

Legislative Report
University of Virginia -- Office of State Governmental Relations
Monday, February 11, 2019

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HB1666 [University of Virginia's College at Wise; reduced rate tuition.](#)

Companion Bill: SB1519

Chief Patron: Kilgore

Summary:

Permits the board of visitors of the University of Virginia to charge reduced rate tuition to any student enrolled at the University of Virginia's College at Wise who resides in the Appalachian Region as defined in relevant federal law, is domiciled in the Appalachian Region, and is entitled to in-state tuition charges at a public institution of higher education in the Appalachian Region. The bill contains an emergency clause.

Status:

02/08/19 Senate: Read third time

02/08/19 Senate: Reading of substitute waived

02/08/19 Senate: Committee substitute agreed to 19106442D-S1

02/08/19 Senate: Engrossed by Senate - committee substitute HB1666S1

02/08/19 Senate: Passed Senate with substitute (37-Y 3-N)

HB1680 [Certificate of public need; changes to Medical Care Facilities Certificate of Public Need Program.](#)

Chief Patron: Orrock

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) removes additions of operating rooms at an existing hospital or at any medical care facility when each operating room to be added will be utilized solely for surgical procedures for which the average number of such surgeries performed in hospitals in the Commonwealth during the previous three years was less than 0.1 percent of the total number of all surgeries performed in the Commonwealth during the same period from the list of projects for which a certificate is required; (v) eliminates the requirement for a certificate of public need for certain projects involving mental hospitals or psychiatric hospitals and intermediate care facilities established primarily for the medical, psychiatric, or psychological treatment and rehabilitation of individuals with substance abuse; (vi) adds any facility that has common ownership with an affiliated licensed hospital located within 35 miles of the facility and that includes, as part of the facility, a dedicated emergency department as defined in 42 C.F.R. § 489.24(b) that is subject to the requirements

of the federal Emergency Medical Treatment and Labor Act to the list of medical care facilities for which a certificate of public need is required; (vii) limits the definition of "project" to those undertaken by a medical care facility other than a medical care facility that has common ownership with an affiliated licensed hospital located within 35 miles of the facility and that includes, as part of the facility, a dedicated emergency department as defined in 42 C.F.R. § 489.24(b) that is subject to the requirements of the federal Emergency Medical Treatment and Labor Act when the project is undertaken within 10 miles of a general hospital and projects undertaken by a medical care facility that has common ownership with an affiliated licensed hospital located within 35 miles of the facility and that includes, as part of the facility, a dedicated emergency department as defined in 42 C.F.R. § 489.24(b) that is subject to the requirements of the federal Emergency Medical Treatment and Labor Act regardless of where the project is undertaken; (viii) creates a new process for registration of projects exempted from the definition of project by the bill; (ix) establishes an expedited 45-day review process for applicants for projects determined to be uncontested or to present limited health planning impacts; (x) 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; (xi) clarifies the content of the application for a certificate; (xii) 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; (xiii) requires the State Health Commissioner to approve an application that is consistent with the State Health Services Plan unless the State Health Commissioner determines that, upon consideration of certain factors, the application should not be approved; and (xiv) makes review by a regional health planning agency optional for the application.

The bill also (a) delays the effective date of clauses (i) through (xiv) until July 1, 2020, (b) directs the Board of Health to review the geographic area around a general hospital within which a certificate of public need is required to undertake a project set forth in the definition of "project," determine whether the distance identified is appropriate, and, if the Board finds that the distance is not appropriate, develop recommendations for an alternative distance or other measure for determine the scope of the area around a general hospital within which a certificate of public need shall be required to undertake a project, and report such recommendations to the Chairmen of the House Committee on Health, Welfare and Institutions and the Senate Committee on Education and Health by October 1, 2019; (c) 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, 2019; (d) 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 care 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, 2019; (e) 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; (f) 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; (g) directs the State Health Commissioner to develop an analytical

framework to guide the work of the State Health Services Plan Advisory Council; and (h) directs the Secretary of Health and Human Resources convene a work group composed of stakeholders to study and make recommendations for the creation of a multi-member panel to review decisions of the State Health Commissioner denying issuance of a certificate of public need for a proposed project and report his findings to the Chairmen of the House Committee on Health, Welfare and Institutions and the Senate Committee on Education and Health by December 1, 2019.

Status:

12/05/18 House: Prefiled and ordered printed; offered 01/09/19 19100914D

12/05/18 House: Referred to Committee on Health, Welfare and Institutions

01/11/19 House: Assigned HWI sub: Subcommittee #3

01/18/19 House: Impact statement from DPB (HB1680)

02/05/19 House: Tabled in Health, Welfare and Institutions

HB1700 [Budget Bill.](#)

Companion Bill: SB1100

Chief Patron: Jones, S.C.

Summary:

Amends Chapter 2, 2018 Special Session I Acts of Assembly.

Status:

02/07/19 House: VOTE: AGREE TO (99-Y 0-N)

02/07/19 House: Passed House (73-Y 25-N)

02/07/19 House: VOTE: PASSAGE (73-Y 25-N)

02/08/19 Senate: Constitutional reading dispensed

02/08/19 Senate: Referred to Committee on Finance

HB1704 [Higher educational institutions; financial aid award notification.](#)

Chief Patron: Reid

Summary:

Requires any comprehensive financial aid award notification provided to a student by a public institution of higher education or nonprofit private institution of higher education to meet the requirements and best practices established by the Council in its Financial Aid Award Letters Policies and Guidance.

Status:

02/04/19 House: Printed as engrossed 19104754D-EH1

02/05/19 House: Read third time and passed House BLOCK VOTE (99-Y 0-N)

02/05/19 House: VOTE: BLOCK VOTE PASSAGE (99-Y 0-N)

02/06/19 Senate: Constitutional reading dispensed

02/06/19 Senate: Referred to Committee on Education and Health

HB1724 [Grow Your Own Teacher Pilot Programs Fund; created.](#)

Chief Patron: Krizek

Summary:

Establishes the Grow Your Own Teacher Pilot Programs Fund and permits the Department of Education to award grants from such fund to local school boards to establish Grow Your Own Teacher Pilot Programs whereby the local school board provides scholarships not to exceed \$7,500 per academic year for attendance at a baccalaureate institution of higher education in the Commonwealth to any individual who (i) graduated from a public high school in the local school division, (ii) was eligible for free or reduced price lunch throughout the individual's attendance at a public high school in the local school division, and (iii) commits to teach, within three years of graduating from the baccalaureate institution of higher education in the Commonwealth and for a period of at least four years, at a public high school at which at least 50 percent of students qualify for free or reduced price lunch in the school division in which such individual graduated from high school. The bill provides that in the event that any program scholarship recipient fails or refuses to comply with such teaching obligation, the sum of all scholarship funds received by such individual shall be converted to a loan that is subject to repayment with interest. The bill has an expiration date of July 1, 2024.

Status:

01/21/19 House: Reported from Education with amendments (19-Y 3-N)

01/21/19 House: Referred to Committee on Appropriations

01/21/19 House: Assigned App. sub: Elementary & Secondary Education

01/30/19 House: Subcommittee recommends laying on the table (8-Y 0-N)

02/05/19 House: Left in Appropriations

HB1795 [Student voters; Virginia voter registration.](#)

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:

12/27/18 House: Referred to Committee on Privileges and Elections

01/12/19 House: Assigned P & E sub: Subcommittee #1

01/14/19 House: Impact statement from DPB (HB1795)

01/15/19 House: Subcommittee recommends laying on the table (4-Y 2-N)

02/05/19 House: Left in Privileges and Elections

HB1830 [Higher educational institutions, certain; sexual violence policies, student rights.](#)

Chief Patron: Lindsey

Summary:

Requires the Virginia Community College System, Richard Bland College, each baccalaureate public institution of higher education, and each nonprofit private institution of higher education to include in its sexual violence policy certain rights of each student who alleges a violation of such policy and each student who is alleged to have violated such policy, including notice, an opportunity to be heard, and assistance by a licensed attorney, an advocate supervised by a licensed attorney, or another trained advocate in any disciplinary proceeding relating to the alleged violation. The bill requires the State Council of Higher Education for Virginia (the Council) (i) in consultation with state and local bar associations and legal services providers with experience and expertise in disciplinary proceedings relating to alleged violations of the sexual violence policies of such institutions, to generate and maintain a list of attorneys and advocates who are qualified and willing to provide such assistance to students on a pro bono basis or at a reduced-fee rate equivalent to the fee charged by the Legal Services Corporation of Virginia to provide such assistance and (ii) to provide to any attorney or advocate retained by a student funds to provide such assistance at such reduced-fee rate, regardless of whether such attorney or advocate is on the list generated and maintained by the Council.

Status:

01/02/19 House: Prefiled and ordered printed; offered 01/09/19 19101981D

01/02/19 House: Referred to Committee on Education

01/11/19 House: Assigned Education sub: Subcommittee #3

01/21/19 House: Impact statement from DPB (HB1830)

02/05/19 House: Left in Education

HB1831 [Higher educational institutions, public; disciplinary proceedings against enrolled students.](#)

Chief Patron: Lindsey

Summary:

Establishes several requirements for formal and informal proceedings against any student enrolled at a public institution of higher education who is alleged to have violated a rule, policy, or code of student conduct adopted by the institution, including (i) requiring the institution to provide to the student written notice of (a) the specific rule, policy, or code of student conduct that the student is alleged to have violated and the facts upon which such allegation is based; (b) the time, place, and nature of the proceeding; and (c) the rules governing the proceeding and (ii) granting the student in any such proceeding the right to be present, be represented by legal counsel for the duration of the proceeding and any appeal of the decision or sanctions imposed in the proceeding, present evidence, cross-examine witnesses, make objections, and present arguments.

Status:

01/02/19 House: Prefiled and ordered printed; offered 01/09/19 19101986D
01/02/19 House: Referred to Committee on Education
01/11/19 House: Assigned Education sub: Subcommittee #3
01/22/19 House: Impact statement from DPB (HB1831)
02/05/19 House: Left in Education

HB1850 [Minimum wage; increases to \\$9.00 per hour effective July 1, 2019.](#)

Chief Patron: Simon

Summary:

Increases the minimum wage from its current federally mandated level of \$7.25 per hour to \$9 per hour effective July 1, 2019, to \$10 per hour effective January 1, 2020, to \$11 per hour effective January 1, 2021, to \$13 per hour effective January 1, 2022, and to \$15 per hour effective January 1, 2023, unless a higher minimum wage is required by the federal Fair Labor Standards Act (FLSA). For 2024 and thereafter, the annual minimum wage shall be adjusted to reflect increases in the consumer price index. The measure also provides that the Virginia minimum wage applies to persons whose employment is covered by the FLSA.

Status:

01/02/19 House: Referred to Committee on Commerce and Labor
01/15/19 House: Assigned C & L sub: Subcommittee #2
01/29/19 House: Impact statement from DPB (HB1850)
01/29/19 House: Subcommittee failed to recommend reporting (3-Y 5-N)
02/05/19 House: Left in Commerce and Labor

HB1882 [In-state tuition; eligibility, certain individuals who have applied for permanent residency.](#)

Companion Bill: SB1148

Chief Patron: Keam

Summary:

Declares eligible for in-state tuition any individual who (i) graduated from a public or private high school or program of home instruction 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:

01/11/19 House: Assigned App. sub: Higher Education

01/17/19 House: Impact statement from DPB (HB1882)

01/25/19 House: House subcommittee amendments and substitutes offered

01/25/19 House: Subcommittee recommends laying on the table (5-Y 3-N)

02/05/19 House: Left in Appropriations

HB1892 [Small business procurement enhancement program; established, report.](#)

Companion Bill: SB1036

Chief Patron: James

Summary:

Establishes a small business procurement enhancement program (the Program) with a statewide goal of 42 percent of small business utilization in all discretionary spending by state agencies in procurement orders, prime contracts, and subcontracts. In addition, the bill (i) provides for a small business 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) establishes qualification criteria for participation in the Program by business operations on the basis of the total number of employees or annual gross receipts, averaged over the previous three years.

Status:

01/04/19 House: Prefiled and ordered printed; offered 01/09/19 19100764D

01/04/19 House: Referred to Committee on General Laws

01/21/19 House: Assigned GL sub: Subcommittee #4

01/29/19 House: Subcommittee recommends laying on the table (5-Y 3-N)

02/05/19 House: Left in General Laws

HB1967 [Physicians; allowing for competition and additional entities.](#)

Chief Patron: Rasoul

Summary:

Prohibits hospitals and other entities that employ or provide staff membership or professional privileges to individuals licensed to practice medicine in the Commonwealth, medical malpractice insurance providers, or health insurance providers from considering active certification of a physician by a medical specialty board of the American Board of Medical Specialties, the National Board of Physicians and Surgeons, the American Osteopathic Association, the National Board of Osteopathic Physicians and Surgeons, or any other nationally recognized entity providing medical specialty certification as a prerequisite for employment, the granting or continuing of staff membership or professional privileges, issuance of medical malpractice insurance coverage, reimbursement for services provided to a person

covered by a health insurance policy, or licensure to practice medicine in the Commonwealth.

Status:

01/15/19 House: Assigned C & L sub: Subcommittee #2

01/16/19 House: Impact statement from DPB (HB1967)

01/29/19 House: House subcommittee amendments and substitutes offered

01/29/19 House: Subcommittee recommends laying on the table (6-Y 1-N)

02/05/19 House: Left in Commerce and Labor

HB1970 [Telemedicine services; payment and coverage of services.](#)

Companion Bill: SB1221

Chief Patron: Kilgore

Summary:

Requires insurers, corporations, or health maintenance organizations to cover medically necessary remote patient monitoring services as part of their coverage of telemedicine services to the full extent that these services are available. The bill defines remote patient monitoring services as the delivery of home health services using telecommunications technology to enhance the delivery of home health care, including monitoring of clinical patient data such as weight, blood pressure, pulse, pulse oximetry, blood glucose, and other condition-specific data; medication adherence monitoring; and interactive video conferencing with or without digital image upload. The bill requires the Board of Medical Assistance Services to include in the state plan for medical assistance services a provision for the payment of medical assistance for medically necessary health care services provided through telemedicine services.

Status:

02/04/19 House: VOTE: BLOCK VOTE PASSAGE #2 (99-Y 0-N)

02/05/19 Senate: Constitutional reading dispensed

02/05/19 Senate: Referred to Committee on Education and Health

02/07/19 Senate: Reported from Education and Health with amendment (15-Y 0-N)

02/08/19 Senate: Constitutional reading dispensed (40-Y 0-N)

HB2113 [Higher educational institutions, public; withdrawal of veteran student.](#)

Chief Patron: Murphy

Summary:

Requires each public institution of higher education to provide a refund of the tuition and mandatory fees paid by any veteran student for any course from which he is forced to withdraw, for the first time, due to a service-connected medical condition during a semester, as certified in writing to the institution by a physician licensed to practice medicine who treated the veteran student for such medical condition.

Status:

02/05/19 House: VOTE: PASSAGE (98-Y 0-N)
02/06/19 Senate: Constitutional reading dispensed
02/06/19 Senate: Referred to Committee on Education and Health
02/07/19 Senate: Reported from Education and Health (15-Y 0-N)
02/07/19 Senate: Rereferred to Finance

HB2115 [State Medical Facilities Plan; revisions.](#)

Companion Bill: SB1283

Chief Patron: Sickles

Summary:

Requires the State Medical Facilities Plan task force to review the State Medical Facilities Plan and update or validate existing criteria in the State Medical Facilities Plan at least once every two years. Currently, the task force is required to review and update or validate the State Medical Facilities Plan at least once every four years. The bill also exempts amendments to the State Medical Facilities Plan from the Administrative Procedure Act if the Board of Health (i) provides a Notice of Intended Regulatory Action in accordance with the requirements of § 2.2-4007.01, (ii) provides notice and receives comment as provided in § 2.2-4007.03, and (iii) conducts at least one public hearing on the proposed amendments.

Status:

01/08/19 House: Prefiled and ordered printed; offered 01/09/19 19102373D
01/08/19 House: Referred to Committee on Health, Welfare and Institutions
01/14/19 House: Impact statement from DPB (HB2115)
01/16/19 House: Assigned HWI sub: Subcommittee #3
02/05/19 House: Tabled in Health, Welfare and Institutions

HB2122 [Virginia Public Procurement Act; public works contracts, prevailing wage, penalty.](#)

Companion Bill: SB1673

Chief Patron: Carroll Foy

Summary:

Requires contractors and subcontractors under any public contract with a state agency for public works to pay wages, salaries, benefits, and other remuneration at the prevailing wage rate to any mechanic, laborer, or worker employed, retained, or otherwise hired to perform services in connection with the public contract for public works. The bill requires the Commissioner of Labor and Industry to determine the prevailing wage rate for such public contracts on the basis of applicable prevailing wage rate determinations made by the U.S. Secretary of Labor under the provisions of the federal Davis-Bacon Act. The bill provides that a contractor or subcontractor who knowingly or willfully employs any mechanic, laborer, or worker to perform work to be done under the public contract at a rate that is less

than the prevailing wage is guilty of a Class 1 misdemeanor and that such contractor or subcontractor shall be liable to such individuals for the payment of all wages due plus interest and shall be disqualified from bidding on public contracts with any public body until full restitution has been paid to such individuals.

Status:

01/08/19 House: Referred to Committee on Commerce and Labor
01/15/19 House: Assigned C & L sub: Subcommittee #1
01/25/19 House: Impact statement from DPB (HB2122)
01/29/19 House: Subcommittee recommends passing by indefinitely (5-Y 3-N)
02/05/19 House: Left in Commerce and Labor

HB2128 [Telemedicine; physicians licensed in contiguous jurisdictions.](#)

Companion Bill: SB1124

Chief Patron: Guzman

Summary:

Authorizes a person licensed to practice medicine or osteopathy who is in good standing with the applicable regulatory agency of a jurisdiction that is contiguous to the Commonwealth to provide health care services to patients located in the Commonwealth through use of telemedicine services.

Status:

01/08/19 House: Referred to Committee on Health, Welfare and Institutions
01/10/19 House: Impact statement from VDH (HB2128)
01/16/19 House: Assigned HWI sub: Subcommittee #1
01/23/19 House: Subcommittee recommends striking from docket (10-Y 0-N)
02/05/19 House: Tabled in Health, Welfare and Institutions

HB2157 [Minimum wage; increases to \\$10.10 per hour effective January 1, 2020, etc.](#)

Chief Patron: Plum

Summary:

Increases the minimum wage from its current federally mandated level of \$7.25 per hour to \$10.10 per hour effective January 1, 2020, unless a higher minimum wage is required by the federal Fair Labor Standards Act (FLSA). Effective January 1, 2022, the minimum wage shall be adjusted biennially to reflect annual increases in the consumer price index over the two most recent calendar years. The measure also provides that the Virginia minimum wage applies to persons whose employment is covered by the FLSA and to persons employed by the Commonwealth, its agencies or political subdivisions, or a public body.

Status:

01/08/19 House: Referred to Committee on Commerce and Labor
01/15/19 House: Assigned C & L sub: Subcommittee #2
01/29/19 House: Subcommittee recommends laying on the table (5-Y 3-N)
01/30/19 House: Impact statement from DPB (HB2157)
02/05/19 House: Left in Commerce and Labor

HB2164 [Small Business and Supplier Diversity, Department of; redefines 'small business.'](#)

Chief Patron: Davis

Summary:

Redefines "small business" for the purposes of programs for the Department of Small Business and Supplier Diversity and the Virginia Public Procurement Act to mean a business that together with its affiliates has both 250 or fewer employees and average annual gross receipts, less the cost of goods sold by the business, of \$10 million or less averaged over the previous three years. Currently for these programs, a business qualifies as a small business if, together with its affiliates, it has either 250 or fewer employees or average annual gross receipts of \$10 million or less averaged over the previous three years.

Status:

01/31/19 House: Reported from General Laws (15-Y 6-N)
01/31/19 House: Referred to Committee on Appropriations
02/01/19 House: Assigned App. sub: Commerce, Agriculture, Natural Resources & Technology
02/01/19 House: Subcommittee recommends laying on the table (8-Y 0-N)
02/05/19 House: Left in Appropriations

HB2173 [Higher educational institutions, public; tuition and fee increases, public comment.](#)

Chief Patron: Miyares

Summary:

Requires the governing board of each public institution of higher education to establish policies for the public to comment directly during a meeting of such governing board in a live, real-time setting on any proposed increase in undergraduate tuition or mandatory fees within the 30-day period prior to any vote on such increase. The bill permits such policies to include (i) reasonable limits on an individual public comment and total time reserved for public comment and (ii) additional electronic means for the public to communicate with such governing board.

Status:

01/30/19 Senate: Constitutional reading dispensed
01/30/19 Senate: Referred to Committee on Education and Health
02/07/19 Senate: Reported from Education and Health with substitute (15-Y 0-N)

02/07/19 Senate: Committee substitute printed 19106559D-S1

02/07/19 Senate: Rereferred to Finance

HB2234 [Parental leave benefits; DHRM to implement and administer.](#)

Chief Patron: Robinson

Summary:

Requires the Department of Human Resource Management (the Department) to implement and administer 12 weeks of paid parental leave benefits for a state employee who becomes the parent of a child either by adoption or by birth of a child. To be eligible, an employee must be a full-time employee with at least one year of continuous state employment. The bill requires employees to take leave within one year of a child's birth or adoption and provides that if two employees are eligible for benefits for the same child, only one shall claim benefits. The bill provides that if an employee is eligible for both parental leave and maternity leave for the same child, parental leave covers the first 12 weeks of leave; thereafter, if the employee provides notification to her employer from her physician that she is unable to return to work, she may receive short-term disability benefits.

Status:

02/04/19 House: Read second time and engrossed

02/05/19 House: Read third time and passed House BLOCK VOTE (99-Y 0-N)

02/05/19 House: VOTE: BLOCK VOTE PASSAGE (99-Y 0-N)

02/06/19 Senate: Constitutional reading dispensed

02/06/19 Senate: Referred to Committee on Finance

HB2246 [Higher Education Advisory Committee; higher education funding, report.](#)

Chief Patron: Davis

Summary:

Requires the Higher Education Advisory Committee (Advisory Committee) to (i) develop a methodology by which to rate the performance of each public institution of higher education and (ii) review and make recommendations for changes to existing funding methodology and targeted financial incentives. The bill requires the Advisory Committee to consult with national and state policy experts and institutional innovators in other states and consider trends in the implementation of various performance-based funding models, accounting for institutional differences. The Advisory Committee's recommendations shall be designed to achieve increased degree and credential attainment within high-demand fields, reduction of average time-to-degree, improved affordability for Virginia students and families, reduction of debt of former students and graduates, and improved graduate employment outcomes. The bill requires that such recommendations be designed to result in a funding methodology and targeted financial incentives that allocate at least 80 percent of state appropriations for public higher education according to a set of certain performance metrics. Such recommendations are required to be submitted to the General Assembly and the Governor no later than the first day of the regular session of the General Assembly in 2020.

Status:

01/08/19 House: Prefiled and ordered printed; offered 01/09/19 19103306D
01/08/19 House: Referred to Committee on Appropriations
01/14/19 House: Assigned App. sub: Higher Education
01/29/19 House: Impact statement from DPB (HB2246)
02/05/19 House: Left in Appropriations

HB2267 [Hospitals; drawing of certain blood samples.](#)

Chief Patron: Poindexter

Summary:

Directs the Board of Health to amend regulations governing hospitals to require each hospital to which funds are appropriated in any general appropriation act to collect blood samples from patients who are unwilling or unable to provide consent to the collection of such samples when such samples are required by a valid search warrant.

Status:

01/08/19 House: Referred to Committee on Health, Welfare and Institutions
01/16/19 House: Assigned HWI sub: Subcommittee #2
01/18/19 House: Impact statement from DPB (HB2267)
01/24/19 House: Subcommittee recommends striking from docket (8-Y 0-N)
02/05/19 House: Tabled in Health, Welfare and Institutions

HB2271 [State agencies; work by employees of private entities.](#)

Chief Patron: Poindexter

Summary:

Prohibits public employers from permitting any person employed by a private entity to perform professional services for such private entity upon the premises of such public employer or otherwise share office space with the employees of such public employer. The bill also prohibits a public employer from accepting funds from a private entity for the purposes of employing a former or current employee of the private entity to perform professional services for the public employer. The bill defines "private entity" and "professional services."

Status:

01/08/19 House: Prefiled and ordered printed; offered 01/09/19 19103904D
01/08/19 House: Referred to Committee on General Laws
02/05/19 House: Left in General Laws

HB2308 [Virginia Public Procurement Act; public institutions of higher education,](#)

disclosure required.

Companion Bill: SB1688

Chief Patron: Fowler

Summary:

Requires every offeror who submits a proposal to a public institution of higher education for any construction project that (i) has a total cost of \$5 million or more and (ii) uses a procurement method other than competitive sealed bidding to disclose any contributions the offeror has made to the public institution of higher education or any private foundation that exists solely to support the public institution of higher education within the previous five-year period.

Status:

01/08/19 House: Referred to Committee on Appropriations

01/16/19 House: Impact statement from DPB (HB2308)

01/16/19 House: Referred from Appropriations

01/16/19 House: Referred to Committee on General Laws

02/05/19 House: Left in General Laws

HB2336 Higher educational institutions, public; salaries of executive officers.

Chief Patron: Landes

Summary:

Provides that no salary of any executive officer of a public institution of higher education hired on or after July 1, 2019 shall exceed the midpoint of the Level I Range for agency heads set forth in Part 4 of the general appropriation act, provided, however, that (i) the governing board of any institution located in Planning District 8 may adjust the salary of any such executive officer by no more than 19 percent of such midpoint and (ii) the governing board of any institution may supplement the salary of any such executive officer with private gifts, endowment funds, foundation funds, and income from private gifts and endowments.

Status:

02/05/19 House: VOTE: PASSAGE (94-Y 5-N)

02/06/19 Senate: Constitutional reading dispensed

02/06/19 Senate: Referred to Committee on Education and Health

02/07/19 House: Impact statement from DPB (HB2336H1)

02/08/19 Senate: Assigned Education sub: Higher Education

HB2337 Higher educational institutions, public; governing boards, tuition and mandatory fee rates.

Chief Patron: Landes

Summary:

Requires the governing board of each public institution of higher education to provide and discuss certain information relating to the rate of undergraduate tuition and mandatory fees at meetings preceding the meeting at which it sets such rate, including the factors that it expects will influence such rate and a projected range of the increase in such rate. The bill requires the State Council of Higher Education to submit to the Governor and the Chairmen of the House Committee on Appropriations, the House Committee on Education, the Senate Committee on Education and Health, and the Senate Committee on Finance an annual report that contains an assessment of such information.

Status:

02/05/19 Senate: Constitutional reading dispensed
02/05/19 Senate: Referred to Committee on Education and Health
02/07/19 Senate: Reported from Education and Health with substitute (15-Y 0-N)
02/07/19 Senate: Committee substitute printed 19106561D-S1
02/07/19 Senate: Rereferred to Finance

HB2356 [Major Headquarters Workforce Grant Fund; created.](#)

Companion Bill: SB1255

Chief Patron: Jones, S.C.

Summary:

Creates the Major Headquarters Workforce Grant Fund. A qualified e-commerce company that makes a capital investment of at least \$2 billion in a major headquarters facility in Arlington County and that creates at least 25,000 new full-time jobs with an average annual wage of \$150,000 will be eligible for up to \$550 million in grants from the Fund. A qualified company may also be eligible for an additional \$200 million in grants for creating an additional 12,850 new full-time jobs.

Status:

01/28/19 House: Read second time and engrossed
01/29/19 House: Read third time and passed House (85-Y 14-N)
01/29/19 House: VOTE: PASSAGE (85-Y 14-N)
01/30/19 Senate: Constitutional reading dispensed
01/30/19 Senate: Referred to Committee on Finance

HB2359 [Capital outlay plan; updates six-year plan for projects.](#)

Companion Bill: SB1323

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:

01/08/19 House: Prefiled and ordered printed; offered 01/09/19 19103644D
01/08/19 House: Referred to Committee on Appropriations
01/14/19 House: Assigned App. sub: General Government & Capital Outlay
01/14/19 House: Impact statement from DPB (HB2359)
02/05/19 House: Left in Appropriations

HB2366 [Small businesses; changes definition, implementation of certification programs, report.](#)

Companion Bill: SB1394

Chief Patron: Knight

Summary:

Changes the definition of small business, beginning July 1, 2019, to mean a business that (i) is not dominant in its field of operation, as determined by the Department of Small Business and Supplier Diversity (the Department); (ii) is at least 51 percent independently owned and operated by one or more individuals who are U.S. citizens or legal resident aliens; and (iii) together with affiliates, has 250 or fewer employees and average annual gross receipts, excluding the cost of goods and equipment, of \$10 million or less averaged over the previous three years. Under current law, a business must be independently owned and controlled by one or more individuals who are U.S. citizens or legal resident aliens and, together with affiliates, have 250 or fewer employees or annual gross receipts of \$10 million or less averaged over the previous three years. The bill provides that any business entity that the Department has certified as a small business prior to July 1, 2019, shall have the expiration date of such certification extended for an additional one-year period, after such time the business shall be required to meet the requirements for certification in effect at that time. The bill also provides that the Director of the Department shall annually review forms and processes related to small business certification to reduce the administrative and paperwork burden on small businesses seeking certification and recertification. The bill (a) includes a definition of "field of operation"; (b) requires the Secretary of Commerce and Trade to evaluate the small business certification program at three-year intervals, reporting to the Governor and General Assembly by December 1, 2022, and December 1, 2025; and (c) directs the Department to establish and educational outreach initiative to inform and prepare businesses for the changes in the small business certification program.

Status:

01/08/19 House: Prefiled and ordered printed; offered 01/09/19 19101285D
01/08/19 House: Referred to Committee on General Laws
01/21/19 House: Assigned GL sub: Subcommittee #4
02/05/19 House: Left in General Laws

HB2380 [Higher educational institutions, public; online course catalogue, no-cost/low-cost course materials.](#)

Chief Patron: Hurst

Summary:

Requires the registrar or another appropriate employee of each public institution of higher education to identify conspicuously in the online course catalogue or registration system, as soon as practicable after the necessary information becomes available, each course for which the instructor exclusively uses no-cost course materials or low-cost course materials.

Status:

02/04/19 House: Passed House BLOCK VOTE (99-Y 0-N)
02/04/19 House: VOTE: BLOCK VOTE PASSAGE #2 (99-Y 0-N)
02/05/19 Senate: Constitutional reading dispensed
02/05/19 Senate: Referred to Committee on Education and Health
02/08/19 Senate: Assigned Education sub: Higher Education

HB2386 [Higher educational institutions, public; information relating to pledges and donations.](#)

Chief Patron: Bulova

Summary:

Requires public institutions of higher education, when accepting a donation, gift, or similar financial support that is conditioned upon the acceptance of certain terms and conditions by the public institution of higher education, to provide the donor with a written document acknowledging the public institution of higher education's acceptance of such terms and conditions. The bill requires the public institution of higher education to retain a copy of such document and provides that such document shall be subject to the provisions of the Virginia Freedom of Information Act (FOIA). The bill provides that no discretionary exclusion in FOIA shall apply to protect information relating to the amount, date, purpose, and terms of a pledge or donation made to a public institution of higher education. The bill provides that the identity of the donor shall be protected only if (a) the donor has requested anonymity in connection with or as a condition of making a pledge or donation and (b) the pledge or donation does not impose terms or conditions related to academic decision-making.

Status:

01/08/19 House: Prefiled and ordered printed; offered 01/09/19 19104138D
01/08/19 House: Referred to Committee on Education
01/18/19 House: Assigned Education sub: Subcommittee #3
01/30/19 House: Impact statement from DPB (HB2386)
02/05/19 House: Left in Education

HB2388 [In-state tuition; eligibility for certain individuals.](#)

Chief Patron: Lopez

Summary:

Declares eligible for in-state tuition any individual who meets certain eligibility criteria and who has filed an application for permanent residency or asylum or is under the age of 27 and is the child of an individual who has filed an application for asylum. 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 such application 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:

01/23/19 House: Reported from Education (16-Y 5-N)
01/23/19 House: Referred to Committee on Appropriations
01/23/19 House: Assigned App. sub: Higher Education
01/25/19 House: Subcommittee failed to recommend reporting (3-Y 5-N)
02/05/19 House: Left in Appropriations

HB2398 [Small Business and Supplier Diversity, Department of; redefines 'small business.'](#)

Chief Patron: Lopez

Summary:

Redefines "small business" for the purposes of programs for the Department of Small Business and Supplier Diversity and the Virginia Public Procurement Act to mean a business that together with its affiliates has both 250 or fewer employees and average annual gross receipts of \$10 million or less averaged over the previous three years. Currently for these programs, a business qualifies as a small business if, together with its affiliates, it has either 250 or fewer employees or average annual gross receipts of \$10 million or less averaged over the previous three years.

Status:

01/31/19 House: Reported from General Laws (20-Y 0-N)
01/31/19 House: Referred to Committee on Appropriations
02/01/19 House: Assigned App. sub: Commerce, Agriculture, Natural Resources & Technology
02/01/19 House: Subcommittee recommends laying on the table (8-Y 0-N)
02/05/19 House: Left in Appropriations

HB2402 [Public employment; limitations on inquiries by state agencies and](#)

localities regarding.

Chief Patron: Aird

Summary:

Prohibits state agencies and localities 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. A prospective employee may not be asked if he has ever been arrested or charged with or convicted of any crime unless the inquiry takes place during or after a staff interview of the prospective employee. The prohibition does not apply to applications for employment with law-enforcement agencies or positions related to law-enforcement agencies. The prohibition also does not apply to applications for state agency positions designated as sensitive or to state agencies that are expressly permitted to inquire into an individual's criminal arrests or charges for employment purposes pursuant to any provision of federal or state law.

Status:

01/08/19 House: Prefiled and ordered printed; offered 01/09/19 19102917D
01/08/19 House: Referred to Committee on General Laws
01/25/19 House: Impact statement from DPB (HB2402)
02/05/19 House: Left in General Laws

HB2427 Health care services; payment estimates.

Companion Bill: SB1004

Chief Patron: Levine

Summary:

Requires hospitals and practitioners licensed by the Board of Medicine to provide a patient or the representative of a patient scheduled to receive a nonemergency procedure, test, or service to be performed by the hospital or practitioner with an estimate of the payment amount for which the patient will be responsible no later than one week after the scheduling of such procedure, test, or service. Currently, only hospitals are required to provide such estimate, and such estimate is required only (i) for elective procedures, tests, or services; (ii) within three days of the procedure, test, or service; and (iii) upon request of the patient or his representative.

Status:

01/08/19 House: Prefiled and ordered printed; offered 01/09/19 19103253D
01/08/19 House: Referred to Committee on Health, Welfare and Institutions
01/16/19 House: Assigned HWI sub: Subcommittee #1
01/23/19 House: Subcommittee failed to recommend reporting (5-Y 5-N)
02/05/19 House: Tabled in Health, Welfare and Institutions

HB2449 Scholastic records; disclosure of directory information.

Chief Patron: Wilt

Summary:

Provides that a school or institution of higher education may disclose certain directory information of a student to certain internal persons for educational purposes or internal business if the student has not opted out of such disclosure. Under current law, such disclosures require written consent. The bill also provides an exception for state and federal law requirements from the prohibition of such disclosures.

Status:

01/29/19 House: VOTE: BLOCK VOTE PASSAGE (99-Y 0-N)
01/30/19 Senate: Constitutional reading dispensed
01/30/19 Senate: Referred to Committee on Education and Health
02/07/19 Senate: Reported from Education and Health (10-Y 0-N)
02/08/19 Senate: Constitutional reading dispensed (40-Y 0-N)

HB2471 [Higher educational institutions, public; admissions applications, criminal history.](#)

Chief Patron: Aird

Summary:

Prohibits each public institution of higher education from (i) utilizing an institution-specific admissions application that contains questions about the criminal history of the applicant or (ii) denying admission to any applicant on the basis of any criminal history information provided by the applicant on any third-party admissions application accepted by the institution.

Status:

01/18/19 House: Assigned Education sub: Subcommittee #3
01/21/19 House: Impact statement from DPB (HB2471)
01/28/19 House: House subcommittee amendments and substitutes offered
01/28/19 House: Subcommittee recommends laying on the table (5-Y 3-N)
02/05/19 House: Left in Education

HB2476 [Higher educational institutions, public; tuition and mandatory fees.](#)

Companion Bill: SB1616

Chief Patron: Reid

Summary:

Declares the governing board of any public institution of higher education for which the average increase in the amount of undergraduate tuition and mandatory fees over the most recent 10-academic-year period exceeds the average increase in the amount of undergraduate tuition and mandatory fees over

such period across each public institution of higher education ineligible to increase undergraduate tuition and mandatory fees for the subsequent academic year. The bill permits each other public institution of higher education to increase undergraduate tuition and mandatory fees for the subsequent academic year by a certain percentage, but prohibits any such percentage increase from exceeding the following product: the annual percentage increase 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 relevant academic year, multiplied by a certain factor that is based on the size of the increase in the undergraduate tuition and mandatory fees over the most recent 10-academic-year period.

Status:

01/21/19 House: Subcommittee recommends referring to Committee on Appropriations

01/23/19 House: Reported from Education (17-Y 3-N)

01/23/19 House: Referred to Committee on Appropriations

01/24/19 House: Impact statement from DPB (HB2476)

02/05/19 House: Left in Appropriations

HB2490 [Tech Talent Investment Program and Fund; created, report.](#)

Companion Bill: SB1617

Chief Patron: Rush

Summary:

Creates a grant program to assist qualified public institutions of higher education, defined in the bill, in reaching, by 2039, a goal of increasing, in the aggregate, the number of bachelor's and master's degrees awarded in computer science, computer engineering, and closely related fields by at least 25,000 degrees. To be eligible for an annual grant, a qualified institution is required to enter into a memorandum of understanding setting forth specific criteria for eligible degrees, eligible expenses, and degree production goals. The bill requires qualified institutions that are grant recipients to report annually on progress towards meeting such goals and that grants issued pursuant to the program are subject to appropriation. The bill also requires the Secretary of Finance to submit an annual report to the Chairmen of the House Committee on Appropriations and the Senate Committee on Finance regarding (i) the progress of each qualified institution toward the goals set forth in their memorandum of understanding and (ii) the aggregate amount of grants awarded to each qualified institution.

Status:

02/05/19 House: Read third time and passed House (92-Y 5-N)

02/05/19 House: VOTE: PASSAGE (92-Y 5-N)

02/06/19 Senate: Constitutional reading dispensed

02/06/19 Senate: Referred to Committee on Finance

02/07/19 House: Impact statement from DPB (HB2490H1)

HB2550 [Commonwealth of Virginia Research Consortium Authority; created.](#)

Companion Bill: SB1651

Chief Patron: Jones, S.C.

Summary:

Creates the Commonwealth of Virginia Research Consortium Authority (the Consortium) to oversee and support research and commercialization in the Commonwealth. The Consortium will be advised by an Investment Advisory Committee and a Research and Technology Advisory Committee. Existing grant, loan, and investment funds currently administered by the Innovation and Entrepreneurship Investment Authority and the Virginia Research Investment Committee would be consolidated under the Consortium, and the Consortium would be responsible for the Commonwealth Research and Technology Strategic Roadmap. The Consortium would also be responsible for allocating research-related funds to the Virginia Biosciences Health Research Consortium and the Commonwealth Center for Advanced Manufacturing. The bill repeals the existing Virginia Research Investment Committee and the Innovation and Entrepreneurship Investment Authority. The Center for Innovative Technology would move under the authority of the Consortium. A stakeholder group would be appointed to oversee the transition to the Consortium, and the Governor would be authorized to appoint an interim chief executive officer of the Consortium based upon the recommendations of the stakeholder group.

Status:

02/04/19 House: Engrossed by House - committee substitute HB2550H1
02/05/19 House: Read third time and passed House BLOCK VOTE (99-Y 0-N)
02/05/19 House: VOTE: BLOCK VOTE PASSAGE (99-Y 0-N)
02/06/19 Senate: Constitutional reading dispensed
02/06/19 Senate: Referred to Committee on Finance

HB2567 [Higher educational institutions, public; free exercise of religion on campus.](#)

Chief Patron: LaRock

Summary:

Provides that, except as otherwise permitted by the First Amendment to the United States Constitution, no public institution of higher education shall prohibit the free exercise of religion by any individual, including enrolled students, faculty and other employees, and invited guests, on campus.

Status:

01/09/19 House: Referred to Committee on Education
01/15/19 House: Impact statement from DPB (HB2567)
01/18/19 House: Assigned Education sub: Subcommittee #3
01/28/19 House: Subcommittee recommends laying on the table (7-Y 1-N)
02/05/19 House: Left in Education

HB2589 [Teacher Education and Licensure, Advisory Board on; membership, report.](#)

Chief Patron: Tran

Summary:

Grants to the Chancellor of the Virginia Community College System voting privileges as a member of the Advisory Board on Teacher Education and Licensure (the Advisory Board). The bill requires the Advisory Board to report to the Board of Education and the Chairmen of the House Committee on Education and the Senate Committee on Education and Health no later than December 1, 2019, recommendations relating to licensure qualifications for individuals (i) employed by an institution of higher education to teach career and technical education courses in a high school setting and (ii) to teach dual enrollment courses in a high school setting.

Status:

02/04/19 House: Engrossed by House - committee substitute HB2589H1
02/05/19 House: Read third time and passed House (97-Y 0-N)
02/05/19 House: VOTE: PASSAGE (97-Y 0-N)
02/06/19 Senate: Constitutional reading dispensed
02/06/19 Senate: Referred to Committee on Education and Health

HB2590 [Animal testing facilities; adoption of dogs and cats.](#)

Chief Patron: Kory

Summary:

Requires that prior to euthanasia, any animal testing facility that no longer has use for a dog or cat in its possession that does not pose a health or safety risk to the public offer, for a reasonable period of time, such dog or cat for adoption to a releasing agency or through a private placement. The bill authorizes an animal testing facility to enter into an agreement with a releasing agency for the implementation of the adoption.

Status:

01/09/19 House: Prefiled and ordered printed; offered 01/09/19 19100315D
01/09/19 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources
01/16/19 House: Assigned ACNR sub: Subcommittee #1
01/21/19 House: Subcommittee recommends laying on the table (5-Y 2-N)
02/05/19 House: Left in Agriculture, Chesapeake and Natural Resources

HB2602 [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, 2022.

Status:

02/04/19 House: Read second time and engrossed

02/05/19 House: Read third time and passed House BLOCK VOTE (99-Y 0-N)

02/05/19 House: VOTE: BLOCK VOTE PASSAGE (99-Y 0-N)

02/06/19 Senate: Constitutional reading dispensed

02/06/19 Senate: Referred to Committee on Rules

HB2653 [Higher educational institutions, public; institutional partnership performance agreements.](#)

Chief Patron: Cox

Summary:

Permits any public institution of higher education to propose in conjunction with the six-year plan process, and the General Assembly to adopt by reference in the general appropriation act, an institutional partnership performance agreement that advances the objectives of the Virginia Higher Education Opportunity Act of 2011 by aligning the strategies, activities, and investments of the institution, the Commonwealth, and any identified partners concerning (i) college access, affordability, cost predictability, and employment pathways for undergraduate Virginia students and (ii) strategic talent development and other high-priority economic initiatives of the Commonwealth. The bill contains provisions relating to mandatory and permissive contents of, the approval process for, and the legal effect of any such agreement.

Status:

02/05/19 House: Read third time and passed House BLOCK VOTE (99-Y 0-N)

02/05/19 House: VOTE: BLOCK VOTE PASSAGE (99-Y 0-N)

02/06/19 Senate: Constitutional reading dispensed

02/06/19 Senate: Referred to Committee on Finance

02/08/19 House: Impact statement from DPB (HB2653H1)

HB2699 [Humanities, Virginia Foundation for the; adds members to task force.](#)

Chief Patron: McQuinn

Summary:

Adds five members to the task force established to assist the Virginia Foundation for the Humanities in its work regarding the history of formerly enslaved African Americans in Virginia. The additional members are the executive director of the Virginia Tourism Authority or his designee, the chairman of the board of trustees of the Virginia Outdoors Foundation or his designee, and three nonlegislative citizen members appointed by the Governor, at least one of whom is required to be the president of a historically black college or university located in the Commonwealth.

Status:

01/25/19 House: VOTE: BLOCK VOTE PASSAGE (97-Y 0-N)
01/28/19 Senate: Constitutional reading dispensed
01/28/19 Senate: Referred to Committee on Education and Health
02/07/19 Senate: Reported from Education and Health (15-Y 0-N)
02/08/19 Senate: Constitutional reading dispensed (40-Y 0-N)

HB2712 [Higher educational institutions, public; certain students, eligibility for in-state tuition.](#)

Chief Patron: Tran

Summary:

Declares eligible for in-state tuition, regardless of domicile, any non-Virginia student enrolled at a public institution of higher education who (i) pays for at least the equivalent of four semesters or two academic years at the institution with funds received pursuant to the federal Veterans' Access to Care through Choice, Accountability, and Transparency Act of 2014, and thereafter exhausts eligibility for benefits under such act or (ii) demonstrates a commitment to pay for at least the equivalent of four semesters or two academic years at the institution with funds received pursuant to such act through an affidavit, provided that (a) any such student maintains continuous enrollment in the same degree program at the same institution after he exhausts eligibility for such benefits and (b) no such student shall remain eligible for in-state tuition charges for more than three years after he exhausts eligibility for such benefits or upon degree completion, whichever occurs first, unless he establishes domicile in the Commonwealth.

Status:

01/30/19 House: Referred to Committee on Appropriations
01/30/19 House: Assigned App. sub: Higher Education
02/01/19 House: House subcommittee amendments and substitutes offered
02/01/19 House: Subcommittee recommends laying on the table (8-Y 0-N)
02/05/19 House: Left in Appropriations

HB2803 [Higher education institutions; employees with training to administer](#)

[naloxone.](#)

Chief Patron: Kory

Summary:

Authorizes employees of a public institution of higher education who have completed a training program to possess and administer naloxone. The bill requires the governing board of each public institution of higher education to develop and implement policies that require at least one employee at each housing facility and health center owned or controlled by the institution to possess naloxone for administration to a person who is believed to be experiencing or about to experience a life-threatening opioid overdose.

Status:

01/18/19 House: Presented and ordered printed 19101039D
01/18/19 House: Referred to Committee on Health, Welfare and Institutions
01/22/19 House: Assigned HWI sub: Subcommittee #3
01/29/19 House: Subcommittee failed to recommend reporting (2-Y 4-N)
02/05/19 House: Tabled in Health, Welfare and Institutions

HJ660 [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:

01/08/19 House: Prefiled and ordered printed; offered 01/09/19 19102690D
01/08/19 House: Referred to Committee on Rules
01/17/19 House: Assigned Rules sub: Subcommittee #1
01/29/19 House: Subcommittee recommends laying on the table (7-Y 0-N)
02/05/19 House: Left in Rules

HR225 [Commending the University of Virginia.](#)

Companion Bill: SR89

Chief Patron: Toscano

Summary:

Commending the University of Virginia on its bicentennial anniversary.

Status:

01/16/19 House: Presented and laid on Speaker's table 19104229D

01/18/19 House: Taken up for immediate consideration

01/18/19 House: Engrossed by House

01/18/19 House: Agreed to by House by voice vote

SB1004 [Health care services; payment estimates.](#)

Companion Bill: HB2427

Chief Patron: Chase

Summary:

Requires hospitals to provide written information about the patient's ability to request an estimate of the payment for an elective procedure, test, or service. The bill requires such written information to be posted conspicuously in public areas of the hospital, including admissions or registration areas, and on any website maintained by the hospital. The bill also requires any physician, physician assistant, or nurse practitioner who practices in an office-based setting to provide, upon request of a patient, a good faith estimate of the charges for health care services for the patient.

Status:

01/29/19 Senate: Impact statement from DPB (SB1004S1)

01/29/19 Senate: Read third time and passed Senate (40-Y 0-N)

02/04/19 House: Placed on Calendar

02/04/19 House: Read first time

02/04/19 House: Referred to Committee on Health, Welfare and Institutions

SB1017 [Minimum wage; increases to \\$8.00 per hour effective July 1, 2019.](#)

Chief Patron: Marsden

Summary:

Increases the minimum wage from its current federally mandated level of \$7.25 per hour to (i) \$8.00 per hour effective July 1, 2019; (ii) \$9.00 per hour effective July 1, 2020; (iii) \$10.10 per hour effective July 1, 2021; and (iv) \$11.25 per hour effective July 1, 2022, unless a higher minimum wage is required by the federal Fair Labor Standards Act (FLSA). The measure also provides that the cash wage paid to a tipped employee shall not be less than 50 percent of the minimum wage and that the tip credit shall equal the difference between the cash wage required to be paid to a tipped employee and the minimum wage.

Status:

08/20/18 Senate: Prefiled and ordered printed; offered 01/09/19 19100314D
08/20/18 Senate: Referred to Committee on Commerce and Labor
01/21/19 Senate: Passed by indefinitely in Commerce and Labor (9-Y 5-N)

SB1036 [Small business procurement enhancement program; established, report.](#)

Companion Bill: HB1892

Chief Patron: Lucas

Summary:

Establishes a small business procurement enhancement program (the Program) with a statewide goal of 42 percent of small business utilization in all discretionary spending by state agencies in procurement orders, prime contracts, and subcontracts. In addition, the bill (i) provides for a small business 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) establishes qualification criteria for participation in the Program by business operations on the basis of the total number of employees or annual gross receipts, averaged over the previous three years.

Status:

10/31/18 Senate: Prefiled and ordered printed; offered 01/09/19 19100794D
10/31/18 Senate: Referred to Committee on General Laws and Technology
01/14/19 Senate: Stricken at request of Patron in General Laws and Technology (14-Y 0-N)

SB1055 [In-state tuition; domicile, individuals granted Deferred Action for Childhood Arrivals.](#)

Chief Patron: Marsden

Summary:

Declares that, absent congressional intent to the contrary, 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:

12/06/18 Senate: Prefiled and ordered printed; offered 01/09/19 19101693D
12/06/18 Senate: Referred to Committee on Education and Health
01/17/19 Senate: Incorporated by Education and Health (SB1640-Boysko) (15-Y 0-N)

SB1068 [Members of boards of visitors; employment waiting period.](#)

Chief Patron: Obenshain

Summary:

Prohibits a baccalaureate public institution of higher education from employing an individual appointed by the Governor to the board of visitors of such institution within two years of the expiration of such member's term but exempts the employment of the institution president or superintendent from such prohibition.

Status:

01/29/19 Senate: Read third time and passed Senate (40-Y 0-N)

02/04/19 House: Placed on Calendar

02/04/19 House: Read first time

02/04/19 House: Referred to Committee on Education

02/08/19 House: Assigned Education sub: Subcommittee #3

SB1098 [Small Business and Supplier Diversity, Department of; redefines 'small business.'](#)

Chief Patron: Marsden

Summary:

Redefines "small business" for the purposes of programs for the Department of Small Business and Supplier Diversity and the Virginia Public Procurement Act to mean a business that together with its affiliates has both 250 or fewer employees and average annual gross receipts of \$10 million or less averaged over the previous three years. The bill provides that gross receipts shall not include the cost of goods and equipment. Currently, under these programs, a business qualifies as a small business if, together with its affiliates, it has either 250 or fewer employees or average annual gross receipts of \$10 million or less averaged over the previous three years.

Status:

02/05/19 Senate: Reading of amendments waived

02/05/19 Senate: Committee amendments agreed to

02/05/19 Senate: Reengrossed by Senate as amended SB1098E

02/05/19 Senate: Constitutional reading dispensed (40-Y 0-N)

02/05/19 Senate: Defeated by Senate (18-Y 22-N)

SB1100 [Budget Bill.](#)

Companion Bill: HB1700

Chief Patron: Norment

Summary:

Amends Chapter 2, 2018 Special Session I Acts of Assembly.

Status:

02/07/19 Senate: Constitutional reading dispensed (40-Y 0-N)
02/07/19 Senate: Passed Senate (40-Y 0-N)
02/11/19 House: Placed on Calendar
02/11/19 House: Read first time
02/11/19 House: Referred to Committee on Appropriations

SB1118 [Higher educational institutions, public; tuition and fee increases, public comment.](#)

Chief Patron: Petersen

Summary:

Requires the governing board of each public institution of higher education, prior to a vote on an increase in undergraduate tuition or mandatory fees, to permit public comment on the proposed increase at a meeting of the governing board. The bill requires each such governing board to establish policies for such public comment, which may include reasonable time limitations.

Status:

02/05/19 Senate: Constitutional reading dispensed (40-Y 0-N)
02/05/19 Senate: Passed Senate (40-Y 0-N)
02/08/19 House: Placed on Calendar
02/08/19 House: Read first time
02/08/19 House: Referred to Committee on Education

SB1124 [Telemedicine; physicians licensed in contiguous jurisdictions.](#)

Companion Bill: HB2128

Chief Patron: Favola

Summary:

Authorizes a person licensed to practice medicine or osteopathy who is in good standing with the applicable regulatory agency of a jurisdiction that is contiguous to the Commonwealth to provide health care services to patients located in the Commonwealth through use of telemedicine services.

Status:

12/27/18 Senate: Prefiled and ordered printed; offered 01/09/19 19101580D
12/27/18 Senate: Referred to Committee on Education and Health
01/10/19 Senate: Impact statement from VDH (SB1124)
01/11/19 Senate: Assigned Education sub: Health Professions
01/24/19 Senate: Incorporated by Education and Health (SB1221-Chafin) (15-Y 0-N)

SB1148 [In-state tuition; eligibility, certain individuals who have applied for permanent residency.](#)

Companion Bill: HB1882

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:

01/02/19 Senate: Prefiled and ordered printed; offered 01/09/19 19101694D

01/02/19 Senate: Referred to Committee on Education and Health

01/17/19 Senate: Incorporated by Education and Health (SB1640-Boysko) (15-Y 0-N)

SB1199 [Public employment; inquiries by state agencies and localities regarding criminal convictions, etc.](#)

Chief Patron: Dance

Summary:

Prohibits state agencies from including on any employment application a question inquiring whether the applicant has ever been arrested or charged with any crime. The bill prohibits state agencies from asking an applicant if he has ever been convicted of any crime unless the inquiry takes place after the applicant has received a conditional offer of employment, which offer may be withdrawn if the applicant has a conviction record that directly relates to the duties and responsibilities of the position. The prohibition does not apply to applications for employment with law-enforcement agencies, 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 adopt ordinances prohibiting such inquiries, with similar limitations.

Status:

01/17/19 Senate: Read second time and engrossed

01/18/19 Senate: Read third time and passed Senate (24-Y 16-N)

01/22/19 House: Placed on Calendar

01/22/19 House: Read first time
01/22/19 House: Referred to Committee on General Laws

SB1200 [Minimum wage; increase to \\$10 per hour effective July 1, 2019.](#)

Chief Patron: Dance

Summary:

Increases the minimum wage from its current federally mandated level of \$7.25 per hour to \$10 per hour effective July 1, 2019, to \$13 per hour effective July 1, 2020, and to \$15 per hour effective July 1, 2021, unless a higher minimum wage is required by the federal Fair Labor Standards Act (FLSA). The measure also provides that the Virginia minimum wage applies to persons whose employment is covered by the FLSA and to persons employed by the Commonwealth, its agencies or political subdivisions, or a public body.

Status:

01/21/19 Senate: Reading of substitute waived
01/21/19 Senate: Substitute by Senator Petersen rejected (19-Y 21-N)
01/21/19 Senate: Engrossed by Senate
01/21/19 Senate: Constitutional reading dispensed (40-Y 0-N)
01/21/19 Senate: Defeated by Senate (19-Y 21-N)

SB1204 [Higher educational institutions, public; student approval of increase in tuition or mandatory fees.](#)

Chief Patron: Stuart

Summary:

Provides that no increase in undergraduate tuition or mandatory fees approved by a governing board of a public institution of higher education will take effect unless such increase receives an affirmative vote of at least two-thirds of undergraduate students enrolled in such institution.

Status:

01/04/19 Senate: Prefiled and ordered printed; offered 01/09/19 19101292D
01/04/19 Senate: Referred to Committee on Education and Health
01/16/19 Senate: Assigned Education sub: Higher Education
01/24/19 Senate: Incorporated by Education and Health (SB1118-Petersen) (15-Y 0-N)

SB1221 [Telemedicine services; payment and coverage of services.](#)

Companion Bill: HB1970

Chief Patron: Chafin

Summary:

Requires insurers, corporations, or health maintenance organizations to cover medically necessary remote patient monitoring services as part of their coverage of telemedicine services to the full extent that these services are available. The bill defines remote patient monitoring services as the delivery of home health services using telecommunications technology to enhance the delivery of home health care, including monitoring of clinical patient data such as weight, blood pressure, pulse, pulse oximetry, blood glucose, and other condition-specific data; medication adherence monitoring; and interactive video conferencing with or without digital image upload. The bill requires the Board of Medical Assistance Services to include in the state plan for medical assistance services a provision for the payment of medical assistance for medically necessary health care services provided through telemedicine services.

Status:

01/31/19 Senate: Engrossed by Senate - committee substitute SB1221S1
02/01/19 Senate: Read third time and passed Senate (40-Y 0-N)
02/06/19 House: Placed on Calendar
02/06/19 House: Read first time
02/06/19 House: Referred to Committee on Health, Welfare and Institutions

SB1239 [Higher educational institutions, public; 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:

01/05/19 Senate: Prefiled and ordered printed; offered 01/09/19 19103207D
01/05/19 Senate: Referred to Committee on Education and Health
01/16/19 Senate: Assigned Education sub: Higher Education
01/17/19 Senate: Impact statement from DPB (SB1239)
01/24/19 Senate: Incorporated by Education and Health (SB1118-Petersen) (15-Y 0-N)

SB1255 [Major Headquarters Workforce Grant Fund; created.](#)

Companion Bill: HB2356

Chief Patron: Ruff

Summary:

Creates the Major Headquarters Workforce Grant Fund. A qualified e-commerce company that makes a capital investment of at least \$2 billion in a major headquarters facility in Arlington County and that creates at least 25,000 new full-time jobs with an average annual wage of \$150,000 will be eligible for up to \$550 million in grants from the Fund. A qualified company may also be eligible for an additional \$200 million in grants for creating an additional 12,850 new full-time jobs.

Status:

01/29/19 Senate: Signed by President

01/30/19 Senate: Enrolled Bill Communicated to Governor on January 30, 2019

01/30/19 Governor: Governor's Action Deadline Midnight, February 6, 2019

02/05/19 Governor: Approved by Governor-Chapter 1 (effective 7/1/19)

02/05/19 Governor: Acts of Assembly Chapter text (CHAP0001)

SB1261 [Higher educational institutions, public; tuition and fee increases, public comment.](#)

Chief Patron: Sturtevant

Summary:

Requires the governing board of each public institution of higher education, prior to a vote on an increase in undergraduate tuition or mandatory fees, to permit public comment on the proposed increase at a meeting of the governing board. The bill requires each such governing board to establish policies for such public comment, which may include reasonable time limitations.

Status:

01/06/19 Senate: Prefiled and ordered printed; offered 01/09/19 19101881D

01/06/19 Senate: Referred to Committee on Education and Health

01/16/19 Senate: Assigned Education sub: Higher Education

01/24/19 Senate: Incorporated by Education and Health (SB1118-Petersen) (15-Y 0-N)

SB1283 [State Medical Facilities Plan; revisions.](#)

Companion Bill: HB2115

Chief Patron: Barker

Summary:

Requires the State Medical Facilities Plan task force to review the State Medical Facilities Plan and update or validate existing criteria in the State Medical Facilities Plan at least once every two years. Currently, the task force is required to review and update or validate the State Medical Facilities Plan at least once every four years. The bill also exempts amendments to the State Medical Facilities Plan from the Administrative Procedure Act if the Board of Health (i) provides a Notice of Intended Regulatory Action in accordance with the requirements of § 2.2-4007.01, (ii) provides notice and receives comment as provided in § 2.2-4007.03, and (iii) conducts at least one public hearing on the proposed amendments.

The provisions of the bill are contingent on funding in a general appropriation act.

Status:

01/29/19 Senate: Impact statement from DPB (SB1283E)
01/30/19 House: Placed on Calendar
01/30/19 House: Read first time
01/30/19 House: Referred to Committee on Appropriations
02/05/19 House: Assigned App. sub: Health & Human Resources

SB1323 [Capital outlay plan; updates six-year plan for projects.](#)

Companion Bill: HB2359

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:

01/22/19 House: Placed on Calendar
01/22/19 House: Read first time
01/22/19 House: Referred to Committee on Appropriations
01/28/19 Senate: Impact statement from DPB (SB1323E)
02/05/19 House: Assigned App. sub: General Government & Capital Outlay

SB1359 [Facilities providing imaging services; shared savings, exemption from certificate of public need.](#)

Chief Patron: Wagner

Summary:

Provides that a certificate of public need shall not be required for the addition of certain imaging services or for the addition by an existing facility of certain new imaging equipment, provided that the medical care facility complies with quality of care standards and charity care requirements established by the Board of Health. The measure also requires health carriers to establish a comparable imaging service incentive program, subject to approval by the Commissioner of Insurance, under which incentives are offered to a covered person who elects to receive a covered imaging service from a lower-cost provider. The measure requires health carriers to make available an interactive mechanism on their website that enables a covered person to compare costs between providers in-network, calculate estimated out-of-pocket costs, and obtain quality data for those providers, to the extent available.

Status:

01/08/19 Senate: Referred to Committee on Education and Health
01/31/19 Senate: Impact statement from DPB (SB1359)
01/31/19 Senate: Rereferred from Education and Health (14-Y 0-N)
01/31/19 Senate: Rereferred to Commerce and Labor
01/31/19 Senate: Stricken at request of Patron in Commerce and Labor (15-Y 0-N)

SB1361 [Certificate of public need; removes certain programs.](#)

Chief Patron: Wagner

Summary:

Repeals the certificate of public need program.

Status:

01/08/19 Senate: Prefiled and ordered printed; offered 01/09/19 19103239D
01/08/19 Senate: Referred to Committee on Education and Health
01/28/19 Senate: Impact statement from DPB (SB1361)
01/31/19 Senate: Passed by indefinitely in Education and Health (12-Y 2-N 1-A)

SB1394 [Small businesses; changes definition, implementation of certification programs, report.](#)

Companion Bill: HB2366

Chief Patron: Dance

Summary:

Changes the definition of small business, beginning July 1, 2019, to mean a business that (i) is not dominant in its field of operation, as determined by the Department of Small Business and Supplier Diversity (the Department); (ii) is at least 51 percent independently owned and operated by one or more individuals who are U.S. citizens or legal resident aliens; and (iii) together with affiliates, has 250 or fewer employees and average annual gross receipts, excluding the cost of goods and equipment, of \$10 million or less averaged over the previous three years. Under current law, a business must be independently owned and controlled by one or more individuals who are U.S. citizens or legal resident aliens and, together with affiliates, have 250 or fewer employees or annual gross receipts of \$10 million or less averaged over the previous three years. The bill provides that any business entity that the Department has certified as a small business prior to July 1, 2019, shall have the expiration date of such certification extended for an additional one-year period, after such time the business shall be required to meet the requirements for certification in effect at that time. The bill also provides that the Director of the Department shall annually review forms and processes related to small business certification to reduce the administrative and paperwork burden on small businesses seeking certification and recertification. The bill (a) includes a definition of "field of operation"; (b) requires the Secretary of Commerce and Trade to evaluate the small business certification program at three-year intervals, reporting to the Governor and General Assembly by December 1, 2022, and December 1, 2025; and (c)

directs the Department to establish and educational outreach initiative to inform and prepare businesses for the changes in the small business certification program.

Status:

01/08/19 Senate: Prefiled and ordered printed; offered 01/09/19 19102857D

01/08/19 Senate: Referred to Committee on General Laws and Technology

01/28/19 Senate: Stricken at request of Patron in General Laws and Technology (15-Y 0-N)

SB1519 [University of Virginia's College at Wise; reduced rate tuition.](#)

Companion Bill: HB1666

Chief Patron: Carrico

Summary:

Permits the board of visitors of the University of Virginia to charge reduced rate tuition to any student enrolled at the University of Virginia's College at Wise who resides in the Appalachian Region as defined in relevant federal law, is domiciled in the Appalachian Region, and is entitled to in-state tuition charges at a public institution of higher education in the Appalachian Region. The bill contains an emergency clause.

Status:

02/05/19 Senate: Constitutional reading dispensed (39-Y 0-N)

02/05/19 Senate: Passed Senate (38-Y 2-N)

02/08/19 House: Placed on Calendar

02/08/19 House: Read first time

02/08/19 House: Referred to Committee on Appropriations

SB1546 [Higher education; 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:

01/08/19 Senate: Prefiled and ordered printed; offered 01/09/19 19102813D

01/08/19 Senate: Referred to Committee on Education and Health

01/16/19 Senate: Assigned Education sub: Higher Education

01/24/19 Senate: Incorporated by Education and Health (SB1118-Petersen) (15-Y 0-N)

01/24/19 Senate: Impact statement from DPB (SB1546)

SB1581 [Parental leave; providing leave to state employees.](#)

Chief Patron: Suetterlein

Summary:

Codifies the policy described in Executive Order Number 12 (2018) providing parental leave to state employees, consisting of eight weeks (320 hours) of paid leave in addition to leave provided under other state and federal programs. The bill requires that parental leave be available following the birth, adoption, or foster placement of a child under age 18 and be available to both parents of such child if both are state employees. The bill requires that parental leave be taken within six months of a birth, adoption, or foster placement and limits parental leave to once in any 12-month period and only once per child.

Status:

02/01/19 Senate: Read second time and engrossed

02/04/19 Senate: Read third time and passed Senate (40-Y 0-N)

02/06/19 House: Placed on Calendar

02/06/19 House: Read first time

02/06/19 House: Referred to Committee on General Laws

SB1597 [Research and development; changes related to the funding and oversight of initiatives.](#)

Chief Patron: Saslaw

Summary:

Makes several changes related to the funding and oversight of research and development initiatives in the Commonwealth. The bill codifies the existing Virginia Biosciences Health Research Corporation (VBHRC), and brings it under the authority of the Innovation and Entrepreneurship Investment Authority (IEIA). The bill also creates a new Capital Research Investment Advisory Committee (Investment Committee), and an accompanying nonstock, nonprofit corporation under the IEIA, to oversee early and seed-stage venture capital investments. The Virginia Research Investment Committee would provide guidance to the IEA and the Investment Committee. The Board membership of the IEIA is expanded to include the chairman of VRIC and the VBHRC. Finally, the bill directs the Secretaries of Commerce and Trade and Education to convene a stakeholder group to review a recent technology report and make recommendations concerning the allocation of resources related to research, development, and commercialization.

Status:

01/09/19 Senate: Prefiled and ordered printed; offered 01/09/19 19102131D

01/09/19 Senate: Referred to Committee on Commerce and Labor
01/21/19 Senate: Rereferred from Commerce and Labor (13-Y 0-N)
01/21/19 Senate: Rereferred to Finance
01/31/19 Senate: Incorporated by Finance (SB1651-Howell) (16-Y 0-N)

SB1616 [Higher educational institutions, public; tuition and mandatory fees.](#)

Companion Bill: HB2476

Chief Patron: Wagner

Summary:

Declares the governing board of any public institution of higher education for which the average increase in the amount of undergraduate tuition and mandatory fees over the most recent 10-academic-year period exceeds the average increase in the amount of undergraduate tuition and mandatory fees over such period across each public institution of higher education ineligible to increase undergraduate tuition and mandatory fees for the subsequent academic year. The bill permits each other public institution of higher education to increase undergraduate tuition and mandatory fees for the subsequent academic year by a certain percentage, but prohibits any such percentage increase from exceeding the following product: the annual percentage increase 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 relevant academic year, multiplied by a certain factor that is based on the size of the increase in the undergraduate tuition and mandatory fees over the most recent 10-academic-year period.

Status:

01/09/19 Senate: Prefiled and ordered printed; offered 01/09/19 19102744D
01/09/19 Senate: Referred to Committee on Education and Health
01/16/19 Senate: Assigned Education sub: Higher Education
01/24/19 Senate: Impact statement from DPB (SB1616)
01/24/19 Senate: Incorporated by Education and Health (SB1118-Petersen) (15-Y 0-N)

SB1617 [Tech Talent Investment Program and Fund; created, report.](#)

Companion Bill: HB2490

Chief Patron: Ruff

Summary:

Creates a grant program to assist qualified public institutions of higher education, defined in the bill, in reaching, by 2039, a goal of increasing, in the aggregate, the number of bachelor's and master's degrees awarded in computer science, computer engineering, and closely related fields by at least 25,000 degrees. To be eligible for an annual grant, a qualified institution is required to enter into a memorandum of understanding setting forth specific criteria for eligible degrees, eligible expenses, and degree production goals. The bill requires qualified institutions that are grant recipients to report annually on

progress towards meeting such goals and that grants issued pursuant to the program are subject to appropriation, and for the Secretary of Commerce and Trade to report annually regarding the ongoing investment and job creation by a certain qualified company.

The provisions of the act are contingent on funding in a general appropriation act.

Status:

02/05/19 Senate: Passed Senate (40-Y 0-N)
02/08/19 House: Placed on Calendar
02/08/19 House: Read first time
02/08/19 House: Referred to Committee on Appropriations
02/08/19 Senate: Impact statement from DPB (SB1617S1)

SB1628 Innovative Internship Fund and Innovative Internship Pilot Program; created and established.

Chief Patron: Dunnivant

Summary:

Establishes the Innovative Internship Fund and Innovative Internship Pilot Program, to be administered by the State Council of Higher Education for Virginia, for the purpose of awarding grants for paid or credit-bearing internships for students enrolled at state institutions that accomplish one or more enumerated goals related to the workforce. The bill also permits any public institution of higher education to propose in conjunction with the six-year plan process, and the General Assembly to adopt by reference in the general appropriation act, a performance pilot that advances the objectives of the Virginia Higher Education Opportunity Act of 2011 by aligning the strategies, activities, and investments of the institution, the Commonwealth, and any identified partners concerning (i) college access, affordability, cost predictability, and employment pathways for undergraduate Virginia students and (ii) strategic talent development and other high-priority economic initiatives of the Commonwealth.

Status:

02/05/19 Senate: Passed Senate (40-Y 0-N)
02/08/19 House: Placed on Calendar
02/08/19 House: Read first time
02/08/19 House: Referred to Committee on Appropriations
02/08/19 Senate: Impact statement from DPB (SB1628S1)

SB1640 In-state tuition; eligibility, certain individuals who have applied for permanent residency.

Chief Patron: Boysko

Summary:

Status:

01/17/19 Senate: Rereferred to Finance

01/18/19 Senate: Impact statement from DPB (SB1640)

01/23/19 Senate: Rereferred from Fin. (15-Y 0-N)

01/23/19 Senate: Rereferred to Education and Health

01/31/19 Senate: Passed by indefinitely in Education and Health (8-Y 7-N)

SB1651 [Partnership for Innovation and Entrepreneurship Authority; increases membership, etc.](#)

Companion Bill: HB2550

Chief Patron: Howell

Summary:

Creates the Partnership for Innovation and Entrepreneurship Authority (the Partnership) to oversee and support research and commercialization in the Commonwealth. The Partnership will be advised by an Investment Advisory Committee, an Entrepreneurship Advisory Committee, and a Research Advisory Committee. Existing grant, loan, and investment funds currently administered by the Innovation and Entrepreneurship Investment Authority and the Virginia Research Investment Committee would be consolidated under the Partnership. The bill repeals the existing Virginia Research Investment Committee.

Status:

02/05/19 Senate: Constitutional reading dispensed (40-Y 0-N)

02/05/19 Senate: Passed Senate (40-Y 0-N)

02/08/19 House: Placed on Calendar

02/08/19 House: Read first time

02/08/19 House: Referred to Committee on Appropriations

SB1660 [Higher educational institutions, baccalaureate public; fixed four-year tuition rate.](#)

Chief Patron: Stanley

Summary:

Requires the governing board of each baccalaureate public institution of higher education to prospectively fix the cost of tuition for incoming freshman Virginia students for four consecutive years, subject to eligibility conditions, beginning with the 2021-2022 academic year. The bill also provides that such institutions may additionally offer a variable in-state tuition rate as an option for such eligible students. The bill exempts the governing board of any such institution that maintains an undergraduate student population composed of at least 80 percent Virginia students from the requirement to establish a four-year fixed tuition rate.

Status:

01/09/19 Senate: Referred to Committee on Education and Health
01/16/19 Senate: Assigned Education sub: Higher Education
01/24/19 Senate: Reported from Education and Health (13-Y 2-N)
01/24/19 Senate: Rereferred to Finance
01/30/19 Senate: Passed by indefinitely in Finance (13-Y 3-N)

SB1673 [Wage; prevailing requirement for public works contracts, penalty.](#)

Companion Bill: HB2122

Chief Patron: Favola

Summary:

Requires contractors and subcontractors under any public contract with a state agency for public works to pay wages, salaries, benefits, and other remuneration to any mechanic, laborer, or worker employed, retained, or otherwise hired to perform services in connection with the public contract for public works at the prevailing wage rate. The Commissioner of Labor and Industry is required to determine the prevailing wage rate for such public contracts on the basis of applicable prevailing wage rate determinations made by the U.S. Secretary of Labor under the provisions of the federal Davis-Bacon Act. A contractor or subcontractor who knowingly or willfully employs any mechanic, laborer, or worker to perform work contracted to be done under the public contract at a rate that is less than the prevailing wage rate is guilty of a Class 1 misdemeanor. In addition, such a contractor or subcontractor shall be liable to such individuals for the payment of all wages due plus interest and shall be disqualified from bidding on public contracts with any public body until full restitution has been paid to the individuals.

Status:

01/11/19 Senate: Presented and ordered printed 19103679D
01/11/19 Senate: Referred to Committee on Commerce and Labor
01/21/19 Senate: Passed by indefinitely in Commerce and Labor (11-Y 4-N)

SB1688 [Virginia Public Procurement Act; public institutions of higher education, disclosure required.](#)

Companion Bill: HB2308

Chief Patron: Ruff

Summary:

Requires every offeror who submits a proposal to a public institution of higher education for any construction project that (i) has a total cost of \$5 million or more and (ii) uses a procurement method other than competitive sealed bidding to disclose any contributions the offeror or any affiliated entity, or any of their respective officers, directors, managers, or members, has made within the previous five-year period to the public institution of higher education or any private foundation that exists solely to support

the public institution of higher education. Any person that knowingly fails to submit such required disclosure is subject to a civil penalty of \$500 and is guilty of a Class 1 misdemeanor.

Status:

02/04/19 Senate: Read third time and passed Senate (40-Y 0-N)
02/06/19 House: Placed on Calendar
02/06/19 House: Read first time
02/06/19 House: Referred to Committee on Education
02/06/19 Senate: Impact statement from DPB (SB1688E)

SR89 [Commending the University of Virginia.](#)

Companion Bill: HR225

Chief Patron: Deeds

Summary:

Commending the University of Virginia on its bicentennial anniversary.

Status:

01/14/19 Senate: Presented 19103908D
01/14/19 Senate: Laid on Clerk's Desk
01/17/19 Senate: Engrossed by Senate
01/17/19 Senate: Agreed to by Senate by voice vote
01/17/19 Senate: Bill text as passed Senate (SR89ER)