigned Education sub: Subcommittee #3

01/22/18 House: Subcommittee recommends laying on the table (8-Y 0-N)

**HB576**     [High school graduation requirements; substitution of computer coding for foreign language credit.](#)

*Chief Patron:* Davis

**Summary:**

Requires the Board of Education, in establishing high school graduation requirements, to provide for the substitution of computer coding course credit for any foreign language course credit required to graduate, except in cases in which such foreign language course credit is required to earn an advanced diploma offered by a nationally recognized provider of college-level courses.

**Status:**

01/08/18 House: Prefiled and ordered printed; offered 01/10/18 18102179D

01/08/18 House: Referred to Committee on Education

01/19/18 House: Assigned Education sub: Subcommittee #3

01/23/18 House: Impact statement from DPB (HB576)

**HB600**     [Public employment; inquiries by state agencies and localities regarding](#)

## **criminal convictions.**

**Chief Patron:** Carr

### **Summary:**

Prohibits state agencies from including on any employment application a question inquiring whether the prospective employee has ever been arrested or charged with, or convicted of, any crime, subject to certain exceptions. A prospective employee may not be asked if he has ever been convicted of any crime unless the inquiry takes place after the prospective employee has received a conditional offer of employment, which offer may be withdrawn if the prospective employee has a conviction record that directly relates to the duties and responsibilities of the position. A prospective employee may not be asked if he has ever been arrested or charged with a crime unless the inquiry takes place after the prospective employee has received a conditional offer of employment, which offer may be withdrawn if (i) the prospective employee's criminal arrest or charge resulted in the prospective employee's conviction of a crime and (ii) the crime of which he was convicted directly relates to the duties and responsibilities of the position. The prohibition does not apply to applications for employment with law-enforcement agencies or certain positions designated as sensitive or in instances where a state agency is expressly permitted to inquire into an individual's criminal history for employment purposes pursuant to any provision of federal or state law. The bill also authorizes localities to prohibit such inquiries.

### **Status:**

01/08/18 House: Prefiled and ordered printed; offered 01/10/18 18101929D

01/08/18 House: Referred to Committee on General Laws

01/15/18 House: Impact statement from DPB (HB600)

01/24/18 House: Assigned GL sub: Subcommittee #1

## **HB643     First responders; reduced rate tuition.**

**Chief Patron:** Hope

### **Summary:**

Requires each public institution of higher education to reduce by a rate of five percent the tuition charged to any enrolled student who is a first responder or the child of a first responder, regardless of the domicile of any such individual. The bill defines "first responder" as any emergency medical services agency employee, firefighter, law-enforcement officer, member of a search and rescue organization, member of a regional hazardous materials emergency response team, member of a community emergency response team, or member of a medical reserve corps who responds to and provides assistance during an emergency.

### **Status:**

01/09/18 House: Prefiled and ordered printed; offered 01/10/18 18100194D

01/09/18 House: Referred to Committee on Education

01/19/18 House: Assigned Education sub: Subcommittee #3

01/19/18 House: Impact statement from DPB (HB643)

**HB658**     [Higher educational institutions; campus housing.](#)

*Chief Patron:* Freitas

**Summary:**

Provides that except in the case of students participating in a Reserve Officers' Training Corps program on campus or students enrolled at the Virginia Military Institute, no student enrolled at a public institution of higher education shall be required to live in a campus housing facility.

**Status:**

01/09/18 House: Prefiled and ordered printed; offered 01/10/18 18100146D  
01/09/18 House: Referred to Committee on Education  
01/19/18 House: Assigned Education sub: Subcommittee #3  
01/24/18 House: Impact statement from DPB (HB658)

**HB679**     [Breach of personal information notification; defines unreasonable delay.](#)

*Chief Patron:* Pogge

**Summary:**

Defines the term "unreasonable delay" as a period not to exceed 30 days for purposes of the disclosure requirements imposed upon a person or entity that owns or licenses computerized data that includes personal information when there is a security breach involving such information. Currently, the term is undefined.

**Status:**

01/09/18 House: Prefiled and ordered printed; offered 01/10/18 18101953D  
01/09/18 House: Referred to Committee for Courts of Justice  
01/16/18 House: Assigned Courts sub: Subcommittee #2  
01/16/18 House: Impact statement from DPB (HB679)  
01/17/18 House: Subcommittee recommends laying on the table (8-Y 0-N)

**HB726**     [Virginia Public Procurement Act; small business and microbusiness procurement enhancement program.](#)

*Chief Patron:* Plum

**Summary:**

Codifies the Governor's Executive Order 20 (2014) establishing a statewide small business and microbusiness procurement enhancement program. The bill establishes a statewide goal of 42 percent of small and microbusiness utilization in all discretionary spending by state agencies in procurement orders, prime contracts, and subcontracts. In addition, the bill provides for (i) a set-aside for competition among all small businesses for state agency purchases up to \$100,000 for goods and nonprofessional services

and up to \$50,000 for professional services and (ii) a set-aside for competition among microbusinesses for purchases under \$10,000.

**Status:**

01/09/18 House: Prefiled and ordered printed; offered 01/10/18 18103532D  
01/09/18 House: Referred to Committee on General Laws  
01/19/18 House: Assigned GL sub: Subcommittee #4  
01/23/18 House: Subcommittee recommends continuing to 2019

**HB764**     [Consortium Comprehensive Cancer Center Advisory Board; established, report.](#)

*Chief Patron:* Jones, S.C.

**Summary:**

Establishes as an independent advisory board in state government an 11-member Consortium Comprehensive Cancer Center Advisory Board, consisting of the President of Virginia Commonwealth University or his designee, the Vice President for Health Sciences at Virginia Commonwealth University or his designee, the President of the University of Virginia or his designee, the Executive Vice President for Health Affairs at the University of Virginia or his designee, one representative of Eastern Virginia Medical School, one representative of Virginia Tech Carilion School of Medicine and Research Institute, and five other nonlegislative citizen members, to study the requirements for designation as a consortium Comprehensive Cancer Center by the National Cancer Institute and make recommendations to Virginia Commonwealth University and the University of Virginia relating to the process for establishing a joint National Cancer Institute-designated consortium Comprehensive Cancer Center, including recommendations relating to a joint leadership structure, research integration, and programmatic integration. The provisions of the bill sunset on July 1, 2021.

**Status:**

01/09/18 House: Referred to Committee on Rules  
01/15/18 House: Impact statement from DPB (HB764)  
01/19/18 House: Referred from Rules  
01/19/18 House: Referred to Committee on Appropriations  
01/22/18 House: Assigned App. sub: Higher Education

**HB769**     [Capital outlay plan; updates six-year plan for projects.](#)

*Companion Bill:* SB231

*Chief Patron:* Jones, S.C.

**Summary:**

Updates the six-year capital outlay plan for projects to be funded entirely or partially from general fund-supported resources.



**Status:**

01/09/18 House: Prefiled and ordered printed; offered 01/10/18 18103347D  
01/09/18 House: Referred to Committee on Appropriations  
01/19/18 House: Assigned App. sub: General Government & Capital Outlay

**HB774**     [Public procurement; contracting for construction on a construction management basis.](#)

*Companion Bill:* SB317

*Chief Patron:* Landes

**Summary:**

Authorizes state public bodies and public institutions of higher education to enter into contracts for construction on a construction management basis where the estimated cost is expected to be greater than \$40 million of actual construction costs without following certain statutory procedures. Under current law, such bodies are required to comply with the procedures whenever such bodies determine to use construction management. The bill also changes the threshold for local public bodies to contract for construction using construction management from \$10 million to \$40 million. The bill also amends the components of the definition "complex project" by (i) removing references to multifaceted program, unique equipment, and specialized building systems, (ii) adding unconventional building systems, (iii) clarifying that the accelerated schedule component of the definition must be due to regulatory mandates, and (iv) requiring that any historic designation be properly registered.

**Status:**

01/09/18 House: Prefiled and ordered printed; offered 01/10/18 18103093D  
01/09/18 House: Referred to Committee on General Laws

**HB781**     [Virginia Open Data Initiative Act; created, report.](#)

*Companion Bill:* SB830

*Chief Patron:* Keam

**Summary:**

Creates the Virginia Open Data Initiative Act to increase public awareness of and access to the data created by and available from state agencies. The bill provides for appointment by the Governor of a Chief Data Officer to maintain the official website of the Commonwealth of Virginia as a dedicated open data website. The bill requires the Chief Data Officer to oversee the establishment of procedures, standards, and best practices regarding the appropriate access and presentation of open data and datasets by each agency, including the development of a dataset format standard and ensuring that the datasets are accessible in a nonproprietary, machine-readable format that is compliant with state and federal law. The bill also provides for the Chief Data Officer to submit by December 31, 2019, a written report to the

Governor and the General Assembly consisting of (i) the progress made on the implementation of the provisions of the bill, (ii) the effectiveness in providing open data and datasets to the public and among agencies, and (iii) the feasibility of expanding the open data initiative to the legislative and judicial branches of government.

**Status:**

01/09/18 House: Prefiled and ordered printed; offered 01/10/18 18104653D

01/09/18 House: Referred to Committee on Science and Technology

**HB793**     [Nurse practitioners; practice agreements.](#)

*Chief Patron:* Robinson

**Summary:**

Eliminates the requirement for a practice agreement with a patient care team physician for nurse practitioners who are licensed by the Boards of Medicine and Nursing and have completed at least 1,040 hours of clinical experience as a licensed, certified nurse practitioner. The bill replaces the term "patient care team physician" with the term "collaborating provider" and allows a nurse practitioner who is exempt from the requirement for a practice agreement to enter into a practice agreement to provide collaboration and consultation to a nurse practitioner who is not exempt from the requirement for a practice agreement. The bill establishes title protection for advanced practice registered nurses, nurse practitioners, certified registered nurse anesthetists, certified nurse midwives, and clinical nurse specialists. The bill contains technical amendments.

**Status:**

01/09/18 House: Prefiled and ordered printed; offered 01/10/18 18104186D

01/09/18 House: Referred to Committee on Health, Welfare and Institutions

01/17/18 House: Assigned HWI sub: Subcommittee #1

**HB852**     [Virginia Institutions of Higher Education Substance Use Advisory Committee; established.](#)

*Companion Bill:* SB120

*Chief Patron:* Peace

**Summary:**

Directs the Board of Directors of the Virginia Alcoholic Beverage Control Authority (Board) to establish and appoint members to the Virginia Institutions of Higher Education Substance Use Advisory Committee (Advisory Committee). The bill provides that the goal of the Advisory Committee shall be to develop and update a statewide strategic plan for substance use education, prevention, and intervention at Virginia's public and private institutions of higher education. The bill provides that the Advisory Committee shall consist of representatives from Virginia's public and private institutions of higher

education, including students and directors of student health, and such other members as the Board may deem appropriate.

**Status:**

01/09/18 House: Prefiled and ordered printed; offered 01/10/18 18101329D  
01/09/18 House: Referred to Committee on General Laws  
01/19/18 House: Assigned GL sub: Subcommittee #3  
01/23/18 House: Subcommittee recommends reporting (8-Y 0-N)  
01/25/18 House: Reported from General Laws (22-Y 0-N)

**HB874**     [Certificates of public need; creates a three-phase process to sunset requirements.](#)

**Chief Patron:** Orrock

**Summary:**

Creates a three-phase process to sunset certificate of public need requirements for many categories of medical care facilities and projects, with the requirement for a certificate of public need eliminated (i) for the establishment of a new imaging service or addition of new equipment for imaging services beginning July 1, 2019; (ii) for ambulatory and outpatient surgery centers beginning July 1, 2020; and (iii) for hospitals and all other categories of projects other than nursing homes and facilities and equipment for open heart surgery and organ or tissue transplant services beginning July 1, 2021. The bill also creates a new permitting process for categories of facilities and projects exempted from the certificate of public need process that requires the Commissioner of Health to issue a permit but allows the Commissioner to condition a permit (a) on the agreement of the applicant to provide a specified level of care at a reduced rate to indigents, accept patients requiring specialized care, or facilitate the development and operation of primary medical care services in designated medically underserved areas of the applicant's service area or (b) on compliance of the applicant with quality of care standards. The bill allows the Commissioner to refuse to issue a permit if he determines that the project for which the permit is sought would be detrimental to the provision of health services in underserved areas of the Commonwealth.

**Status:**

01/09/18 House: Prefiled and ordered printed; offered 01/10/18 18102305D  
01/09/18 House: Referred to Committee on Health, Welfare and Institutions

**HB908**     [Virginia Freedom of Information Act; meetings held by electronic communication means.](#)

**Chief Patron:** Robinson

**Summary:**

Removes the Freedom of Information Act requirement that the remote locations from which members of a public body participate in meetings through electronic communication means be open to the public.

Instead, members of the public must be provided an electronic communication means substantially equivalent to that provided to members of the public body through which the public may witness the meeting. The bill provides that public access to remote locations from which members of the public body participate through electronic communication means shall be encouraged, but not required; however, if three or more members are gathered at the same remote location, such remote location must be open to the public. The bill also amends the annual reporting requirements for public bodies that meet by electronic communication means. This bill is a recommendation of the Freedom of Information Advisory Council.

**Status:**

01/09/18 House: Referred to Committee on General Laws

01/19/18 House: Assigned GL sub: Subcommittee #4

01/22/18 House: Impact statement from DPB (HB908)

01/23/18 House: Subcommittee recommends reporting (8-Y 0-N)

01/25/18 House: Reported from General Laws (22-Y 0-N)

**HB919** [Virginia Community College System; changes to ensure a standard quality of education.](#)

*Companion Bill:* SB631

*Chief Patron:* Jones, S.C.

**Summary:**

Makes several changes to the Virginia Community College System to ensure a standard quality of education at all comprehensive community colleges, and to ensure in the transfer of community college credit to four-year public institutions of higher education in order to provide higher education as efficiently and cost effective as possible. The bill requires the development of a standard Passport Program and a Uniform Certificate of General Studies program to be offered at each community college. Initially, the Passport Program course offerings would be accepted as credit at a four-year institution, unless a four-year institution had applied for and received a waiver from accepting a particular course for a particular major, with a goal of making all courses in the Uniform Certificate transferrable. Four-year institutions, in cooperation with the Community College System, would be required to map out career education pathways to allow students to see the classes necessary to complete a four-year degree in a particular field of study. The Virginia Community College System would be required to create a single online repository where the public may access all transfer agreements and dual enrollment agreements with four-year institutions. Finally, the State Board for Community Colleges is required to implement an annual review for each community college, and to standardize the course offerings across the community college system.

The bill adds the Virginia Community College System to the Virginia Online Network, and requires that all Passport Program courses be made available through the Network. A community college would be required to indicate whether dual enrollment courses offered at local school division would be eligible for transfer. The Community College system would also be required to maintain a database of all dual enrollment course offered across the Commonwealth.

**Status:**

01/09/18 House: Prefiled and ordered printed; offered 01/10/18 18101739D  
01/09/18 House: Referred to Committee on Appropriations  
01/19/18 House: Assigned App. sub: Higher Education

**HB982** [Higher educational institutions, public; funding.](#)

*Chief Patron:* Davis

**Summary:**

Eliminates the targeted financial incentives currently made available to public institutions of higher education and provides that (i) 50 percent of the funds appropriated for public institutions of higher education from the state general fund or sources other than the state general fund, or both, for each fiscal year of each biennium shall be equitably apportioned among each public institution of higher education for basic operations and instruction, each Virginia undergraduate student actually enrolled at the institution, and need-based financial aid and (ii) the other 50 percent shall be apportioned among such institutions on the basis of performance metrics: percentage of Virginia students enrolled, tuition rates, average amount of time it takes students to complete degrees, student graduation rates, and student employment rates and median salaries six months after graduation.

**Status:**

01/09/18 House: Prefiled and ordered printed; offered 01/10/18 18102194D  
01/09/18 House: Referred to Committee on Appropriations  
01/19/18 House: Assigned App. sub: Higher Education

**HB1102** [Certificate of public need; changes to Medical Care Facilities Certificate of Public Need Program.](#)

*Chief Patron:* Stolle

**Summary:**

Makes changes to the Medical Care Facilities Certificate of Public Need Program. The bill (i) removes specialized centers or clinics or that portion of a physician's office developed for the provision of lithotripsy, magnetic source imaging (MSI), or nuclear medicine imaging from the list of reviewable medical care facilities; (ii) provides that establishment of a medical care facility to replace an existing medical care facility with the same primary service area does not constitute a project; (iii) removes introduction into an existing medical care facility of any new lithotripsy, magnetic source imaging, or obstetrical service that the facility has never provided or has not provided in the previous 12 months and addition by an existing medical care facility of any medical equipment for the provision of lithotripsy and magnetic source imaging (MSI) from the definition of project; (iv) creates a new process for registration of projects exempted from the definition of project by the bill; (v) establishes an expedited 45-day review process for applicants for projects determined to be uncontested or to present limited health planning impacts; (vi) renames the State Medical Facilities Plan as the State Health Services Plan and establishes a State Health Services Plan Advisory Council to provide recommendations related to the

content of the State Health Services Plan; (vii) clarifies the content of the application for a certificate; and (viii) reduces the timeline for a person to be made party to the case for good cause from 80 calendar days to four days following completion of the review and submission of recommendations related to an application.

The bill also (a) directs the Department to develop recommendations to reduce the duration of the average review cycle for applications for certificates of public need to not more than 120 days and to report on its recommendations to the Governor and the General Assembly no later than December 1, 2018; (b) directs the Secretary of Health and Human Resources to review charity care services delivered throughout the Commonwealth and recommend changes to the definition of charity and to the types of charity care requirements imposed on various health care services and report to the Governor and the General Assembly by December 1, 2018; (c) directs the Secretary of Health and Human Resources to convene a group of stakeholders to study and make recommendations related to the appropriate authority of the State Health Commissioner to impose additional conditions on certificates; (d) directs the Secretary of Health and Human Resources to implement a system to ensure that data needed to evaluate whether an application for a certificate is consistent with the State Health Services Plan is timely and reliable, to make all public records pertaining to applications for certificates and the review process available in real-time in a searchable, digital format online, to make an inventory of capacity authorized by certificates of public need, both operational and not yet operational, available in a digital format online, and to make charity care conditions, charity care compliance reporting status, and details on the exact amount of charity care provided or contributed and to whom it was provided or contributed available in a digital format online; (e) directs the Commissioner of Health to develop an analytical framework to guide the work of the State Health Services Plan Advisory Council; and (f) directs the Joint Commission on Health Care to develop specific recommendations for eliminating differences in the certificate of public need review process from one region to another and report on the recommendations to the Chairmen of the House Committee on Health, Welfare and Institutions and the Senate Committee on Education and Health by December 1, 2018.

**Status:**

01/10/18 House: Prefiled and ordered printed; offered 01/10/18 18101691D  
01/10/18 House: Referred to Committee on Health, Welfare and Institutions  
01/17/18 House: Assigned HWI sub: Subcommittee #3

**HB1116** [Virginia voter registration; students to have access to information](#)

**Chief Patron:** VanValkenburg

**Summary:**

Requires each public high school and public institution of higher education to provide to any enrolled student who is of voting age or otherwise eligible to register to vote access to Virginia voter registration information and applications.

**Status:**

01/10/18 House: Prefiled and ordered printed; offered 01/10/18 18103268D  
01/10/18 House: Referred to Committee on Privileges and Elections

01/22/18 House: Assigned P & E sub: Subcommittee #1  
01/22/18 House: Impact statement from DPB (HB1116)  
01/23/18 House: Subcommittee recommends passing by indefinitely (4-Y 2-N)

## **HB1191 [Tuition, in-state; eligibility of certain individuals who have applied for asylum.](#)**

**Chief Patron:** Bulova

### **Summary:**

Declares eligible for in-state tuition any individual who (i) attended a public or private high school in the Commonwealth for at least three years; (ii) graduated from a public or private high school in the Commonwealth or passed a high school equivalency examination approved by the Board of Education; (iii) registers as an entering student at or is enrolled in a public institution of higher education; (iv) provides an affidavit to the public institution of higher education at which he has registered as an entering student or is enrolled stating that he has filed with U.S. Citizenship and Immigration Services an application for asylum; and (v) submits evidence to the institution at which he has registered as an entering student or is enrolled that he, or in the case of a dependent student, at least one parent, guardian, or person standing in loco parentis, has filed, unless exempted by state law, Virginia income tax returns for at least three years prior to the date of registration as an entering student or enrollment. The bill provides that any such individual shall remain eligible for in-state tuition for as long as he maintains continuous enrollment in the public institution of higher education and his application for asylum has not been denied.

### **Status:**

01/10/18 House: Prefiled and ordered printed; offered 01/10/18 18102756D  
01/10/18 House: Referred to Committee on Rules  
01/17/18 House: Impact statement from DPB (HB1191)

## **HB1199 [Virginia College Savings Plan; members of governing board to disclose personal interests, etc.](#)**

**Companion Bill:** SB656

**Chief Patron:** Robinson

### **Summary:**

Makes several changes to the provisions that establish the Virginia College Savings Plan (the Plan), including (i) clarifying that members of the Plan's governing board (the board) are required to disclose personal interests pursuant to the State and Local Government Conflict of Interests Act, (ii) permitting the Plan to maintain an independent disbursement system for the disbursement of prepaid tuition contract benefits, and (iii) requiring each prepaid tuition contract entered into on or after July 1, 2018, to include provisions for the application of tuition prepayments, at a rate equal to the percentage of enrollment-weighted average tuition at public institutions of higher education to be determined by the

board, at (a) public institutions of higher education, (b) accredited nonprofit independent or private institutions of higher education, and (c) non-Virginia public and accredited nonprofit independent or private institutions of higher education, provided that no such payment is less than the sum of tuition prepayments made, less any fees as determined by the board.

**Status:**

01/10/18 House: Prefiled and ordered printed; offered 01/10/18 18102840D

01/10/18 House: Referred to Committee on Appropriations

01/17/18 House: Impact statement from DPB (HB1199)

01/19/18 House: Assigned App. sub: Higher Education

**HB1247 [Virginia Freedom of Information Act; right to speak at open meetings.](#)**

*Companion Bill:* SB336

*Chief Patron:* Cline

**Summary:**

Requires that every public body afford an opportunity for public comment during any open meeting. The bill requires that the notice given by a public body prior to a meeting include information as to the approximate point during the meeting when public comment will be received. The bill permits public bodies to choose the approximate point during the meeting when public comment will be received and permits public bodies to adopt reasonable rules governing the public comment portion of the meeting, including imposing reasonable restrictions on time, place, and manner.

**Status:**

01/10/18 House: Prefiled and ordered printed; offered 01/10/18 18102890D

01/10/18 House: Referred to Committee on General Laws

01/16/18 House: Impact statement from DPB (HB1247)

01/24/18 House: Assigned GL sub: Subcommittee #4

**HB1271 [Public procurement; construction management and transportation construction services.](#)**

*Chief Patron:* Sickles

**Summary:**

Authorizes state public bodies and public institutions of higher education to enter into contracts for construction on a construction management basis and without following certain statutory procedures when the estimated cost is expected to be greater than \$40 million. Under current law, such bodies are required to comply with the procedures whenever they use construction management. The bill also increases from \$10 million to \$40 million the threshold of expected actual construction costs above which local public bodies may contract for construction on a construction management basis. The bill amends the components of the definition of "complex project" by (i) removing references to unique



equipment and specialized building systems, (ii) adding unconventional building systems, (iii) specifying that the accelerated schedule component of a project must be due to regulatory mandates, and (iv) requiring that any historic designation be properly registered.

**Status:**

01/10/18 House: Prefiled and ordered printed; offered 01/10/18 18104429D

01/10/18 House: Referred to Committee on General Laws

**HB1274 [Higher educational institutions, public; expressive activity on campus.](#)**

*Chief Patron:* LaRock

**Summary:**

Establishes several provisions for the protection of expressive activity on the campus of each public institution of higher education, including (i) permitting any individual who wishes to engage in noncommercial expressive activity on campus to do so freely, as long as such expressive activity does not materially and substantially disrupt the functioning of the public institution of higher education and (ii) prohibiting any public institution of higher education from (a) denying a student organization any benefit or privilege available to any other student organization, or otherwise discriminating against a student organization, on the basis of the expressive activity of the members of such organization or (b) restricting a student organization's ability to require any leader or other member of such organization to affirm and adhere to the organization's sincerely held beliefs, comply with the organization's standards of conduct, or further the organization's self-defined mission or purpose.

**Status:**

01/10/18 House: Prefiled and ordered printed; offered 01/10/18 18104487D

01/10/18 House: Referred to Committee on Education

01/19/18 House: Impact statement from DPB (HB1274)

01/19/18 House: Assigned Education sub: Subcommittee #3

01/22/18 House: Subcommittee recommends passing by indefinitely (8-Y 0-N)

**HB1279 [Higher educational institutions, public; policy.](#)**

*Chief Patron:* Tran

**Summary:**

Requires the governing board of each public institution of higher education to adopt a policy for the award of academic credit to any student enrolled at the institution who has successfully completed a military training course or program as part of his military service that is applicable to the student's certificate of degree requirements and is recommended for academic credit by a national higher education association that provides academic credit recommendations for military training courses or programs, noted on the student's military transcript issued by any of the Armed Forces of the United States or otherwise documented in writing by any of the Armed Forces of the United States.

**Status:**

01/10/18 House: Prefiled and ordered printed; offered 01/10/18 18104506D  
01/10/18 House: Referred to Committee on Education  
01/19/18 House: Assigned Education sub: Subcommittee #3  
01/23/18 House: Impact statement from DPB (HB1279)

**HB1299 [Alcoholic beverage control; increases amount of spirits that may be offered.](#)**

*Companion Bill:* SB482

*Chief Patron:* Fariss

**Summary:**

Increases the single sample size for tastings of spirits to one ounce, or two ounces when served as a mixed beverage. The bill also eliminates the requirements that (i) no more than four total samples of alcoholic beverage products or, in the case of spirits samples, no more than three ounces of spirits shall be given or sold to any person per day and (ii) a method be used to track the consumption of spirits samples consumed by each consumer.

**Status:**

01/10/18 House: Prefiled and ordered printed; offered 01/10/18 18104850D  
01/10/18 House: Referred to Committee on General Laws  
01/19/18 House: Assigned GL sub: Subcommittee #3

**HB1321 [Higher educational institutions, public; articulation agreements.](#)**

*Chief Patron:* Cole

**Summary:**

Requires each articulation agreement between each baccalaureate public institution of higher education and associate-degree-granting public institution of higher education to (i) require the articulation of course credit earned within an academic major at the associate-degree-granting institution of higher education in cases in which the baccalaureate public institution of higher education offers the same academic major or similar academic majors and (ii) provide for the articulation of course credit for the successful completion of a dual enrollment course at a public high school in the same manner as is provided for the successful completion of a dual enrollment course at a comprehensive community college.

**Status:**

01/10/18 House: Referred to Committee on Education  
01/19/18 House: Assigned Education sub: Subcommittee #3  
01/22/18 House: Subcommittee recommends reporting (7-Y 1-N)

01/24/18 House: Reported from Education (22-Y 0-N)  
01/24/18 House: Referred to Committee on Appropriations

**HB1357 Public employment; inquiries by state agencies and localities regarding criminal convictions.**

*Companion Bill:* SB252

*Chief Patron:* Aird

***Summary:***

Prohibits state agencies from including on any employment application a question inquiring whether the prospective employee has ever been arrested or charged with, or convicted of, any crime, subject to certain exceptions. A prospective employee may not be asked if he has ever been convicted of any crime unless the inquiry takes place after the prospective employee has received a conditional offer of employment, which offer may be withdrawn if the prospective employee has a conviction record that directly relates to the duties and responsibilities of the position. A prospective employee may not be asked if he has ever been arrested or charged with a crime unless the inquiry takes place after the prospective employee has received a conditional offer of employment, which offer may be withdrawn if (i) the prospective employee's criminal arrest or charge resulted in the prospective employee's conviction of a crime and (ii) the crime of which he was convicted directly relates to the duties and responsibilities of the position. The prohibition does not apply to applications for employment with law-enforcement agencies or certain positions designated as sensitive or in instances where a state agency is expressly permitted to inquire into an individual's criminal history for employment purposes pursuant to any provision of federal or state law. The bill also authorizes localities to prohibit such inquiries.

***Status:***

01/11/18 House: Presented and ordered printed 18103429D  
01/11/18 House: Referred to Committee on General Laws  
01/15/18 House: Impact statement from DPB (HB1357)  
01/24/18 House: Assigned GL sub: Subcommittee #1

**HB1371 Higher educational institutions, public; tuition and mandatory fee waivers.**

*Chief Patron:* Turpin

***Summary:***

Provides that a veteran, as defined in the bill, is entitled to a waiver of undergraduate tuition and mandatory fees for up to 150 credit hours at any public institution of higher education if (i) he resided in the Commonwealth for at least six months immediately preceding his entrance into service in the Armed Forces of the United States, (ii) he served on active duty in the Armed Forces of the United States for at least one year, (iii) he returned to reside in the Commonwealth within six months of his discharge from service in the Armed Forces of the United States, and (iv) he resides in the Commonwealth.

**Status:**

01/12/18 House: Presented and ordered printed 18100520D  
01/12/18 House: Referred to Committee on Appropriations  
01/19/18 House: Assigned App. sub: Higher Education

**HB1407 [Virginia Public Procurement Act; small business and microbusiness procurement enhancement program.](#)**

*Companion Bill:* SB850

*Chief Patron:* Ward

**Summary:**

Codifies the Governor's Executive Order 20 (2014) establishing a statewide small business and microbusiness procurement enhancement program. The bill establishes a statewide goal of 42 percent of small and microbusiness utilization in all discretionary spending by state agencies in procurement orders, prime contracts, and subcontracts. In addition, the bill provides for (i) a set-aside for competition among all small businesses for state agency purchases up to \$100,000 for goods and nonprofessional services and up to \$50,000 for professional services and (ii) a set-aside for competition among microbusinesses for purchases under \$10,000.

**Status:**

01/15/18 House: Presented and ordered printed 18104472D  
01/15/18 House: Referred to Committee on General Laws  
01/19/18 House: Assigned GL sub: Subcommittee #4

**HB1415 [Henrietta Lacks Commission; created, report, sunset date.](#)**

*Chief Patron:* Edmunds

**Summary:**

Creates the Henrietta Lacks Commission to establish, through a public-private partnership, the Henrietta Lacks Life Sciences Center in Halifax County as a cancer research and treatment center designed to (i) transform and accelerate cancer research and treatment through the use of biodata tools, (ii) provide tailored cancer treatment medicine to an underserved portion of rural Southern Virginia, and (iii) incubate new biotech businesses across the Southside Virginia region. The bill has an expiration date of July 1, 2021.

**Status:**

01/15/18 House: Referred to Committee on General Laws  
01/23/18 House: Impact statement from VDH (HB1415)  
01/23/18 House: Referred from General Laws  
01/23/18 House: Referred to Committee on Health, Welfare and Institutions

**HB1425 [Higher education; tuition waiver for dependent children of faculty.](#)**

*Chief Patron:* Rodman

**Summary:**

Authorizes public institutions of higher education to grant full or partial tuition waivers to dependent students of faculty members employed by the institution, to be paid out of the institution's nongeneral funds and used for undergraduate education. The bill would also authorize such institutions to enter into reciprocal agreements that would allow the dependents of faculty to use waivers at other public institutions of higher education that are party to the agreement.

**Status:**

01/15/18 House: Presented and ordered printed 18104950D

01/15/18 House: Referred to Committee on Appropriations

01/19/18 House: Assigned App. sub: Higher Education

01/22/18 House: Impact statement from DPB (HB1425)

**HB1447 [Higher educational institutions, public; tuition, immigration status.](#)**

*Chief Patron:* Guzman

**Summary:**

Removes the prohibition on in-state tuition eligibility for individuals who hold a student visa or another temporary visa.

**Status:**

01/17/18 House: Presented and ordered printed 18104602D

01/17/18 House: Referred to Committee on Rules

01/26/18 House: Impact statement from DPB (HB1447)

**HB1463 [Higher educational institutions; course credit for serving in Armed Forces.](#)**

*Chief Patron:* Tran

**Summary:**

Requires the policies implemented by each baccalaureate public institution of higher education for the purpose of awarding academic credit to students for educational experience gained from service in the Armed Forces of the United States to provide for the acceptance of academic credit awarded by any associate-degree-granting public institution of higher education pursuant to its policies for the award of such credit.

**Status:**

01/17/18 House: Presented and ordered printed 18104613D  
01/17/18 House: Referred to Committee on Education  
01/26/18 House: Assigned Education sub: Subcommittee #3

**HB1473 Higher educational institutions, public; tuition and fee increases, notice and public comment.**

*Chief Patron:* Miyares

***Summary:***

Prohibits the governing board of each public institution of higher education from approving an increase in undergraduate tuition or mandatory fees without providing students, certain parents, and the public notice of and an opportunity to provide public comment at a board meeting in advance of any vote on such an increase.

**Status:**

01/17/18 House: Presented and ordered printed 18104172D  
01/17/18 House: Referred to Committee on Appropriations  
01/22/18 House: Assigned App. sub: Higher Education  
01/23/18 House: Impact statement from DPB (HB1473)

**HB1474 Higher educational institutions, public; governing boards, educational programs.**

*Chief Patron:* Miyares

***Summary:***

Requires educational programs for the governing boards of public institutions of higher education to include presentations relating to (i) board members' primary duty to the citizens of the Commonwealth and (ii) student debt trends.

**Status:**

01/17/18 House: Presented and ordered printed 18104173D  
01/17/18 House: Referred to Committee on Education  
01/19/18 House: Impact statement from DPB (HB1474)  
01/26/18 House: Assigned Education sub: Subcommittee #3

**HB1512 Higher educational institutions, public; tuition and room and board, enrollment.**

**Chief Patron:** Davis

**Summary:**

Requires that the tuition charged to Virginia students at each public institution of higher education be capped at the rate charged to such students for the first academic term of the 2017-2018 academic year. The bill permits the room and board charged to such students to be increased on an annual basis in advance of the first academic term of the academic year, but requires the percentage of such increase to be capped at 90 percent of the annual percentage increase in the Average Consumer Price Index for all items, all urban consumers (CPI-U) for the preceding calendar year. The bill also requires the percentage of non-Virginia students enrolled at each public institution of higher education to be capped at 25 percent beginning with the first academic term of the 2018-2019 academic year and does not prohibit an increase in the tuition or room and board charged to such students.

**Status:**

01/18/18 House: Presented and ordered printed 18104966D  
01/18/18 House: Referred to Committee on Appropriations  
01/22/18 House: Assigned App. sub: Higher Education

**HJ75**     [Study; State Council of Higher Education for Virginia; institutional student loans; report.](#)

**Chief Patron:** Hurst

**Summary:**

Requests that the State Council of Higher Education for Virginia study alternative payment structures and collection methods for delinquent payments on student tuition charges at public institutions of higher education.

**Status:**

01/09/18 House: Prefiled and ordered printed; offered 01/10/18 18103685D  
01/09/18 House: Referred to Committee on Rules  
01/19/18 House: Assigned Rules sub: Subcommittee #1

**HJ80**     [Study; JLARC; compliance reviews; higher education management agreements; report.](#)

**Chief Patron:** Poindexter

**Summary:**

Directs the Joint Legislative Audit and Review Commission to perform compliance reviews of the management agreements between the Commonwealth and The College of William and Mary in Virginia, the University of Virginia, Virginia Commonwealth University, and Virginia Polytechnic Institute and State University that were entered into pursuant to the Restructured Higher Education Financial and Administrative Operations Act of 2005 (the Restructuring Act) and to make recommendations for any

amendment to any such management agreement that it deems necessary to ensure compliance with the provisions of the Restructuring Act.

**Status:**

01/09/18 House: Prefiled and ordered printed; offered 01/10/18 18103044D

01/09/18 House: Referred to Committee on Rules

01/19/18 House: Assigned Rules sub: Subcommittee #1

**HJ144**    [Celebrating the impending 25th Anniversary of the founding of the Sorensen Institute.](#)

*Chief Patron:* Keam

**Summary:**

Designates February 13, 2018, as Sorensen Day in Virginia, in celebration of the 25th anniversary of the founding of the Sorensen Institute for Political Leadership at the University of Virginia.

**Status:**

01/19/18 House: Presented and ordered printed 18105567D

01/19/18 House: Referred to Committee on Rules

01/23/18 House: Assigned Rules sub: Subcommittee #2

**SB28**    [Medical research on dogs and cats; prohibition on use of state funds, civil penalty.](#)

*Chief Patron:* Stanley

**Summary:**

Prohibits appropriating or expending state funds for or to any organization, whether public or private, to carry out any medically unnecessary scientific or medical research that causes significant pain or distress to a dog or cat. The bill defines "significant pain or distress" to include any procedure or condition classified under pain and distress category E by the Department of Agriculture. In addition to any other applicable penalty, any person violating the prohibition on expending state funds for such research will be liable for a civil penalty not to exceed \$50,000 per incident.

**Status:**

11/20/17 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources

01/11/18 Senate: Reported from Agriculture, Conservation and Natural Resources with substitute (15-Y 0-N)

01/11/18 Senate: Committee substitute printed 18105009D-S1

01/11/18 Senate: Rereferred to Finance

01/23/18 Senate: Impact statement from VDH (SB28)



**SB29**      [Budget Bill.](#)

*Companion Bill:* HB29

*Chief Patron:* Norment

**Summary:**

Amending Chapter 836 of the 2017 Acts of Assembly.

**Status:**

12/18/17 Senate: Prefiled and ordered printed; offered 01/10/18 18101956D

12/18/17 Senate: Referred to Committee on Finance

01/18/18 Senate: Budget amendments available

**SB30**      [Budget Bill.](#)

*Companion Bill:* HB30

*Chief Patron:* Norment

**Summary:**

Appropriations of the Budget submitted by the Governor of Virginia in accordance with the provisions of § 2.2-1509, Code of Virginia, and to provide a portion of revenues for the two years ending respectively on the thirtieth day of June, 2019, and the thirtieth day of June, 2020.

**Status:**

12/18/17 Senate: Prefiled and ordered printed; offered 01/10/18 18101966D

12/18/17 Senate: Referred to Committee on Finance

01/18/18 Senate: Budget amendments available

**SB48**      [Concealed handgun; eligibility to carry openly within Commonwealth.](#)

*Chief Patron:* Black

**Summary:**

Allows any person who is otherwise eligible to obtain a concealed handgun permit to carry a concealed handgun without a permit anywhere he may lawfully carry a handgun openly within the Commonwealth.

**Status:**

11/22/17 Senate: Prefiled and ordered printed; offered 01/10/18 18100178D

11/22/17 Senate: Referred to Committee for Courts of Justice

01/15/18 Senate: Reported from Courts of Justice with amendments (9-Y 6-N)

01/15/18 Senate: Rereferred to Finance

**SB77**     [Dual enrollment courses; quality standards, universal transfer course credit.](#)

*Companion Bill:* HB3

*Chief Patron:* Sturtevant

**Summary:**

Requires the State Council of Higher Education for Virginia (the Council), in consultation with the Department of Education and each public institution of higher education, to establish (i) quality standards for dual enrollment courses, including quality standards for course instructors, materials, and content; (ii) a process by which dual enrollment courses that meet or exceed such quality standards are certified as universal transfer courses that satisfy course credit or other academic requirements at any public institution of higher education; and (iii) a policy for the satisfaction of course credit or other academic requirements through the successful completion of universal transfer courses by entering students that (a) identifies the course credit or other academic requirements of each public institution of higher education that the student satisfies by successfully completing a universal transfer course and (b) ensures, to the extent possible, that the satisfaction of course credit or other academic requirements is consistent across each public institution of higher education and each such universal transfer course. The provisions of the bill replace existing provisions that require the Council and each public institution of higher education to establish policies relating to course credit for dual enrollment courses but that do not provide for quality standards or the universal transfer designation for such courses.

**Status:**

12/04/17 Senate: Prefiled and ordered printed; offered 01/10/18 18101426D

12/04/17 Senate: Referred to Committee on Education and Health

01/24/18 Senate: Assigned Education sub: Higher Education

**SB83**     [Renewable energy; third-party power purchase agreements.](#)

*Chief Patron:* Edwards

**Summary:**

Replaces the pilot program initially enacted in 2013 that authorized certain third-party power purchase agreements providing financing of certain renewable generation facilities. The measure requires the State Corporation Commission to establish third-party power purchase agreement programs for each electric utility. The programs authorized by this measure apply to all electric utilities and do not set limits on the size of facilities. The measure also exempts sellers under third-party power purchase agreements from being defined as a public utility, public service corporation, public service company, or electric utility solely because of the sale of electricity or ownership or operation of a renewable generation facility.

**Status:**

12/08/17 Senate: Prefiled and ordered printed; offered 01/10/18 18101562D  
12/08/17 Senate: Referred to Committee on Commerce and Labor  
01/12/18 Senate: Impact statement from SCC (SB83)

**SB107**     **Dual enrollment courses; quality standards, universal transfer course credit.**

**Chief Patron:** Suetterlein

**Summary:**

Requires the State Council of Higher Education for Virginia (the Council), in consultation with the Department of Education and each public institution of higher education, to establish (i) quality standards for dual enrollment courses, including quality standards for course instructors, materials, and content; (ii) a process by which dual enrollment courses that meet or exceed such quality standards are certified as universal transfer courses that satisfy course credit or other academic requirements at any public institution of higher education; and (iii) a policy for the satisfaction of course credit or other academic requirements through the successful completion of universal transfer courses by entering students that (a) identifies the course credit or other academic requirements of each public institution of higher education that the student satisfies by successfully completing a universal transfer course and (b) ensures, to the extent possible, that the satisfaction of course credit or other academic requirements is consistent across each public institution of higher education and each such universal transfer course. The provisions of the bill replace existing provisions that require the Council and each public institution of higher education to establish policies relating to course credit for dual enrollment courses but that do not provide for quality standards or the universal transfer designation for such courses.

**Status:**

12/12/17 Senate: Prefiled and ordered printed; offered 01/10/18 18101773D  
12/12/17 Senate: Referred to Committee on Education and Health  
01/24/18 Senate: Assigned Education sub: Higher Education

**SB120**     **Virginia Institutions of Higher Education Substance Use Advisory Committee; established.**

**Companion Bill:** HB852

**Chief Patron:** Favola

**Summary:**

Directs the Board of Directors of the Virginia Alcoholic Beverage Control Authority (Board) to establish and appoint members to the Virginia Institutions of Higher Education Substance Use Advisory Committee (Advisory Committee). The bill provides that the goal of the Advisory Committee shall be to develop and update a statewide strategic plan for substance use education, prevention, and intervention at Virginia's public and private institutions of higher education. The bill provides that the Advisory Committee shall consist of representatives from Virginia's public and private institutions of higher

education, including students and directors of student health, and such other members as the Board may deem appropriate.

**Status:**

01/25/18 Senate: Read second time  
01/25/18 Senate: Reading of substitute waived  
01/25/18 Senate: Committee substitute agreed to 18105753D-S1  
01/25/18 Senate: Engrossed by Senate - committee substitute SB120S1  
01/26/18 Senate: Read third time and passed Senate (37-Y 2-N)

**SB158**     [Medical assistance; eligibility for state plan.](#)

*Companion Bill:* HB348

*Chief Patron:* Edwards

**Summary:**

Requires the Board of Medical Assistance Services to include in the state plan for medical assistance provision for the payment of medical assistance on behalf of individuals described in 42 U.S.C. § 1396a(a)(10)(A)(i)(VIII) who are under 65 years of age and not otherwise eligible for medical assistance and whose household income does not exceed 133 percent of the federal poverty level for a family of that size. The bill provides that such provision shall expire on December 31 of any year in which the federal medical assistance percentage for such individuals falls below the percentages set forth in 42 C.F.R. § 433.10(c)(6).

**Status:**

12/28/17 Senate: Prefiled and ordered printed; offered 01/10/18 18101593D  
12/28/17 Senate: Referred to Committee on Education and Health  
01/18/18 Senate: Impact statement from DPB (SB158)

**SB231**     [Capital outlay plan; updates six-year plan for projects.](#)

*Companion Bill:* HB769

*Chief Patron:* Hanger

**Summary:**

Updates the six-year capital outlay plan for projects to be funded entirely or partially from general fund-supported resources.

**Status:**

01/19/18 Senate: Read second time and engrossed  
01/22/18 Senate: Read third time and passed Senate (39-Y 0-N)

01/29/18 House: Placed on Calendar  
01/29/18 House: Read first time  
01/29/18 House: Referred to Committee on Appropriations

**SB237** [Tuition, in-state; domicile, individuals currently granted Deferred Action for Childhood Arrivals.](#)

*Companion Bill:* HB11

*Chief Patron:* Marsden

**Summary:**

Declares, absent congressional intent to the contrary, that any individual currently granted Deferred Action for Childhood Arrivals by U.S. Citizenship and Immigration Services has the capacity to intend to remain in the Commonwealth indefinitely and is therefore eligible to establish domicile and receive in-state tuition charges at any public institution of higher education in the Commonwealth.

**Status:**

01/04/18 Senate: Prefiled and ordered printed; offered 01/10/18 18102053D  
01/04/18 Senate: Referred to Committee on Education and Health  
01/16/18 Senate: Impact statement from DPB (SB237)  
01/18/18 Senate: Passed by indefinitely in Education and Health (8-Y 7-N)

**SB252** [Public employment; inquiries by state agencies and localities regarding criminal convictions.](#)

*Companion Bill:* HB1357

*Chief Patron:* Dance

**Summary:**

Prohibits state agencies from including on any employment application a question inquiring whether the prospective employee has ever been arrested or charged with, or convicted of, any crime, subject to certain exceptions. A prospective employee may not be asked if he has ever been convicted of any crime unless the inquiry takes place after the prospective employee has received a conditional offer of employment, which offer may be withdrawn if the prospective employee has a conviction record that directly relates to the duties and responsibilities of the position. A prospective employee may not be asked if he has ever been arrested or charged with a crime unless the inquiry takes place after the prospective employee has received a conditional offer of employment, which offer may be withdrawn if (i) the prospective employee's criminal arrest or charge resulted in the prospective employee's conviction of a crime and (ii) the crime of which he was convicted directly relates to the duties and responsibilities of the position. The prohibition does not apply to applications for employment with law-enforcement agencies or certain positions designated as sensitive or in instances where a state agency is expressly permitted to inquire into an individual's criminal history for employment purposes pursuant to any provision of federal or state law. The bill also authorizes localities to prohibit such inquiries.

**Status:**

01/18/18 Senate: Read second time and engrossed  
01/19/18 Senate: Read third time and passed Senate (23-Y 16-N)  
01/23/18 House: Placed on Calendar  
01/23/18 House: Read first time  
01/23/18 House: Referred to Committee on General Laws

**SB282**     [Medical assistance; eligibility for state plan.](#)

*Chief Patron:* Barker

**Summary:**

Requires the Board of Medical Assistance Services to include in the state plan for medical assistance provision for the payment of medical assistance on behalf of individuals described in 42 U.S.C. § 1396a(a)(10)(A)(i)(VIII) who are under 65 years of age and not otherwise eligible for medical assistance and whose household income does not exceed 133 percent of the federal poverty level for a family of that size. The bill provides that such provision shall expire on December 31 of any year in which the federal medical assistance percentage for such individuals falls below the percentages set forth in 42 C.F.R. § 433.10(c)(6). This bill also repeals provisions of the Code of Virginia establishing the Medicaid Innovation and Reform Commission.

**Status:**

01/05/18 Senate: Prefiled and ordered printed; offered 01/10/18 18102853D  
01/05/18 Senate: Referred to Committee on Education and Health

**SB317**     [Public procurement; contracting for construction on a construction management basis.](#)

*Companion Bill:* HB774

*Chief Patron:* Ruff

**Summary:**

Authorizes state public bodies and public institutions of higher education to enter into contracts for construction on a construction management basis where the estimated cost is expected to be greater than \$40 million of actual construction costs without following certain statutory procedures. Under current law, such bodies are required to comply with the procedures whenever such bodies decide to use construction management. The bill also changes the threshold for local public bodies to contract for construction using construction management from \$10 million to \$40 million. The bill also amends the components of the definition "complex project" by (i) removing references to multifaceted program, unique equipment, and specialized building systems, (ii) adding unconventional building systems, (iii) clarifying that the accelerated schedule component of the definition must be due to regulatory mandates, and (iv) requiring that any historic designation be properly registered.

**Status:**

01/08/18 Senate: Prefiled and ordered printed; offered 01/10/18 18102683D

01/08/18 Senate: Referred to Committee on General Laws and Technology

**SB336**     [Virginia Freedom of Information Act; right to speak at open meetings.](#)

*Companion Bill:* HB1247

*Chief Patron:* Peake

**Summary:**

Requires that every public body afford an opportunity for public comment during any open meeting. The bill requires that the notice given by a public body prior to a meeting include information as to the approximate point during the meeting when public comment will be received. The bill permits public bodies to choose the approximate point during the meeting when public comment will be received and permits public bodies to adopt reasonable rules governing the public comment portion of the meeting, including imposing reasonable restrictions on time, place, and manner.

**Status:**

01/08/18 Senate: Prefiled and ordered printed; offered 01/10/18 18103103D

01/08/18 Senate: Referred to Committee on General Laws and Technology

01/23/18 Senate: Assigned GL&T sub: #1

01/25/18 Senate: Impact statement from DPB (SB336)

**SB373**     [Higher education; prohibits any percentage increase in in-state tuition for undergraduate students.](#)

*Chief Patron:* DeSteph

**Summary:**

Prohibits any percentage increase in in-state tuition or instructional fees for undergraduate students at Virginia's public institutions of higher education that exceeds the annual percentage increase, as determined by the State Council of Higher Education for Virginia, in the 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, from January 1 through December 31 of the year immediately preceding the affected year.

**Status:**

01/25/18 Senate: Incorporates SB377 (DeSteph)

01/25/18 Senate: Incorporates SB577 (DeSteph)

01/25/18 Senate: Incorporates SB836 (DeSteph)

01/25/18 Senate: Incorporates SB749 (Sturtevant)

01/25/18 Senate: Continued to 2019 in Education and Health (15-Y 0-N)

**SB377**     [Higher educational institutions; tuition increase, etc.](#)

*Chief Patron:* DeSteph

*Summary:*

Prohibits any percentage increase in in-state tuition or instructional fees for undergraduate students at Virginia's public institutions of higher education that exceeds the annual percentage increase, as determined by the State Council of Higher Education for Virginia, of the median household income in the Commonwealth, established by the U.S. Department of Housing and Urban Development, of the calendar year immediately preceding the affected year.

**Status:**

01/09/18 Senate: Prefiled and ordered printed; offered 01/10/18 18102838D

01/09/18 Senate: Referred to Committee on Education and Health

01/17/18 Senate: Assigned Education sub: Higher Education

01/25/18 Senate: Incorporated by Education and Health (SB373-DeSteph) (15-Y 0-N)

**SB435**     [Higher educational institutions; primary duties of members of governing boards.](#)

*Chief Patron:* DeSteph

*Summary:*

Provides that the primary duty of any member of a governing board of a public institution of higher education is to the Commonwealth. The bill requires that the educational programs for the governing boards of public institutions of higher education, developed by the State Council of Higher Education for Virginia, shall include presentations on such primary duty.

**Status:**

01/09/18 Senate: Prefiled and ordered printed; offered 01/10/18 18103118D

01/09/18 Senate: Referred to Committee on Education and Health

01/16/18 Senate: Impact statement from DPB (SB435)

01/17/18 Senate: Assigned Education sub: Higher Education

01/25/18 Senate: Passed by indefinitely in Education and Health (14-Y 1-N)

**SB482**     [Alcoholic beverage control; increases amount of spirits that may be offered.](#)

*Companion Bill:* HB1299



**Chief Patron:** Reeves

**Summary:**

Increases the amount of spirits that may be offered as a sample at government stores and special events from one-half ounce to one ounce and the amount that can be offered in a mixed drink from one and one-half ounces to two ounces. The bill eliminates the prohibition on providing more than four samples of alcoholic beverage products or, in the case of spirits samples, more than three ounces of spirits to any person per day and removes the requirement that distillers use a method to track the consumption of each consumer.

**Status:**

01/09/18 Senate: Prefiled and ordered printed; offered 01/10/18 18103732D

01/09/18 Senate: Referred to Committee on Rehabilitation and Social Services

**SB493**     **[Higher educational institutions; valid concealed handgun permit holders.](#)**

**Chief Patron:** Carrico

**Summary:**

Allows any person who possesses a valid Virginia concealed handgun permit or a concealed handgun permit from another state that is recognized by Virginia to carry a concealed handgun on the property of, in buildings owned by, or at events hosted at public institutions of higher education. The bill provides an exception that may prohibit firearms in facilities operated by the Department of Behavioral Health and Developmental Services or a campus police department of a public institution of higher education if such facilities are located on the property of or in buildings owned by a public institution of higher education.

**Status:**

01/09/18 Senate: Prefiled and ordered printed; offered 01/10/18 18100584D

01/09/18 Senate: Referred to Committee for Courts of Justice

01/16/18 Senate: Impact statement from DPB (SB493)

01/17/18 Senate: Passed by indefinitely in Courts of Justice (8-Y 6-N)

**SB505**     **[Doctorate of medical science; establishes requirements for licensure and practice.](#)**

**Chief Patron:** Carrico

**Summary:**

Establishes requirements for licensure and practice as a doctorate of medical science. The bill provides that it is unlawful to practice as a doctorate of medical science unless licensed by the Board of Medicine (Board) and requires that an applicant for licensure, among other requirements, (i) hold an active unrestricted license to practice as a physician assistant in the Commonwealth or another jurisdiction and be able to demonstrate engagement in active clinical practice as a physician assistant under physician supervision for at least three years and (ii) be a graduate of at least a two-year doctor of medical science

program or an equivalent program that is accredited by a regional body under the U.S Department of Education and an accrediting body approved by the Board. The bill provides that doctorates of medical science can practice only as part of a patient care team at a hospital or group medical practice engaged in primary care and are required to maintain appropriate collaboration and consultation, as evidenced in a written or electronic practice agreement, with at least one patient care team physician. The bill requires the Board to establish the scope of practice for doctorates of medical science and to promulgate regulations regarding collaboration and consultation among a patient care team and requirements for the practice agreement. The bill outlines the prescriptive authority of doctorates of medical science. The bill also authorizes various powers and requires various duties of a doctorate of medical science where such powers and duties are, under current law, given to and required of physician assistants and nurse practitioners.

**Status:**

01/09/18 Senate: Prefiled and ordered printed; offered 01/10/18 18103047D

01/09/18 Senate: Referred to Committee on Education and Health

**SB511**    [Optometry; scope of practice.](#)

*Chief Patron:* Suetterlein

**Summary:**

Provides that the practice of optometry includes the evaluation, examination, diagnosis, and treatment of abnormal or diseased conditions of the human eye and its adnexa by the use of medically recognized and appropriate devices, procedures, or technologies but that it does not include treatment by laser surgery; treatment by surgery except for treatment of styes, chalazia, or anterior segment lesions that does not require the use of general anesthesia or sutures; or the use of injections, including venipuncture and intravenous injections, except for certain injections by TPA-certified optometrists and for the treatment of emergency cases of anaphylactic shock with intramuscular epinephrine.

**Status:**

01/09/18 Senate: Prefiled and ordered printed; offered 01/10/18 18101601D

01/09/18 Senate: Referred to Committee on Education and Health

01/25/18 Senate: Reported from Education and Health with substitute (14-Y 1-N)

01/25/18 Senate: Committee substitute printed 18105985D-S1

01/26/18 Senate: Constitutional reading dispensed (35-Y 0-N)

**SB512**    [Virginia Freedom of Information Act; student telephone numbers and personal email addresses.](#)

*Chief Patron:* Suetterlein

**Summary:**

Excludes student telephone numbers and student personal email addresses contained in scholastic records from the mandatory disclosure provisions of the Virginia Freedom of Information Act.

**Status:**

01/09/18 Senate: Prefiled and ordered printed; offered 01/10/18 18104415D  
01/09/18 Senate: Referred to Committee on General Laws and Technology  
01/23/18 Senate: Assigned GL&T sub: #1

**SB568**     [Higher educational institutions, public; student loan information.](#)

*Chief Patron:* Obenshain

**Summary:**

Requires any public institution of higher education that receives federal education loan information for a student enrolled in the institution to provide such student, at least once during each academic year, certain information and estimates regarding the student's federal education loans.

**Status:**

01/09/18 Senate: Prefiled and ordered printed; offered 01/10/18 18102132D  
01/09/18 Senate: Referred to Committee on Education and Health  
01/22/18 Senate: Impact statement from DPB (SB568)  
01/24/18 Senate: Assigned Education sub: Higher Education

**SB572**     [Medical assistance services; State Board of Medical Assistance Services to include in state plan.](#)

*Chief Patron:* Hanger

**Summary:**

Directs the State Board of Medical Assistance Services to include in the state plan for medical assistance services pursuant to Title XIX of the Social Security Act a provision for the payment of medical assistance on behalf of individuals described in 42 U.S.C. § 1396a(a)(10)(A)(i)(VIII) and directs the Secretary of Health and Human Resources to prepare and submit an application for a waiver to allow the Commonwealth to (i) institute a work requirement for all able-bodied adult recipients of medical assistance services, (ii) provide for periodic verification of household income of an individual subject to the work requirement and for redetermination of the individual's eligibility for medical assistance services, and (iii) impose certain requirements related to cost sharing for recipients of medical assistance services, including requirements for premiums, copayments, and coinsurance. Provisions of the bill providing for the payment of medical assistance on behalf of individuals described in 42 U.S.C. § 1396a(a)(10)(A)(i)(VIII) shall expire on July 1, 2020, unless the waiver has been approved and implemented.

**Status:**

01/25/18 Senate: Committee substitute printed to LIS only 18105090D-S1  
01/25/18 Senate: Incorporates SB158 (Edwards)

01/25/18 Senate: Incorporates SB282 (Barker)

01/25/18 Senate: Incorporates SB956 (Barker)

01/25/18 Senate: Passed by indefinitely in Education and Health (8-Y 7-N)

## **SB577**     **Higher education; increase of in-state tuition.**

**Chief Patron:** DeSteph

### **Summary:**

Prohibits any percentage increase in in-state tuition or instructional fees for undergraduate students at Virginia's public institutions of higher education that exceeds the annual percentage increase, as determined by the State Council of Higher Education for Virginia, in the national average wage index as defined in § 209(k)(1) of the Social Security Act, 42 U.S.C. 409(k)(1), of the calendar year immediately preceding the affected year.

### **Status:**

01/09/18 Senate: Prefiled and ordered printed; offered 01/10/18 18102835D

01/09/18 Senate: Referred to Committee on Education and Health

01/17/18 Senate: Assigned Education sub: Higher Education

01/25/18 Senate: Incorporated by Education and Health (SB373-DeSteph) (15-Y 0-N)

## **SB631**     **Virginia Community College System; changes to ensure a standard quality of education.**

**Companion Bill:** HB919

**Chief Patron:** Dunnavant

### **Summary:**

Makes several changes to the Virginia Community College System to ensure a standard quality of education at all comprehensive community colleges, and to ensure in the transfer of community college credit to four-year public institutions of higher education in order to provide higher education as efficiently and cost effective as possible. The bill requires the development of a standard Passport Program and a Uniform Certificate of General Studies program to be offered at each community college. Initially, the Passport Program course offerings would be accepted as credit at a four-year institution, unless a four-year institution had applied for and received a waiver from accepting a particular course for a particular major, with a goal of making all courses in the Uniform Certificate transferrable. Four-year institutions, in cooperation with the Community College System, would be required to map out career education pathways to allow students to see the classes necessary to complete a four-year degree in a particular field of study. The Virginia Community College System would be required to create a single online repository where the public may access all transfer agreements and dual enrollment agreements with four-year institutions. Finally, the State Board for Community Colleges is required to implement an annual review for each community college, and to standardize the course offerings across the community college system.

The bill adds the Virginia Community College System to the Virginia Online Network, and requires that all Passport Program courses be made available through the Network. A community college would be required to indicate whether dual enrollment courses offered at local school division would be eligible for transfer. The Community College system would also be required to maintain a database of all dual enrollment course offered across the Commonwealth.

**Status:**

01/10/18 Senate: Prefiled and ordered printed; offered 01/10/18 18101133D

01/10/18 Senate: Referred to Committee on Education and Health

01/24/18 Senate: Assigned Education sub: Higher Education

**SB656** [Virginia College Savings Plan; members of governing board to disclose personal interests, etc.](#)

*Companion Bill:* HB1199

*Chief Patron:* Hanger

**Summary:**

Makes several changes to the provisions that establish the Virginia College Savings Plan (the Plan), including (i) clarifying that members of the Plan's governing board (the board) are required to disclose personal interests pursuant to the State and Local Government Conflict of Interests Act, (ii) permitting the Plan to maintain an independent disbursement system for the disbursement of prepaid tuition contract benefits, and (iii) requiring each prepaid tuition contract entered into on or after July 1, 2018, to include provisions for the application of tuition prepayments, at a rate equal to the percentage of enrollment-weighted average tuition at public institutions of higher education to be determined by the board, at (a) public institutions of higher education, (b) accredited nonprofit independent or private institutions of higher education, and (c) non-Virginia public and accredited nonprofit independent or private institutions of higher education, provided that no such payment is less than the sum of tuition prepayments made, less any fees as determined by the board.

**Status:**

01/10/18 Senate: Referred to Committee on Education and Health

01/17/18 Senate: Assigned Education sub: Higher Education

01/17/18 Senate: Impact statement from DPB (SB656)

01/25/18 Senate: Reported from Education and Health (15-Y 0-N)

01/25/18 Senate: Rereferred to Finance

**SB747** [Higher educational institutions, public; guaranteed admissions agreements.](#)

*Chief Patron:* Sturtevant

**Summary:**

Provides that the guaranteed admissions agreements between baccalaureate public institutions of higher education and associate-degree-granting public institutions of higher education may provide for the guaranteed admission of a student who earns an associate degree concurrently with a high school diploma through a dual enrollment program, as well as any student who earns an associate degree after high school.

**Status:**

01/10/18 Senate: Prefiled and ordered printed; offered 01/10/18 18101326D

01/10/18 Senate: Referred to Committee on Education and Health

01/24/18 Senate: Assigned Education sub: Higher Education

**SB749**     [Higher education; prohibits percentage increase in in-state tuition.](#)

*Chief Patron:* Sturtevant

**Summary:**

Prohibits, without the prior statutory approval of the General Assembly, any percentage increase in in-state tuition for undergraduate students at Virginia's public institutions of higher education that exceeds twice the annual percentage increase, as determined by the State Council of Higher Education for Virginia, in the 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, from January 1 through December 31 of the year immediately preceding the affected year.

**Status:**

01/10/18 Senate: Prefiled and ordered printed; offered 01/10/18 18100777D

01/10/18 Senate: Referred to Committee on Education and Health

01/17/18 Senate: Assigned Education sub: Higher Education

01/25/18 Senate: Incorporated by Education and Health (SB373-DeSteph) (15-Y 0-N)

**SB779**     [Covenants not to compete; physicians.](#)

*Chief Patron:* Stanley

**Summary:**

Declares that any covenant not to compete that restricts the right of a physician to practice medicine upon the termination of an employment contract is void. A similar prohibition applies to noncompetition provisions triggered by a physician's dissociation from, or the termination or dissolution of, a business entity. The measure provides that all other provisions of the employment contract or other agreement are enforceable, including provisions that require the payment of damages in an amount that is reasonably related to the injury suffered by reason of termination of the employment contract or the dissociation from or the termination or dissolution of a business entity.

**Status:**

01/10/18 Senate: Referred to Committee on Commerce and Labor  
01/22/18 Senate: Reported from Commerce and Labor (8-Y 5-N)  
01/24/18 Senate: Constitutional reading dispensed (40-Y 0-N)  
01/25/18 Senate: Read second time and engrossed  
01/26/18 Senate: Passed by for the day

**SB810**     [Tuition, in-state; eligibility, certain individuals who have applied for permanent residency.](#)

*Companion Bill:* HB343

*Chief Patron:* Marsden

**Summary:**

Declares eligible for in-state tuition any individual who (i) graduated from a public or private high school in the Commonwealth or passed a high school equivalency examination approved by the Board of Education; (ii) registers as an entering student or is enrolled in a public institution of higher education; (iii) has submitted evidence that he or, in the case of a dependent student, at least one parent, guardian, or person standing in loco parentis has filed, unless exempted by state law, Virginia income tax returns for at least one year prior to the date of registration or enrollment; and (iv) provides an affidavit to the public institution of higher education in which he has registered as an entering student or is enrolled stating that he has filed an application to become a permanent resident of the United States and is actively pursuing such permanent residency or will do so as soon as he becomes eligible for such permanent residency.

**Status:**

01/12/18 Senate: Presented and ordered printed 18104466D  
01/12/18 Senate: Referred to Committee on Education and Health  
01/16/18 Senate: Impact statement from DPB (SB810)  
01/18/18 Senate: Passed by indefinitely in Education and Health (8-Y 7-N)

**SB824**     [Higher educational institutions, public; tuition and fee increases, notice to students and public.](#)

*Chief Patron:* Petersen

**Summary:**

Prohibits the governing board of each public institution of higher education from approving an increase in undergraduate tuition or mandatory fees without providing students and the public an opportunity to provide public comment at a board meeting at least 30 days prior to any vote on such an increase.

**Status:**

01/15/18 Senate: Presented and ordered printed 18104883D  
01/15/18 Senate: Referred to Committee on Education and Health

01/17/18 Senate: Assigned Education sub: Higher Education

01/18/18 Senate: Impact statement from DPB (SB824)

## **SB830**     [Virginia Open Data Initiative Act; created, report.](#)

**Companion Bill:** HB781

**Chief Patron:** Barker

### **Summary:**

Creates the Virginia Open Data Initiative Act to increase public awareness of and access to the data created by and available from state agencies. The bill provides for appointment by the Governor of a Chief Data Officer to oversee the establishment of procedures, standards, and best practices regarding the appropriate access and presentation of open data and datasets by each agency. The Chief Data Officer shall develop a dataset format standard to be used by all agencies when providing their datasets to the Chief Data Officer or when making their data available on their own websites and shall ensure that, under the standard, the datasets are accessible in a nonproprietary, machine-readable format that is compliant with state and federal law. The bill also provides for the Chief Data Officer to submit by December 31, 2019, a written report to the Governor and the General Assembly consisting of (i) the progress made on the implementation of the provisions of the bill, (ii) the effectiveness in providing open data and datasets to the public and among agencies, and (iii) the feasibility of expanding the open data initiative to the legislative and judicial branches of government.

### **Status:**

01/15/18 Senate: Presented and ordered printed 18102965D

01/15/18 Senate: Referred to Committee on General Laws and Technology

01/25/18 Senate: Assigned GL&T sub: #2

## **SB836**     [Higher educational institutions, public; tuition and room and board.](#)

**Chief Patron:** DeSteph

### **Summary:**

Requires, for the next two academic years, the tuition charged to Virginia students at each public institution of higher education to be capped at the rate charged to such students for the first academic term of the 2017-2018 academic year. The bill permits, during such two-year period, the room and board charged to such students to be increased on an annual basis in advance of the first academic term of the academic year, but requires the percentage of such increase to be capped at 90 percent of the annual percentage increase in the Average Consumer Price Index for all items, all urban consumers (CPI-U) for the preceding calendar year.

### **Status:**

01/15/18 Senate: Presented and ordered printed 18104812D

01/15/18 Senate: Referred to Committee on Education and Health



01/17/18 Senate: Assigned Education sub: Higher Education

01/25/18 Senate: Incorporated by Education and Health (SB373-DeSteph) (15-Y 0-N)

**SB850**     [Virginia Public Procurement Act; small business and microbusiness procurement enhancement program.](#)

*Companion Bill:* HB1407

*Chief Patron:* Lucas

**Summary:**

Codifies the Governor's Executive Order 20 (2014) establishing a statewide small business and microbusiness procurement enhancement program. The bill establishes a statewide goal of 42 percent of small and microbusiness utilization in all discretionary spending by state agencies in procurement orders, prime contracts, and subcontracts. In addition, the bill provides for (i) a set-aside for competition among all small businesses for state agency purchases up to \$100,000 for goods and nonprofessional services and up to \$50,000 for professional services and (ii) a set-aside for competition among microbusinesses for purchases under \$10,000.

**Status:**

01/16/18 Senate: Presented and ordered printed 18104888D

01/16/18 Senate: Referred to Committee on General Laws and Technology

**SB870**     [Educational institutions certain; designation of governing boards.](#)

*Chief Patron:* DeSteph

**Summary:**

Renames as boards of trustees the boards of visitors of certain educational institutions in the Commonwealth, including baccalaureate public institutions of higher education.

**Status:**

01/18/18 Senate: Presented and ordered printed 18104716D

01/18/18 Senate: Referred to Committee on Education and Health

01/22/18 Senate: Impact statement from DPB (SB870)

01/24/18 Senate: Assigned Education sub: Higher Education

**SJ44**     [Governor; confirming appointments.](#)

*Chief Patron:* Vogel

**Summary:**

Confirms appointments of certain persons made by Governor McAuliffe and communicated to the

General Assembly August 1, 2017.

**Status:**

01/26/18 Senate: Read second time

01/26/18 Senate: Reading of amendments waived

01/26/18 Senate: Committee amendments agreed to

01/26/18 Senate: Engrossed by Senate as amended SJ44E

01/26/18 Senate: Printed as engrossed 18100161D-E