

Civil Remedies and Procedure

HB 232 Medical bills; authenticity and reasonableness, who may identify & provide testimony.

Patron: Leftwich

Summary: Allows a plaintiff's guardian, agent under an advance directive, or agent under a power of attorney to identify a medical bill and provide testimony on the bill to establish a rebuttable presumption of authenticity and reasonableness of the bill where the court finds the plaintiff is unable to provide testimony. Current law requires the plaintiff to identify and provide testimony on the bill.

Status: Passed House and Senate and Approved by the Governor

HB 314 Drugs; administration by certain school employees.

Patron: Orrock

Summary: Provides that a prescriber may authorize an employee of a school for students with disabilities licensed by the Board of Education, or a private school accredited pursuant to § 22.1-19 of the Code of Virginia who is trained in the administration of insulin and glucagon to assist with the administration of insulin or administer glucagon to a student diagnosed as having diabetes and who requires insulin injections during the school day or for whom glucagon has been prescribed for the emergency treatment of hypoglycemia. This bill provides immunity from civil damages to such employees for ordinary negligence in acts or omissions resulting from the rendering of such treatment. The bill also allows nurse practitioners and physician assistants to provide training programs on the administration of drugs to students of private accredited schools.

Status: Passed House and Senate and Approved by the Governor

HB 637 Medical malpractice actions; extends limitations period.

Patron: Habeeb

Summary: Extends the two-year limitations period for personal injury actions in malpractice cases arising out of the negligent failure to diagnose an intracranial, intraspinal, or spinal schwannoma or to communicate such diagnosis to the patient for a period of one year from the date the existence of an intracranial, intraspinal, or spinal schwannoma is communicated to the patient. This bill is a recommendation of the Boyd-Graves Conference.

Status: Passed House and Senate and Approved by the Governor

HB 655 Sexual assault; physical evidence recovery kits collection by Department of State Police, etc.

Patron: Filler-Corn

Summary: Requires the Department of State Police, local law-enforcement agencies, and campus police departments to collect evidence obtained in sexual assault investigations, including physical evidence recovery kits from sexual assault investigations where the victim elects at the time of examination not to report the assault to law enforcement. The bill provides that if the victim elects at the time of examination not to report the assault to law enforcement, the law-enforcement agency shall send the kit to the Division of Consolidated Laboratory Services of the Department of General Services, which shall retain the kit for a minimum of five years from the date of receipt or a minimum of five years after the victim reaches the age of majority, whichever is longer. If the victim elects at the time of examination to report the sexual assault to law enforcement, the kit shall be submitted by the law-enforcement agency to the Department of Forensic Science for analysis, then returned to the submitting law-enforcement agency for storage for the same time frame.

Status: Left in Courts of Justice

HB 681 Trafficking in persons; civil action.

Patron: Leftwich

Summary: Creates a civil cause of action against individuals who engage in (i) abduction of any person for the purpose of prostitution, any child under 16 years of age for concubinage, or any minor for the purpose of manufacturing child pornography; (ii) solicitation of prostitution from a minor; or (iii) commercial sex trafficking, or who aid in the conduct thereof. This bill is identical to SB 133.

Status: Passed House and Senate

SB 90 Discovery rule; statute of limitations.

Patron: Marsden

Summary: Provides that the period of limitations for filing a cause of action for injury resulting from implanted medical devices accrues from the time the person knew or should have known of the injury and its causal connection to such device.

Status: Passed House and Senate and Approved by the Governor

SB 111 Punitive damages; raises cap for any action accruing on or after July 1, 2016.

Patron: Petersen

Summary: Punitive damages cap. Raises the punitive damages cap from \$350,000 to \$500,000 for any action accruing on or after July 1, 2016.

Status: Left in House Courts of Justice Civil Law Subcommittee

SB 170 Nonsuits; tolling of limitations, contractual limitation periods.

Patron: Surovell

Summary: Provides that a voluntary nonsuit tolls both a contractual limitation period and a statutorily governed limitation period. This bill is identical to HB 441.

Status: Passed House and Senate and Approved by the Governor

SB 728 Punitive damages; injury by intoxicated drivers, admission of evidence.

Patron: McDougle

Summary: Provides that, when considering what amount of punitive damages to award in a civil action for personal injury or death resulting from the operation of a motor vehicle while intoxicated, the finder of fact may consider evidence of the defendant's similar conduct subsequent to the date of the personal injury or death.

Status: Passed House and Senate

Courts

HB 230 Trusts; a circuit court may create and establish upon petition of an interested party.

Patron: Minchew

Summary: Clarifies that a circuit court may create and establish a trust upon petition of an interested party. The bill states that its provisions are declarative of existing law.

Status: Passed House and Senate and Approved by the Governor

HB 442 Circuit courts; Judicial Council may determine when are open.

Patron: Loupassi

Summary: Allows the Judicial Council to determine when the circuit courts are open subject to the current allowances in the Code for holidays and safety concerns. The bill provides that, in the event the closing schedule of a circuit court differs from that of a local governing body, a circuit court clerk employee will not be required to take annual leave or have his annual compensation reduced. In addition, the bill clarifies that these provisions do not empower the Judicial Council to set the hours of operation of a circuit court clerk.

Status: Passed House and Senate and Approved by the Governor

HB 624 Retention of court records; violent felonies and acts of violence.

Patron: Bell, Robert B.

Summary: Requires that the circuit court case files on crimes that are considered to be violent felonies or acts of violence be retained for 50 years or until the sentence term ends, whichever comes later.

Status: Passed House and Senate and Approved by the Governor

HB 669 CASA Program, Advisory Committee to; membership shall include one judge.

Patron: Peace

Summary: Provides that the membership of the Advisory Committee that advises the Criminal Justice Services Board on matters related to the Court-Appointed Special Advocate Program shall include one juvenile and domestic relations district court or circuit court judge.

Status: Passed House and Senate and Approved by the Governor

HB 789 Exhumations; clerk of circuit court to send notice to next of kin, exception.

Patron: Adams

Summary: Establishes procedures for notification of the next of kin of a dead person upon receipt of the circuit court of a report regarding an investigation that requires an exhumation or filing of a petition for exhumation. The bill provides that in cases in which the exhumation is requested as part of an investigation by the Chief Medical Examiner or other medical examiner, upon request of the attorney for the Commonwealth and a finding that good cause exists, a judge may order for a period not to exceed 90 days that notification of the next of kin of the dead person be withheld, the report and order for exhumation sealed, and any parties involved in the investigation or exhumation not disclose to the next of kin of the dead person or any other person that the court may deem appropriate that the investigation or exhumation has occurred. Such order may be extended for additional periods of up to 90 day upon petition of the attorney for the Commonwealth and a finding that good cause for such extension exists.

Status: Passed House and Senate and Approved by the Governor

HB 1245 Judicial Retirement System; mandatory judicial retirement.

Patron: Knight

Summary: Broadens the age 73 mandatory retirement provision to include all judges regardless of when elected by the General Assembly.

Status: Passed House and Senate

SB 50 Courthouse and courtroom security; assessment.

Patron: Howell

Summary: Increases from \$10 to \$20 the maximum amount a local governing body may assess against a convicted defendant as part of the costs in a criminal or traffic case in district or circuit court to fund courthouse and courtroom security.

Status: Left in House Appropriations

SB 70 Pendente lite support award; source of award.

Patron: Wexton

Summary: Provides that any award or order made by the court pending a suit for divorce, annulment, or separate maintenance shall be paid from the post-separation income of the obligor unless the court, for good cause shown, orders otherwise. The bill also provides that, upon the request of either party, the court may identify the specific source from which the financial obligation imposed is to be paid.

Status: Passed House and Senate and Approved by the Governor

SB 87 Circuit court clerks; disaster plan for recovery of any land record maintained electronically.

Patron: Garrett

Summary: Requires circuit court clerks to maintain a disaster plan for recovery of any land record in possession of the clerk that is maintained as an electronic record. The bill has a delayed effective date of July 1, 2017.

Status: Passed House and Senate and Approved by the Governor

SB 285 Bail appeal; presumption against bail.

Patron: McEachin

Summary: Requires a general district court to stay the imposition of its order granting bail in cases where there was a presumption against bail if the court receives notice that the Commonwealth is going to appeal the court's decision to the circuit case. The stay is

limited to five days but can be waived if the defendant requests a hearing outside the five days.

Status: Passed House and Senate

SB 308 Vacancies in constitutional offices; petition to circuit court to request no special elections.

Patron: Hanger

Summary: Allows the governing body of a county or city in which a vacancy in a constitutional office has occurred to request in its petition for a writ of election that the circuit court order the special election to be held at the next ensuing general election and allows the court to issue such writ. The bill also authorizes the governing body to petition the circuit court to request that no special election be ordered when the vacancy occurs within the 12 months immediately preceding the end of the term of that office and requires the court to grant such a request. The bill also contains technical amendments.

Status: Passed House and Senate and Approved by the Governor

SB 560 Foreclosure advertisements; posted at courthouse and on circuit court website.

Patron: Norment

Summary: Provides that, in lieu of newspaper advertisements, foreclosure sales shall be advertised at the courthouse and on the website of the circuit court for the county or city in which the property to be sold is located, and that the clerk shall place a small notice in a newspaper having a general circulation in the city or county in which the property to be sold is located informing the public of the location of such advertisements.

Status: Defeated by Senate (17-Y 21-N)

Criminal Procedure/Crimes & Offenses

HB 48 Forfeiture of property used in connection with the commission of crimes; finding of guilt required.

Patron: Cole

Summary: Requires that any action for the forfeiture of property used in connection with the commission of a crime be stayed until the person whose property is the subject of the forfeiture action has been found guilty of the crime authorizing the forfeiture, regardless of whether he has been sentenced. The bill provides that property may be forfeited even though no finding of guilt is made if (i) the forfeiture is ordered by the court pursuant to a plea agreement or (ii) the owner of the property has not submitted a written demand for the return of the property within one year from the date the property was seized.

Status: Defeated by House (47-Y 50-N)

HB 107 Restoration of civil right to vote; eligibility for persons convicted of nonviolent felonies.

Patron: Habeeb

Summary: Provides for the automatic restoration of the civil right to be eligible to register to vote to persons convicted of nonviolent felonies (excepting felony drug and election fraud crimes) upon completion of sentence, including any term of probation or parole, and the payment of all restitution, fines, costs, and fees assessed as a result of the felony conviction.

Status: Left in Privileges and Elections

HB 582 Criminal defendants; evaluation for insanity or competence.

Patron: Yost

Summary: Sets qualifications for persons who conduct evaluations of criminal defendants where there is an issue of sanity or competency to stand trial. Evaluators will be required to send redacted copies of their reports to the Commissioner of Behavioral Health and Development Services for peer review in order to establish and maintain the list of approved evaluators.

Status: Passed House and Senate and Approved by the Governor

HB 602 Petit larceny; prior convictions, penalty.

Patron: Bell, Robert B.

Summary: Provides that, if it is alleged in the warrant, indictment, or information that a person had previously been convicted of larceny or any offense deemed to be or punished as larceny, robbery, or carjacking, such person shall, upon conviction for larceny or any offense deemed to be or punished as larceny, receive a jail sentence of at least 30 days or, if two or more prior offenses are alleged, be guilty of a Class 6 felony. Currently, only prior offenses of larceny or any offense deemed to be or punished as larceny is considered for purposes of applying the enhanced penalty.

Status: Continued to 2017 in Senate Finance

HB 678 Human trafficking training; DCJS to establish for law-enforcement, etc.

Patron: Leftwich

Summary: Requires the Department of Criminal Justice Services to establish compulsory training standards for law-enforcement personnel involved in criminal investigations or assigned to vehicle or street patrol duties to ensure that law-enforcement

personnel are sensitive to and aware of human trafficking offenses and identification of human trafficking offenses.

Status: Continued to 2017 in Senate Finance

HB 768 Victims of domestic violence, etc.; firearms safety or training course.

Patron: Gilbert

Summary: Provides that the Department of Criminal Justice Services may distribute funds from the Virginia Sexual and Domestic Violence Victim Fund to reimburse an entity that offers a firearms safety or training course or class approved by the Department free of charge to victims of domestic violence, sexual abuse, stalking, and family abuse. The bill also requires that, upon the issuance of a protective order, the petitioner for the order be provided with a list of such approved courses or classes.

Status: Continued to 2017 in Senate Finance

HB 1163 Concealed handgun permits; recognition of out-of-state permits.

Patron: Webert

Summary: Provides that the holder of an out-of-state concealed handgun permit who is at least 21 years of age is authorized to carry a concealed handgun in Virginia if (i) the other state has a 24-hour-a-day means of verification of the validity of the permits issued in that state, if available, (ii) the person carries a government-issued photo identification and displays it upon demand of a law-enforcement officer, and (iii) the person has not previously had a Virginia concealed handgun permit revoked. The bill requires the Superintendent of State Police (Superintendent) to enter into agreements for reciprocal recognition with other states that require an agreement to be in place before the state will recognize a Virginia concealed handgun permit as valid in the state. Current law recognizes concealed handgun permits issued by states that (i) provide a 24-hour-a-day means of verification of the validity of the permits issued in that state and (ii) have requirements and qualifications that are adequate to prevent possession of a permit by persons who would be denied a permit in Virginia. In addition, the bill requires the Superintendent, within 60 days of the effective date of the bill, to enter into agreements for reciprocal recognition of concealed handgun permits or licenses with other states. This bill incorporates HB 12 and is identical to SB 610.

Status: Passed House and Senate and Approved by the Governor

HB 1391 Protective orders; possession of firearms.

Patron: Murphy

Summary: Provides that it is a Class 6 felony for a person who is subject to a permanent protective order (i.e., a protective order with a maximum duration of two years) for family abuse to possess a firearm while the order is in effect. The bill also provides that such person may continue to possess and transport a firearm for 24 hours after being served with the order for the purposes of selling or transferring the firearm to another person. Under current law, it is a Class 1 misdemeanor for a person subject to a protective order to purchase or transport a firearm. This bill is identical to SB 49.

Status: Passed House and Senate and Approved by the Governor

SB 22 Police and court records; expungement of certain offenses.

Patron: McDougale

Summary: Allows a person to petition for expungement of convictions and deferred disposition dismissals for marijuana possession, underage alcohol possession, and using a false ID to obtain alcohol when the offense occurred prior to the person's 21st birthday and five years have elapsed since the date of completion of all terms of sentencing and probation.

Status: Left in House Courts of Justice

SB 23 Grand larceny and certain property crimes; increases threshold amount of money taken, etc.

Patron: Reeves

Summary: Increases from \$200 to \$500 the threshold amount of money taken or value of goods or chattel taken at which the crime rises from petit larceny to grand larceny. The bill increases the threshold by the same amount for the classification of certain property crimes. This bill incorporates SB 177, SB 226, and SB 235.

Status: Left in House Courts of Justice

SB 104 Marijuana; decriminalization of simple possession, reduces penalties for distribution.

Patron: Ebbin

Summary: Decriminalizes simple marijuana possession and provides a civil penalty of no more than \$100 for a first violation, \$250 for a second violation, and \$500 for a third

or subsequent violation. Under current law there is a maximum fine of \$500 and a maximum 30-day jail sentence for a first offense and subsequent offenses are a Class 1 misdemeanor. The bill reduces the criminal penalties for distribution and possession with intent to distribute, etc., of marijuana. The bill creates a rebuttable presumption that a person who

possesses no more than one ounce of marijuana possesses it for personal use and provides that the suspended sentence/substance abuse screening provisions apply only to criminal violations or to civil violations by a minor. The bill also limits forfeiture of property from sale or distribution of marijuana to quantities of more than one pound; currently there is no minimum amount.

Status: Passed by Indefinitely in Senate Courts of Justice

SB 291 Physical evidence; procedure for collection, etc., of recovery kits.

Patron: Black

Summary: Establishes a comprehensive procedure for the collection and analysis of physical evidence recovery kits for victims of sexual assault, including those who elect at the time of the exam not to report a sexual assault to a law-enforcement agency. Kits from victims who elect not to report are known as "anonymous physical evidence recovery kits" and will be stored at the Division of Consolidated Laboratory Services (the Division) for two years, although the Division, the victim, or the law-enforcement agency may elect for the kits to be retained for a longer period of time. If the victim later elects to report the sexual assault, the victim's kit will be released to law enforcement. Health care providers are required to explain these procedures and time frames to victims. Where the victim elects to report the offense to law enforcement at the time of the exam, law enforcement is required to take possession of the victim's kit forthwith upon notification from the health care provider that the kit has been collected and, with limited exceptions, to submit the kit to the Department of Forensic Science for analysis within 60 days. The bill outlines the exceptions to mandatory submission for analysis, time frames, and storage requirements for retention of analyzed samples; expungement of DNA samples obtained but not connected to a crime; and victims' notification rights. This bill incorporates SB 158 and SB 159.

Status: Passed House and Senate and Approved by the Governor

SB 343 Cancer; possession or distribution of marijuana for medical purposes.

Patron: Lucas

Summary: Provides an affirmative defense in a prosecution for the possession of marijuana if the marijuana is in the form of cannabidiol oil or THC-A oil possessed pursuant to a valid written certification issued by a practitioner of medicine or osteopathy licensed by the Board of Medicine for purposes of treating cancer or alleviating such

patient's symptoms. The bill provides that a practitioner shall not be prosecuted for distribution of marijuana under the circumstances outlined in the bill.

Status: Left in House Courts of Justice

SB 457 Asset forfeiture; changes burden of proof.

Patron: Carrico

Summary: Changes the Commonwealth's burden of proof to clear and convincing evidence from preponderance of the evidence in proving that the property is subject to forfeiture in civil asset forfeiture cases.

Status: Passed House and Senate

SB 730 Driving while texting; involuntary manslaughter, maiming, etc., of another, penalties.

Patron: Stuart

Summary: Provides that a person who as a result of driving while in violation of § 46.2-1078.1, which prohibits the use of handheld devices in certain vehicles, unintentionally causes the death of another person is guilty of involuntary manslaughter, or aggravated involuntary manslaughter if the defendant's conduct was so gross, wanton, and culpable as to show a reckless disregard for human life. The bill establishes the penalty for aggravated involuntary manslaughter as one to 20 years' imprisonment with a mandatory minimum of one year imprisonment. The bill creates a Class 6 felony if the driving while in violation of § 46.2-1078.1 is so gross, wanton, and culpable as to show a reckless disregard for human life and results in the unintentional serious bodily injury of another resulting in permanent and significant physical impairment. The bill also adds the new crimes as crimes eligible for compensation under the Criminal Injuries Compensation Fund.

Status: Left in Senate Finance

Domestic Relations

HB 404 Equitable distribution; transfer of separate property.

Patron: Bulova

Summary: Provides that the court, upon a finding that the separate property of one party is in the possession or control of the other party, may order the separate property to be transferred to the party whose separate property it is.

Status: Passed House and Senate and Approved by the Governor

HB 428 Prisoner's spouse or children; support payments by county or city.

Patron: Hope

Summary: Support payments by county or city. Designates the Department of Social Services as the entity to which a county or city within the boundaries of which a prisoner is put to work on a workhouse, city farm, or work squad shall pay funds for the support of the prisoner's spouse or children. The bill increases the minimum amount that the county or city shall pay from \$5 to \$20 dollars and increases the maximum amount that the county or city shall pay from \$25 to \$40 dollars for each week in the discretion of the court during any part of which any work is performed by the prisoner.

Status: Passed House and Senate and Approved by the Governor

HB 497 Uniform Child Custody Jurisdiction and Enforcement Act; exclusive, continuing jurisdiction.

Patron: Campbell

Summary: Provides that the Commonwealth has exclusive, continuing jurisdiction to modify a child custody order that is subject to the Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) so long as a parent of the child continues to live in the Commonwealth. Under current state law, both parents must reside in the Commonwealth for the court to retain exclusive, continuing jurisdiction. The bill conforms the law to the UCCJEA. This bill is a recommendation of the Boyd-Graves Conference.

Status: Passed House and Senate and Approved by the Governor

HB 668 Spousal support factors; factors contributing to dissolution, including any ground for divorce.

Patron: Peace

Summary: Provides that a court shall consider the circumstances and factors that contributed to the dissolution of the marriage, specifically including any ground for divorce, in determining the nature, amount, and duration of a spousal support award.

Status: Passed House and Senate

HB 670 Truancy; educational neglect, penalty.

Patron: Peace

Summary: Provides that any parent who willfully contributes to, encourages, or causes any act, omission, or condition that renders his child in need of supervision is guilty of educational neglect, punishable as a Class 1 misdemeanor. The bill defines a child in need of supervision as a child who, while subject to compulsory school attendance, is habitually and without justification absent from school and (i) the child has been offered

an adequate opportunity to receive the benefit of the school's services and programs, (ii) the school has made a reasonable effort to effect the child's regular attendance, and (iii) the school has documented its efforts. The bill further provides that a court may, instead of finding a parent guilty of a first offense of educational neglect, defer proceedings against the parent and place him on probation upon terms and conditions. If the parent complies with the terms and conditions imposed by the court, the court shall dismiss the proceedings.

Status: Left in House Courts of Justice

HB 754 Domestic violence-related misdemeanors; enhanced penalty.

Patron: Bell, Robert B.

Summary: Punishes a misdemeanor offense of violating a protective order, assault and battery against a family or household member, or stalking as a Class 6 felony if the person charged had been previously convicted of any of these offenses, however punished, or assault or bodily wounding within the preceding 20 years if the victim of the prior and the instant offenses was the same.

Status: Continued to 2017 in Senate Finance

HB 1056 Family abuse protective orders; extension of order.

Patron: Bell, Robert B..

Summary: Corrects a reference to a member of the respondent's family or household to be consistent with the defined term "family or household member," relating to petitioners in proceedings for extensions of protective orders in cases of family abuse.

Status: Passed House and Senate and Approved by the Governor

SB 10 Same-sex marriages; civil unions.

Patron: Ebbin

Summary: Repeals the statutory prohibitions on same-sex marriages and civil unions or other arrangements between persons of the same sex purporting to bestow the privileges and obligations of marriage. The prohibition on these relationships contained in Article I, Section 15-A of the Constitution of Virginia is unaffected by this bill.

Status: Continued to 2017 in Courts of Justice (13-Y 1-N)

SB 41 Religious freedom; solemnization of marriage.

Patron: Carrico

Summary: Provides that no individual authorized to solemnize any marriage shall be required to do so and no religious organization shall be required to provide services,

accommodations, facilities, goods, or privileges for a purpose related to the solemnization of any marriage if the action would cause the individual or organization to violate a sincerely held religious belief. The bill also provides that no liability shall arise from a refusal to solemnize a marriage or provide services, accommodations, facilities, goods, or privileges for a purpose related to the solemnization of any marriage and that the Commonwealth or its political subdivisions shall not take any other action to penalize such individual or organization for such a refusal.

Status: Passed House and Senate

SB 70 Pendente lite support award; source of award.

Patron: Wexton

Summary: Provides that any award or order made by the court pending a suit for divorce, annulment, or separate maintenance shall be paid from the post-separation income of the obligor unless the court, for good cause shown, orders otherwise. The bill also provides that, upon the request of either party, the court may identify the specific source from which the financial obligation imposed is to be paid.

Status: Passed House and Senate and Approved by the Governor

SB 71 Divorce; entry of decrees, maintenance and support of spouses.

Patron: Wexton

Summary: Provides that a court may still decree as to maintenance and support of a spouse even where a party fails to prove his grounds for divorce.

Status: Passed House and Senate and Approved by the Governor

SB 162 Family violence fatality review teams; definition of fatal family violence incident.

Patron: Howell

Summary: Specifies that "fatal family violence incident" means any fatality that occurred or that is suspected of having occurred in the context of abuse between family members or intimate partners.

Status: Passed House and Senate and Approved by the Governor

Education

HB 131 Students who receive home instruction; participation in interscholastic programs.

Patron: Bell, Robert B.

Summary: Prohibits public schools from joining an organization governing interscholastic programs that does not deem eligible for participation a student who (i)

receives home instruction; (ii) has demonstrated evidence of progress for two consecutive academic years; (iii) is in compliance with immunization requirements; (iv) is entitled to free tuition in a public school and (v) has not reached the age of 19 by August 1 of the current academic year. The bill provides that no local school board is required to establish a policy to permit students who receive home instruction to participate in interscholastic programs. The bill permits reasonable fees to be charged to students who receive home instruction to cover the costs of participation in such interscholastic programs, including the costs of additional insurance, uniforms, and equipment. The bill has an expiration date of July 1, 2021.

Status: Vetoed by the Governor

HB 166 Visually impaired students; each student to be evaluated and receive instruction in Braille.

Patron: Cole

Summary: Requires each visually impaired student to be evaluated by a certified Teacher of the Visually Impaired and requires the student to receive instruction in Braille or the use of Braille unless the team responsible for developing the student's IEP (IEP team) or the team responsible for developing the student's plan pursuant to § 504 of the Rehabilitation Act of 1973 (504 team) determines that instruction in Braille or the use of Braille is not appropriate to the student's educational needs. Current law requires a determination of the appropriateness of Braille but does not require the evaluation. The bill allows IEP teams and 504 teams to provide other specialized educational services and assistive technology devices in addition to Braille. The bill permits IEP teams and 504 teams to determine that visually impaired students are eligible for instruction in the use of the appropriate Braille mathematics code in addition to Braille and the use of Braille. The bill disallows the presence of some residual vision from precluding instruction in Braille and the use of Braille.

Status: Left in House Appropriations

HB 259 SOL; Bd. of Education prohibited from adopting revisions that implement Common Core State Standards.

Patron: LaRock

Summary: Prohibits the Board of Education from replacing the educational objectives known as the Standards of Learning with Common Core State Standards without the prior statutory approval of the General Assembly but permits the Board to continue or create an educational standard or assessment that coincidentally is included in the standards referred to as the Common Core State Standards.

Status: Vetoed by the Governor

HB 516 Education, Board of; policy on sexually explicit instructional material

Patron: Landes

Summary: Requires the Board of Education to establish a policy to require each public elementary or secondary school to (i) notify the parent of any student whose teacher reasonably expects to provide instructional material that includes sexually explicit content, as defined by the Board; (ii) permit the parent of any student to review instructional material that includes sexually explicit content upon request; and (iii) provide, as an alternative to instructional material and related academic activities that include sexually explicit content, nonexplicit instructional material and related academic activities to any student whose parent so requests.

Status: Passed House and Senate

HB 518 School boards, local; to provide students with option to transfer to another school division.

Patron: LeMunyon

Summary: Requires, notwithstanding any agreement, waiver from the federal government, or provision of law to the contrary, the Board of Education, effective starting with the 2017-2018 school year, to select 12 schools identified for comprehensive support and improvement and require such schools to provide all enrolled students with the option to transfer to another public school in the school division in accordance with relevant federal law and subject to certain conditions and limitations established by the relevant local school board. The bill will not become effective unless reenacted by the 2017 session of the General Assembly.

Status: Passed House and Senate

HB 659 High school family life education curriculum; programs on prevention of dating violence, etc.

Patron: Filler-Corn

Summary: Requires any high school family life education curriculum offered by a local school division to incorporate age-appropriate elements of effective and evidence-based programs on the prevention of dating violence, domestic abuse, sexual harassment, and sexual violence.

Status: Passed House and Senate and Approved by the Governor

HB 831 Standards of Learning; curriculum shall include computer science and computational thinking.

Patron: Greason

Summary: Requires the Standards of Learning established by the Board of Education and the program of instruction for grades kindergarten through 12 developed and

implemented by each local school board to include computer science and computational thinking, including computer coding.

Status: Passed House and Senate and Approved by the Governor

HB 1234 School security officers; carrying a firearm.

Patron: Lingamfelter

Summary: Authorizes a school security officer to carry a firearm in the performance of his duties if he is a retired law-enforcement officer and the local school board grants him the authority to carry a firearm in the performance of his duties.

Status: Passed House and Senate

SB 425 Higher education; student mental health policies.

Patron: Edwards

Summary: Specifies that the contact person designated by a memorandum of understanding between a public four-year institution of higher education and a mental health care provider to be notified when a student is involuntarily committed, or when a student is discharged from a facility and consents to such notification, shall be notified only to the extent allowable under state and federal privacy laws.

Status: Passed House and Senate and Approved by the Governor

SB 438 Higher educational institutions; social media accounts.

Patron: Barker

Summary: Prohibits a public or private institution of higher education from requiring a student to disclose the username or password to any of such student's personal social media accounts.

Status: Passed House and Senate

SB 740 Electronic textbooks; use by students.

Patron: Surovell

Summary: Prohibits school boards requiring the use of any electronic textbook in any course in grades six through 12 unless the school board adopts a plan to ensure that by July 1, 2019, (i) each student enrolled in such course will have access to a personal computing device capable of supporting such textbooks and (ii) the relevant school has adequate connectivity, which the bill defines as bandwidth of at least one megabit per second per student. The bill permits a local school board to establish a pilot program for the use of electronic textbooks at any secondary school in the local school division.

Status: Passed By Indefinitely in House Education

Health

HB 43 Abortion; removes requirement that a woman undergo ultrasound prior to procedure.

Patron: Ward

Summary: Removes the requirement that a woman undergo a fetal transabdominal ultrasound prior to an abortion.

Status: Left in House Courts of Justice

HB 94 Abortion; informed written consent.

Patron: Kory

Summary: Provides that a woman seeking an abortion may decline to participate with any of the procedures or processes required to effect the informed written consent, including the performance of ultrasound imaging, that must be obtained by the physician performing the abortion prior to the performance of the abortion.

Status: Stricken from docket by House Courts of Justice

HB 139 Virginia Human Rights Act; pregnancy, childbirth, or related medical conditions, causes of action.

Patron: McQuinn

Summary: Provides that no employer may discharge any employee on the basis of pregnancy, childbirth, or related medical conditions, including lactation. Currently, the protection against discrimination on the basis of pregnancy, childbirth, or related medical conditions applies to an employer employing more than five but fewer than 15 persons.

Status: Left in House General Laws

HB 343 Nursing homes; reimbursement of unexpended patient funds within 30 days of written request.

Patron: Pogge

Summary: Requires the Board of Health to include in its regulations a provision requiring nursing homes to provide a full refund of any unexpended patient funds on deposit with the facility following the discharge or death of a patient other than entrance-related fees paid to a continuing care provider within 30 days of a written request for such funds by the discharged patient or, in the case of the death of a patient, the person administering the patient's estate in accordance with the Virginia Small Estates Act (§ 64.2-600 et seq.).

Status: Passed House and Senate and Approved by the Governor

HB 492 Pregnant woman; coercion related to birth of child prohibited.

Patron: McClellan

Summary: Provides that no practitioner of the healing arts shall make any attempt or take any action intended to coerce a pregnant woman regarding options related to the birth of her child, including consenting to surgical interventions related to the birth of her child.

Status: Left in House Courts of Justice

HB 556 Abuse and neglect of children; a child includes a viable fetus.

Patron: LaRock

Summary: Provides that for purposes of the crime of abuse and neglect of a child, a child includes a viable fetus.

Status: Left in House Courts of Justice

HB 1090 Health, Department of; expenditure of funds related to abortions and family planning services.

Patron: Cline

Summary: Prohibits the Department of Health from spending any funds on an abortion that is not qualified for matching funds under the Medicaid program or providing any grants or other funds to any entity other than a licensed hospital that performs such abortions. The bill also prioritizes the types of entities that the Department of Health contract with or provide grants to for family planning services.

Status: Vetoed by the Governor

HB 1113 Prescription drugs; price transparency.

Patron: Hugo

Summary: Requires every manufacturer of a prescription drug that is made available in the Commonwealth and has a wholesale acquisition price of \$10,000 or more for a single course of treatment to report to the Commissioner no later than July 1 of each year information related to the cost of developing, manufacturing, and marketing the prescription drug and the total amount of financial assistance provided to consumers of the prescription drug. The bill requires the State Health Commissioner to cause such reports to be published on a website maintained by a nonprofit entity with which the Commissioner has entered into a contract for such purpose and to annually report on such information, in aggregate form, to the Chairmen of the House Committees on Appropriations and on Health, Welfare and Institutions and the Senate Committees on Finance and on Education and Health.

Status: Continued to 2017 in House Commerce and Labor

HB 1128 Spouse's liability for medical care; exemption for principal residence.

Patron: Habeeb

Summary: Provides that a lien arising out of a judgment for a spouse's emergency medical care shall not be enforced against the judgment debtor's principal residence held as tenants by the entirety unless the residence is refinanced or transferred to new owners.

Status: Passed House and Senate and Approved by the Governor

SB 19 Telemedicine; pilot program.

Patron: Stanley

Summary: Directs the Department of Health, in partnership with a hospital licensed in the Commonwealth, to establish a three-year telemedicine pilot program designed to reduce patient use of emergency department facilities for the treatment of low-acuity conditions. The bill requires the Department to report the results of the pilot program to the State Board of Health and to the General Assembly by October 1, 2019. The provisions of the bill are contingent on funding in a general appropriation act.

Status: Left in House Appropriations

SB 369 Nurse practitioners; practicing in telemedicine pilot program.

Patron: Stanley

Summary: Directs the State Department of Health to establish a pilot program that would allow physicians to serve, via telemedicine, as patient care team physicians for nurse practitioners in medically underserved areas. The bill directs the State Department of Health to consult with relevant stakeholders in establishing the program. The provisions of this bill are contingent on funding in a general appropriation act.

Status: Passed House and Senate

SB 394 Health care; plan to increase transparency in delivery, etc.

Patron: Alexander

Summary: Directs the Secretary of Health and Human Resources to develop a plan to increase transparency in the administration and delivery of health care by agencies of the Commonwealth or health care providers who have entered into an agreement or contract with an agency of the Commonwealth.

Status: Continued to 2017 in Senate Education and Health

SB 620 Nurse practitioners; eliminates requirement that they practice as part of patient care team.

Patron: Stanley

Summary: Eliminates the requirement that a nurse practitioner practice as part of a patient care team with a practice agreement with a patient care physician. The bill also eliminates a Board of Health pilot program authorizing certain nurse practitioners to practice without a practice agreement as the bill makes such pilot obsolete. The bill requires regulations to be promulgated within 280 days of enactment.

Status: Continued to 2017 in Senate Education and Health

SB 732 Assisted living facilities; no facility shall be required to provide or allow hospice care.

Patron: Hanger

Summary: Provides that, to the extent allowed by federal law, no assisted living facility shall be required to provide or allow hospice care.

Status: Passed House and Senate

Insurance

HB 16 Health insurance; payment for services by dentists and oral surgeons.

Patron: Ware

Summary: Requires that reimbursements payable or paid by a dental plan for covered services be reasonable and not provide nominal reimbursement in order to claim that services are covered services under the applicable dental plan. A reimbursement is reasonable if it is the negotiated fee, rate, or reimbursement methodology that is set forth

in the contract between a dental plan and a dentist or oral surgeon and is acceptable to the provider. The measure applies to contracts between a dental plan and a dentist or oral surgeon for the provision of health care to patients that is entered into, amended, extended, or renewed on or after January 1, 2017. The bill contains a delayed effective date.

Status: Passed House and Senate and Approved by the Governor

HB 362 Accident and sickness insurance; step therapy protocols, disclosure of information.

Patron: Davis

Summary: Requires health insurers that limit coverage for prescription drugs through the use of a step therapy protocol to have in place a process for a prescribing provider to request an override of the protocol for a patient. A step therapy protocol is a protocol or program that establishes the specific sequence in which prescription drugs for a specified medical condition are medically appropriate for a particular patient and are covered by a health

benefit plan or that conditions coverage of a prescription medication on a patient first trying an alternative medication without success. The measure requires the granting of a step therapy protocol override in certain circumstances. Finally, the measure requires an insurer that offers a health benefit plan that uses a step therapy protocol to provide (i) written notice of a determination that the protocol requires denial of coverage of a provider's selected prescription drug, (ii) an explanation of the basis for such determination, and (iii) notice of the procedures for submitting a request for an override of the restrictions of the step therapy protocol.

Status: Continued to 2017 in House Commerce and Labor

HB 685 Direct primary care agreements; Commonwealth's insurance laws do not apply.

Patron: Landes

Summary: Provides that the Commonwealth's insurance laws do not apply to direct primary care agreements. The measure further provides that (i) a direct primary care practice is not be subject to the jurisdiction of the State Corporation Commission (SCC) and is not required to obtain a certificate of authority or license to market, sell, or offer to sell a direct primary care agreement; (ii) entering into a direct primary care agreement shall not be considered to be engaging in the business of insurance; and (iii) a direct primary care agreement is not a contract of insurance and is not subject to regulation by the SCC. The bill defines a direct primary care agreement as an agreement entered into between a health care provider and an individual patient under which the provider charges a predetermined fee as consideration for providing primary care to the patient, subject to certain conditions. Health care providers participating in a direct primary care practice are not required to exclusively participate in direct primary care agreements and

are not prohibited from seeking reimbursement for services provided outside of direct primary care agreements.

Status: Passed House and Senate

HB 837 Medicare; supplement policies for individuals under age 65.

Patron: Morefield

Summary: Requires insurers offering Medicare supplement policies in the Commonwealth to individuals age 65 or older to offer such policies to individuals who are under 65 years of age and who are eligible for Medicare due to disability.

Status: Stricken from docket by House Commerce and Labor

HB 851 Insurance policy; electronic delivery of information, repeals sunset provision.

Patron: Hugo

Summary: Repeals a clause that would have sunset on December 31, 2016, a provision that (i) makes the notification to an insurer of any change of the electronic address for the named insured the sole responsibility of the named insured and (ii) states that giving notice of change of the named insured's electronic address to the agent of record shall not be deemed to be notice to the insurer unless it is specifically identified as a change and receipt has been accepted by the agent of record.

Status: Passed House and Senate and Approved by the Governor

SB 149 Health insurance plan, local option; participation of regional emergency medical services councils.

Patron: Reeves

Summary: Authorizes regional emergency medical services councils to participate in the local option health insurance plan.

Status: Continued to 2017 in Senate Finance

SB 183 Health insurance; removes prohibition on provision of abortion coverage.

Patron: McEachin

Summary: Removes the prohibition on the provision of coverage for abortions in any qualified health insurance plan that is sold or offered for sale through a health benefits exchange established or operating in Virginia.

Status: Passed by Indefinitely in Senate Commerce and Labor

SB 404 Medical assistance; health insurance, payment for prescription contraceptives.

Patron: Locke

Summary: Requires the State Board of Medical Assistance Services to include in its state plan for medical assistance a provision for the payment of medical assistance for any prescribed drug or device approved by the United States Food and Drug Administration for use as a contraceptive and requires such provision to provide payments to dispensers for dispensings of prescription contraceptives intended to last for a 12-month period.

The bill also requires health carriers with health benefit plans that cover prescription contraceptives to reimburse their dispenser for dispensings of prescription contraceptives intended to last for a 12-month period. The requirement on health carries applies to health benefit plans delivered, issued for delivery, or renewed in the Commonwealth on and after July 1, 2016.

Status: Passed by Indefinitely in Senate Education and Health

SB 562 Health benefit plans; sale, renewal, or offer of plans, special exception.

Patron: Norment

Summary: Authorizes health carriers to sell, issue, or offer for sale any health benefit plan that would otherwise not be permitted to be sold, issued, or offered for sale due to conflict with the requirements of the federal Patient Protection and Affordable Care Act, to the extent the requirements of such Act are amended by any federal law.

Status: Passed House and Senate and Approved by the Governor

SB 640 Annuity contracts and life insurance policies; exemption from certain creditors' claims.

Patron: Stanley

Summary: Provides that the cash surrender value or proceeds of any policy of life insurance or annuity contract, the withdrawal value of an optional settlement or deposit with any company made pursuant to such a policy, or any other benefit from such a policy shall not be liable to execution, attachment, garnishment, or other legal process in favor of any creditor of (i) the person whose life is insured by the related policy or contract; (ii) the person who can, may, or will receive the benefit of such an item, if the person is the insured or owner of the contract, deposit, indemnity, policy, or settlement or the spouse or intended spouse of, a dependent child of, or any other person dependent on the insured or owner of the contract, deposit, indemnity, policy, or settlement; (iii) the

person who owns the related contract, deposit, or policy; or (iv) the person who effected the related contract, deposit, or policy. These exemptions from creditors' claims apply regardless of whether the right to change the beneficiary thereof is reserved. These provisions do not apply (a) to any claim by a creditor with respect to a protected insurance item that was taken out, made, or assigned in writing for the benefit of the creditor; (b) if the policy, contract, or deposit was paid with the intent to defraud creditors; or (c) to a policy, contract, or deposit issued or effected during the six months preceding the date that the person claiming the exemption files a voluntary petition in bankruptcy or is provided similar relief.

Status: Passed House and Senate and Approved by the Governor

Judges, Justices & Other Elective Officers

HB 64 Transmission of case papers to appellate court, etc.; acceptability of electronic case papers.

Patron: Kilgore

Summary: Provides that, upon agreement of the general district court and the appellate court, case papers shall be transmitted electronically to the appellate court by an electronic method approved by the Executive Secretary of the Supreme Court, with the exception of exhibits that cannot be electronically transmitted. The bill allows the appellate court, in jurisdictions where an agreement is in effect, to transmit the case papers by electronic submission to the general district court where the case is to be returned to such court. The bill has a delayed effective date of January 1, 2017.

Status: Passed House and Senate

HB 332 Concealed handgun permits; judge, etc., may carry wherever he travels in the Commonwealth.

Patron: Miller

Summary: Provides that, in addition to the current exemption, a judge, justice, or retired judge or justice of the Commonwealth who possesses a valid concealed handgun permit

may carry a concealed handgun wherever the judge or justice may travel in the Commonwealth. Current law allows judges and justices to carry a concealed handgun without a permit in the discharge of their official duties.

Status: Passed House and Senate

HB 669 CASA Program, Advisory Committee to; membership shall include one judge.

Patron: Peace

Summary: Provides that the membership of the Advisory Committee that advises the Criminal Justice Services Board on matters related to the Court-Appointed Special Advocate Program shall include one juvenile and domestic relations district court or circuit court judge.

Status: Passed House and Senate and Approved by the Governor

HB 1241 Guardians ad litem appointed in custody and visitation cases; certification form.

Patron: Ingram

Summary: The bill requires a guardian ad litem appointed in a custody or visitation case to submit to the court a form certifying that he has complied with all applicable standards. The bill directs the Judicial Council of Virginia, in conjunction with the Virginia State Bar and the Virginia Bar Association, to promulgate such a form by July 1, 2017. The bill prohibits a substitute judge from presiding over any custody, visitation, or support proceeding held in a juvenile and domestic relations district court.

Status: Continued to 2017 in House Courts of Justice

HB 1245 Judicial Retirement System; mandatory judicial retirement.

Patron: Knight

Summary: Broadens the age 73 mandatory retirement provision to include all judges regardless of when elected by the General Assembly.

Status: Passed House and Senate

SB 7 Appointed counsel for parents or guardians; attorneys who qualify as guardian ad litem.

Patron: Stanley

Summary: Requires court-appointed counsel for a parent or guardian of a child in cases of alleged abuse or neglect or termination of parental rights to be selected from the list of attorneys who qualify as guardians ad litem compiled and maintained by the Judicial Council of Virginia. If no attorney who is on the list is reasonably available or appropriate considering the circumstances of the parent or case, a judge in his discretion may appoint any discreet and competent attorney who is admitted to practice law in Virginia.

Status: Passed House and Senate and Approved by the Governor

SB 57 Judges; increases number in 19th and 25th Judicial Districts.

Patron: Howell

Summary: Increases from seven to eight the number of juvenile and domestic relations district court judges in the 19th Judicial District (Fairfax, Fairfax County) and increases from three to four the number of general district court judges in the 25th Judicial District (Covington, Lexington, Staunton, Buena Vista, Waynesboro, Highland, Augusta, Rockbridge, Bath, Alleghany, Botetourt, and Craig). This bill is a recommendation of the Committee on District Courts. This bill incorporates SB 347.

Status: Passed House and Senate

SB 355 Judicial Nominations Commission; created.

Patron: Deeds

Summary: Creates a 15-member statewide Judicial Nominations Commission (Commission), elected by the General Assembly, to recommend appellate judicial candidates to the General Assembly and the Governor. The bill requires that the Commission include at least one member from each of Virginia's 11 congressional districts, that five members be attorneys, and that 10 members be citizens who have never been licensed to practice law. Initially staggered, the terms of members will be four years. The Commission's recommendations are nonbinding. The local judicial nominations committees are established in each circuit through appointment by the General Assembly members who represent each circuit. The number of attorneys may not exceed 30 percent of the entire panel. The committees are required to maximize public input into their review process. The committees' recommendations of up to three candidates for each vacancy are not binding on the General Assembly. A delegation may opt out of this process by certifying to the clerks of each house that the delegation has in place a process that ensures participation of each delegation member and participation by the general public in the nomination process.

Status: Failed to report (defeated) in Senate Courts of Justice (7-Y 8-N)

Juvenile Justice/Minors

HB 177 Sex Offender and Crimes Against Minors Registry Act; crimes against nature, penalty.

Patron: Albo

Summary: Adds to the offenses for which registration is required on the Sex Offender and Crimes Against Minors Registry the crimes of (i) procuring a person for prostitution and receiving money from the earnings of a person engaged in prostitution if the crime involves a minor and (ii) malicious wounding and aggravated malicious wounding if the perpetrator of the crime was an adult and the victim was under the age of 13. The bill also provides that only persons who committed such crimes on or after July 1, 2016, are required to register. This bill incorporates HB 604 and HB 672.

Status: Passed House and Senate

HB 227 Hearsay exceptions; admissibility of statements by children in certain cases.

Patron: Albo

Summary: Establishes a hearsay exception to certain out-of-court statements made by a child under the age of 13 in sexual abuse, physical violence, or neglect cases. The court must hold a hearing prior to trial and find that the time, content, and totality of the circumstances provide sufficient indicia of reliability so as to render it inherently

trustworthy. The bill provides factors for the court to consider in making such a determination. Notice of intent to offer the statement and the particulars of the statement must be given to the adverse party at least 14 days in advance of the proceedings.

Status: Passed House and Senate and Approved by the Governor

HB 271 Parenting time; replaces "visitation" in statutory language.

Patron: Albo

Summary: Replaces "visitation" with "parenting time" in statutory language relating to the custody and visitation of minor children. The bill has a delayed effective date of July 1, 2017.

Status: Continued to 2017 in House Courts of Justice

HB 381 Standards of Learning; alternative means for children with disabilities to demonstrate achievement.

Patron: Greason

Summary: Requires the Board of Education to prescribe alternative means for children with disabilities who meet criteria established by the Board to demonstrate achievement of the Standards of Learning.

Status: Passed House and Senate and Approved by the Governor

HB 474 Child-care providers; criminal history background checks.

Patron: Filler-Corn

Summary: Directs the Secretary of Health and Human Resources to convene a task force composed of child-care providers and other stakeholders to review requirements for certain categories of child-care providers, including those exempt from licensure pursuant to § 63.2-1715, and to develop recommendations to promote the health, safety, and development of children in child-care settings. The task force shall submit a report on its activities, findings, and conclusions to the Governor and the Chairmen of the House Committee on Health, Welfare and Institutions and the Senate Committee on Rehabilitation and Social Services by November 1, 2016.

Status: Tabled in House Rules

HB 510 Sexual crimes against minors; extends statute of limitations.

Patron: Herring

Summary: Extends the statute of limitations to one year after the victim reaches 18 years of age for misdemeanor violations of the following crimes: carnal knowledge of offender by employee of bail bond company, sexual battery, infected sexual battery, sexual abuse of a child age 13 or 14 by an adult, attempted sexual battery, and tongue penetration by adult of mouth of child under age 13. Under existing law, there is a one-year statute of limitations on most misdemeanors. This bill is a recommendation of the Virginia State Crime Commission.

Status: Passed House and Senate and Approved by the Governor

HB 541 Juveniles; disclosure of law-enforcement records.

Patron: Watts

Summary: Allows the disclosure of law-enforcement records concerning a juvenile who is referred to a court services unit-authorized diversion program. The bill prohibits further

disclosure of such records by the diversion program or participants in the program. Law-enforcement officers may prohibit disclosure to protect a criminal investigation or intelligence information.

Status: Passed House and Senate and Approved by the Governor

HB 600 Child welfare; imposes certain mandates related to protection and encouragement of children.

Patron: Bell, Richard P.

Summary: Imposes certain mandates related to the protection and encouragement of children, including a requirement that certain information and options be given to a child in connection with foster care plans, the imposition of certain age-appropriate restrictions, and requirements of both the courts and the Department of Social Services regarding foster care plans. The bill adds to the definition of abused or neglected child any child who has been identified as a victim of sex trafficking or severe forms of trafficking as defined by the federal law.

Status: Passed House and Senate

HB 625 Minors; abduction for purpose of prostitution.

Patron: Bell, Robert B.

Summary: Expands the class of minors who may be the victim of the crime of abduction of a minor for the purpose of concubinage or prostitution, a crime punishable as a Class 2 felony, from minors under 16 years of age to all minors, that is, anyone under 18 years of age.

Status: Continued to 2017 in Senate Finance

HB 628 Sex Offender and Crimes Against Minors Registry Act; public dissemination.

Patron: Bell, Robert B.

Summary: Adds current work address and the name of any institution of higher education at which he is currently enrolled to the information that must be made publicly available by means of the Internet for persons convicted of an offense for which registration on the Sex Offender and Crimes Against Minor Registry is required.

Status: Passed House and Senate and Approved by the Governor

HB 1189 Child welfare agency; operating without a license, abuse and neglect of child, penalty.

Patron: Hester

Summary: Provides that operating or engaging in the conduct of a child welfare agency without first obtaining a license when it is known that such license is required or after such license has been revoked or has expired constitutes a willful act or omission for purpose of the crime of abuse and neglect of a child. Under current law, a parent, guardian, or other person responsible for the care of a child who by willful act or omission causes or permits serious injury to the life or health of such child is guilty of abuse and neglect of a child, which is punishable as a Class 4 felony.

Status: Passed House and Senate

SB 180 Prostitution; juveniles engaged in commercial sexual conduct, participation in specialized services.

Patron: Edwards

Summary: Allows a petition for a child in need of services to be substituted for a delinquency petition for minors arrested for prostitution if the minor is willing to participate in specialized services for those engaged in commercial sexual conduct.

Status: Left in House Courts of Justice

SB 215 Juvenile detention homes and correctional facilities; room segregation.

Patron: Favola

Summary: Requires the Board of Juvenile Justice to promulgate regulations on the use of room segregation in juvenile detention homes and juvenile correctional facilities that (i) include relevant definitions, criteria for use of room segregation, frequency of required room checks, training requirements for staff, and follow-up requirements after using room segregation; (ii) allow the use of room segregation only when other less restrictive options have been exhausted and for certain purposes; (iii) allow the use of room segregation only for the minimum amount of time required to address the resident's behavior; (iv) provide to the resident a means of communication with staff during room segregation; (v) specify, if a resident in room segregation exhibits self-injurious behavior, when and under what conditions staff shall consult with a mental health professional; and (vi) detail the circumstances under which the director of the juvenile detention home or juvenile correctional facility shall develop a plan for improved behavioral outcomes for the resident.

Status: Left in House Courts of Justice

SB 415 Emancipation petition for minors intending to marry; written finding.

Patron: Vogel

Summary: Provides that both parties to a marriage must be 18 years of age or older or emancipated at the time of solemnization by removing exceptions that allow marriage at a minimum age of 16 with the consent of the parent or guardian or younger than 16 in the case of pregnancy and with the consent of the parent or guardian and provides that marriages entered into in violation of this law are void. The bill also allows a minor to petition the juvenile and domestic relations district court for emancipation based on such minor's desire to enter into a marriage. The bill provides that there is a rebuttable presumption against entering an order of emancipation based on such a desire, but that the presumption may be rebutted if the court makes certain, written findings, including that it is the minor's own will to enter into the marriage, that the individuals to be married are mature enough to make a decision to marry, that the marriage will not endanger the safety of the minor, and that it is in the best interests of the minor to be emancipated.

Status: Passed House and Senate and Approved by the Governor

SB 454 Juvenile court; retained jurisdiction, procedures in case of adults, penalties.

Patron: Stanley

Summary: Specifies procedures to be used for adults under the age of 21 who are subject to the retained jurisdiction of the juvenile court for criminal offenses committed as juveniles. The bill requires that a proceeding against such person be commenced by petition and that parents not be notified or involved. The bill specifies dispositional alternatives and

a maximum jail sentence. The bill increases the maximum jail sentence to 12 months for each offense, not to exceed a total of 36 months. Under current law, the maximum jail sentence is 12 months for a single offense or multiple offenses. The bill also states that such persons are entitled to good conduct credit. This bill is a recommendation of the Virginia Criminal Justice Conference.

Status: Passed House and Senate

Labor & Employment

HB 4 Constitutional amendment; right to work (submitting to qualified voters).

Patron: Bell, Richard P.

Summary: Provides for a referendum at the November 8, 2016, election to approve or reject an amendment to prohibit any agreement or combination between an employer and a labor union or labor organization whereby (i) nonmembers of the union or organization are denied the right to work for the employer, (ii) membership to the union or organization is made a condition of employment or continuation of employment by such employer, or (iii) the union or organization acquires an employment monopoly in any such enterprise.

Status: Passed House and Senate and Approved by the Governor

HB 44 Workers' compensation; injuries or deaths presumed to be in course of employment.

Patron: Habeeb

Summary: Establishes presumptions in claims under the Virginia Workers' Compensation Act that the accident arose out of and in the course of employment if (i) the employee dies with there being no evidence that he ever regained consciousness after the accident, (ii) dies at the accident location or nearby, or (iii) is found dead where he is reasonably expected to be as an employee. These presumptions will exist in the absence of a preponderance of evidence to the contrary and where the factual circumstances are of sufficient strength from which the only rational inference to be drawn is that the accident arose out of and in the course of employment.

Status: Passed House and Senate and Approved by the Governor

HB 66 New Economy Industry Credential Assistance Training Grants; grants for earning training credentials.

Patron: Byron

Summary: Establishes the New Economy Workforce Credential Grant Fund and Program, to be administered by the State Council of Higher Education for Virginia, for the purpose of disbursing funds to certain public institutions of higher education and other educational institutions in the Commonwealth to provide grants to Virginia students who complete certain noncredit workforce training programs at the institution and subsequently attain a relevant noncredit workforce credential. The bill also includes provisions relating to the amount and terms of such grants, academic credit for the attainment of noncredit workforce credentials, and reporting on completion of noncredit

workforce training programs and attainment of noncredit workforce credentials, among other things.

Status: Passed House and Senate and Approved by the Governor

HB 197 Commonwealth Mental Health First Aid Program; established.

Patron: Lingamfelter

Summary: Directs the Commissioner of the Department of Behavioral Health and Developmental Services to establish and maintain the Commonwealth Mental Health First Aid Program to provide training by certified trainers of individuals residing or working in the Commonwealth on how to identify and assist individuals who have or may be developing a mental health or substance use disorder or who may be experiencing a mental health or substance abuse crisis.

Status: Passed House and Senate and Approved by the Governor

HB 691 Workplace safety; employer reporting requirements for work-related incidents.

Patron: Carr

Summary: Extends from eight to 24 hours the time period in which an employer is required to notify the Virginia Department of Labor and Industry of any work-related incident resulting in hospitalization, amputation, or loss of an eye.

Status: Passed House and Senate and Approved by the Governor

HB 1150 Wages; employer who willfully fails to pay, penalty.

Patron: Ward

Summary: Clarifies that wages owed to more than one employee may be aggregated in determining whether an employer's willful failure to pay wages is a misdemeanor or a felony. Currently, an employer who willfully and with intent to defraud fails or refuses to pay wages is guilty of a Class 1 misdemeanor if the value of the unpaid wages is less than \$10,000 and a Class 6 felony if the value of the unpaid wages is \$10,000 or more.

Status: Passed House and Senate

SB 202 Virginia Freedom of Information Act; disclosure of salaries of public employees.

Patron: Stuart

Summary: Provides that public access to records of the official salaries or rates of pay of public employees whose annual rate of pay is the annual equivalent of twice the federal minimum wage or less is not required under FOIA. Currently, public access to salary information is required for public employees whose annual rate of pay is more than \$10,000. The bill also provides that publicly available databases of public employees' salaries shall not include the name of any public officer, appointee, or employee. The bill contains a technical amendment.

Status: Left in House General Laws

SB 271 Adoption; leave benefit.

Patron: Garrett

Summary: Creates a new classification of paid leave for a state employee who adopts an infant. The amount of leave would be equivalent to the amount of paid leave awarded to an employee pursuant to short-term disability for maternity leave. The Department of Human Resource Management is directed to develop guidelines and policies for implementing the adoption leave benefit.

Status: Continued to 2017 in House Appropriations

SB 294 State officers & employees; retaliatory actions against persons providing certain testimony.

Patron: DeSteph

Summary: Prohibits officers and employees of a state agency from retaliating or threatening to retaliate against a person for providing testimony before a committee or subcommittee of the General Assembly. Under the bill, an intentional violation by an officer or employee of a state agency constitutes malfeasance in office. The bill also provides that any person who believes that he is the subject of retaliatory action may file a complaint with the Office of the Inspector General and expands the authority of the Office to include receiving and investigating such complaints.

Status: Passed House and Senate

SB 576 New Economy Workforce Credential Grant Program; established, Fund created, report.

Patron: Ruff

Summary: Establishes the New Economy Workforce Credential Grant Fund and Program, to be administered by the State Council of Higher Education for Virginia, for the purpose of disbursing funds to certain public institutions of higher education and other educational institutions in the Commonwealth to provide grants to Virginia students who complete certain noncredit workforce training programs at the institution and subsequently attain a relevant noncredit workforce credential. The bill also includes provisions relating to the amount and terms of such grants, academic credit for the attainment of noncredit workforce credentials, and reporting on completion of noncredit workforce training programs and attainment of noncredit workforce credentials, among other things.

Status: Passed House and Senate and Approved by the Governor

SB 607 Public employees; safety and health program.

Patron: Dance

Summary: Directs the Commissioner of Labor and Industry or the Safety and Health Codes Board to adopt regulations for enforcing the occupational and health program applicable to employees of the Commonwealth, its agencies, institutions, political subdivisions, or any public body. The measure provides that these regulations and procedures for enforcing the program shall include provisions for the issuance of proposed penalties, the payment of such penalties or a negotiated sum in lieu of such penalties, and the deposit of such payments into the general fund of the state treasury.

Status: Passed House and Senate and Approved by the Governor

SB 746 Governmental entities; liability for certain inspections.

Patron: Wagner

Summary: Provides that a governmental entity employing a person who exceeds the scope of his authority when performing an inspection of a private entity to determine compliance with any law, regulation, or ordinance shall be liable for any damages arising from any enforcement action taken against the entity on the basis of the employee's inspection. The provisions of this bill do not apply to law-enforcement officers or fire marshals.

Status: Passed House and Senate

Persons With Disabilities

HB 166 Visually impaired students; each student to be evaluated and receive instruction in Braille.

Patron: Cole

Summary: Requires each visually impaired student to be evaluated by a certified Teacher of the Visually Impaired and requires the student to receive instruction in Braille or the use of Braille unless the team responsible for developing the student's IEP (IEP team) or the team responsible for developing the student's plan determines that instruction in Braille or the use of Braille is not appropriate to the student's educational needs. Current law requires a determination of the appropriateness of Braille but does not require the evaluation. The bill allows teams to provide other specialized educational services and assistive technology devices in addition to Braille.

Status: Left in House Appropriations

HB 381 Standards of Learning; alternative means for children with disabilities to demonstrate achievement.

Patron: Greason

Summary: Requires the Board of Education to prescribe alternative means for children with disabilities who meet criteria established by the Board to demonstrate achievement of the Standards of Learning.

Status: Passed House and Senate and Approved by the Governor

HB 420 Auxiliary grants; regulations adopted by Commissioner of DARS for adult foster care home, etc.

Patron: Helsel

Summary: Clarifies that regulations adopted by the Commissioner of the Department for Aging and Rehabilitative Services shall establish auxiliary grant rates for adult foster care homes and licensed assisted living facilities, the process for reporting and certification, and services to be provided to auxiliary grant recipients and paid for using auxiliary grant funds. The bill eliminates specific requirements for regulations related to reporting certain allowable costs and resident charges, the time period for reporting such costs, forms to be used, financial reviews, and audits of reported costs, and clarifies processes for calculating auxiliary grant rates.

Status: Passed House and Senate

HB 675 Auxiliary grants; supportive housing providers.

Patron: Peace

Summary: Extends eligibility for auxiliary grants to include individuals residing in supportive housing, provided that the supportive housing provider has entered into an agreement for the provision of supportive housing with the Department of Behavioral Health and Developmental Services. The bill establishes requirements for providers of supportive housing that enter into agreements with the Department.

Status: Passed House and Senate and Approved by the Governor

HB 740 Federal Rehabilitation Act and Older Americans Act; amends certain language in Code.

Patron: Yost

Summary: The bill adds to the services to be provided through grants or contracts with centers for independent living to include services that (i) facilitate the transition of individuals with significant disabilities from nursing homes and other institutions to home and community-based residences, (ii) provide assistance to individuals with significant disabilities who are at risk of entering institutions so that the individuals may remain in the community, and (iii) facilitate the transition of youth with significant disabilities. The bill also requires that individualized plans for employment for recipients of vocational rehabilitation services provided or funded by the Department for Aging and Rehabilitative Services (DARS) be developed as soon as possible, but not later than 90 days after the due date of the determination of eligibility. The bill also repeals a section of the Code of Virginia that lists certain services employers may provide through projects with DARS designed to provide vocational rehabilitation in realistic employment settings and to provide on-the-job training for persons with disabilities.

Status: Passed House and Senate and Approved by the Governor

HB 816 Public Guardian and Conservator Advisory Board; membership.

Patron: Peace

Summary: Removes from the membership of the Public Guardian and Conservator Advisory Board (the Advisory Board) one representative of the Virginia Guardianship Association. The bill also moves existing provisions relating to the Advisory Board from Title 2.2 (Administration of Government) to Title 51.5 (Persons with Disabilities) for administrative purposes.

Status: Passed House and Senate and Approved by the Governor

HB 1289 Blind and Vision Impaired, Department for the; contracts for operation of certain vending machines.

Patron: Knight

Summary: Provides that in any case in which the Department for the Blind and Vision Impaired enters into a contract with a vendor for the operation of vending machines at rest areas on the interstate highways in the Commonwealth, the Department shall only enter into such contract with a business that has been certified as a small, woman-owned or minority owned business or as a service-disabled veteran-owned \ business.

Status: Passed House and Senate

SB 632 Guardianship; communication between incapacitated person and members of his family.

Patron: McEachin

Summary: Provides that an incapacitated person for whom a guardian has been appointed has the right of communication, visitation, or interaction with family members with whom the incapacitated person has expressed a desire to communicate, visit, or interact. The bill provides that a guardian may place reasonable time, place, or manner restrictions on communication, visitation, or interaction between the incapacitated person and family members; however, the guardian may deny communication, visitation, or interaction only with consent of the court and upon good cause shown.

Status: Incorporated into SB 466 by Senate Rehabilitation and Social Services

SB 696 Medicare; supplement policies for individuals under age 65.

Patron: Deeds

Summary: Requires insurers issuing Medicare supplement policies in the Commonwealth to offer the opportunity of enrolling in a Medicare supplement policy to any individual who resides in the Commonwealth, is enrolled in Medicare Part B, and is eligible for Medicare by reason of disability.

Status: Continued to 2017 in Senate Commerce and Labor

Professions and Occupations

HB 19 Ministers or other persons authorized to celebrate rites of matrimony; no oath required.

Patron: Head

Summary: Provides that no oath shall be required of a minister or other person who seeks authorization to perform the rites of matrimony and that no such authorized

minister or other person shall be considered an officer of the Commonwealth by virtue of such authorization.

Status: Passed House and Senate

HB 310 Mobile dental clinics; exemption from registration requirements.

Patron: Orrock

Summary: Adds to the list of mobile dental clinics exempt from the requirement to register with the Board of Dentistry mobile dental clinics operated by federally qualified health centers with a dental component that provides dental services via mobile model to adults and children within 30 miles of the federally qualified health center; mobile dental clinics operated by free health clinics or health safety net clinics that have been granted tax-exempt status pursuant to § 501(c)(3) of the Internal Revenue Code that provide dental services via mobile model to adults and children within 30 miles of the free health clinic or health safety net clinic; and mobile dental clinics that provide dental services via mobile model to individuals who are not ambulatory and who reside in long-term care facilities, assisted living facilities, adult care homes, or private homes.

Status: Passed House and Senate and Approved by the Governor

HB 313 Immunizations; adds type of health professionals who may administer.

Patron: Orrock

Summary: Adds physician assistants, nurse practitioners, and licensed practical nurses and pharmacists who administer pursuant to a valid prescription to the types of health professionals who may administer vaccinations to children and who may provide to the person who presents the child for immunizations a certificate stating that such immunizations have been administered. Under current law, physicians and registered nurses are authorized to administer vaccinations and provide such certificates.

Status: Passed House and Senate and Approved by the Governor

HB 330 Clinical nurse specialists; Board of Nursing may register applicant.

Patron: Pogge

Summary: Provides that the Board of Nursing may register an applicant as a clinical nurse specialist if such applicant is an advanced practice registered nurse who (i) holds a valid license to practice professional nursing and (ii) has successfully completed a graduate-level clinical nurse specialist program within a regionally accredited college or university that meets all educational qualifications and standards established by national certification guidelines and holds a national clinical nurse specialist certification that prepares the professional nurse to deliver advanced nursing services. The bill eliminates

the duty of the Board of Nursing to approve programs that entitle professional nurses to be registered as clinical nurse specialists and to prescribe minimum standards for such programs.

Status: Passed House and Senate and Approved by the Governor

HB 364 Court-appointed attorney; increases fee paid for providing representation in commitment proceedings.

Patron: Loupassi

Summary: Increases from \$25 to \$150 the fee paid to a court-appointed attorney for providing representation in commitment proceedings in a criminal case.

Status: Passed House and Senate and Approved by the Governor

HB 528 Prescription drugs; manufacture and distribution in the Commonwealth.

Patron: Hodges

Summary: Eliminates the requirement that the Board of Pharmacy establish and implement a pedigree system for recording each distribution of a controlled substance from sale by a pharmaceutical manufacturer to a dispenser or person who will administer the controlled substance. The bill allows holders of a manufacturer permit to distribute the drug manufactured, made, produced, packed, packaged, repackaged, relabeled, or prepared to anyone other than the end user without the need to obtain a wholesale distributor permit; and creates a process for registration of nonresident manufacturers of prescription drugs.

Status: Passed House and Senate and Approved by the Governor

HB 707 Asbestos, Lead, and Home Inspectors, Va. Board for; licensure of clandestine drug lab remediators.

Patron: Minchew

Summary: Requires the licensing of clandestine drug laboratory remediators by the Virginia Board for Asbestos, Lead, and Home Inspectors and adds a licensed clandestine drug laboratory remediator member to the Board. The bill has a delayed effective date of

July 1, 2018, and the Board is required to promulgate regulations to be effective by that date. These initial regulations are exempt from the Administrative Process Act (§ 2.2-4000 et seq. of the Code of Virginia), except that the Board shall provide an opportunity for public comment on the regulations prior to adoption.

Status: Passed House and Senate and Approved by the Governor

HB 838 Professions, occupations, and trades; applicant's criminal history.

Patron: McClellan

Summary: Provides that questions related to an applicant's criminal history on any application for licensure, certification, registration, or authority shall be limited to those crimes that constitute a barrier to licensure, certification, registration, or authority by the applicable regulatory board or to employment in the profession, trade, or occupation for which a license, certification, registration, or authority is sought.

Status: Continued to 2017 in House Commerce and Labor

HB 1265 Practitioner of medicine, osteopathy, etc.; limits on dispensing of certain drugs, penalty.

Patron: Miyares

Summary: Prohibits a practitioner of medicine, osteopathy, podiatry, or dentistry from (i) dispensing to a patient an amount of a controlled substance that exceeds the amount necessary for the patient's use in a 72-hour period or (ii) dispensing a total amount of any controlled substance that exceeds 2,500 dosage units in any 30-day period. The bill further provides that a practitioner of medicine, osteopathy, podiatry, or dentistry who fails to comply with these requirements shall be subject to a civil penalty not to exceed \$5,000.

Status: Stricken from docket by House Health, Welfare and Institutions

SB 463 Nurse practitioners; licensed as certified nurse midwives, practicing without patient care team.

Patron: Carrico

Summary: Requires a nurse practitioner licensed by the Boards of Medicine and Nursing in the category of certified nurse midwife to practice in consultation with a licensed

physician and in accordance with a practice agreement with such physician. Under current law, certified nurse midwives are required to practice in collaboration with, in addition to consulting with, a licensed physician. The bill also repeals a pilot program authorizing certain certified nurse practitioners to practice with autonomy.

Status: Passed House and Senate and Approved by the Governor

SB 483 Occupational safety and health; employer's liability for violation by contractor.

Patron: DeSteph

Summary: Prohibits the Commissioner of Labor and Industry from issuing a citation or assessing a civil penalty against an employer for a violation of occupational safety and health law if the violation is imputed to the employer vicariously as the result of the failure of the employer's contractor or subcontractor to obtain a contractor's license or maintain a copy of the contractor's license on site. The exemption from liability applies only if the employer did not have actual knowledge of the failure.

Status: Continued to 2017 in Senate Commerce and Labor

SB 701 Cannabidiol oil and THC-A oil; permitting of pharmaceutical processors to manufacture and provide.

Patron: Marsden

Summary: Authorizes a pharmaceutical processor, after obtaining a permit from the Board of Pharmacy and under the supervision of a licensed pharmacist, to manufacture and provide cannabidiol oil and THC-A oil. The bill requires the Board of Pharmacy to adopt regulations establishing health, safety, and security requirements for permitted processors.

The bill also requires that a practitioner who issues a written certification for cannabidiol and THC-A oil and the patient or his primary caregiver to register with the Board and requires a permitted pharmaceutical processor, prior to providing the patient or his primary caregiver and the practitioner who issues a written certification have registered with the Board. Finally, the bill provides criminal liability protection for pharmaceutical processors. An enactment clause provides that except for provisions requiring the Board of Pharmacy to promulgate regulations, the provisions of the bill do not become effective unless reenacted by the 2017 Session of the General Assembly.

Status: Passed House and Senate and Approved by the Governor

Senior Citizens

HB 101 Elections; early voting by persons age 65 or older.

Patron: Marshall, D.W.

Summary: Allows any registered voter age 65 or older to vote early in any election in which he is qualified to vote without providing a reason or making prior application for an absentee ballot. The bill requires that early voting be available beginning the twenty-first day prior to any general election, the seventh day prior to any special election held on a date other than the date of a general election, and the seventh day prior to any primary election and ending at 5:00 p.m. on the Saturday immediately preceding the election. The bill further requires early voting to be available during regular business hours each weekday during the applicable period, from 9:00 a.m. to 5:00 p.m. on each Saturday during the applicable period, and from 12:00 p.m. to 4:00 p.m. on each Sunday during the applicable period. The bill does not amend the current provisions for voting absentee, including the application requirement and the list of statutory reasons that allow a registered voter to vote absentee.

Status: Left in House Privilege and Elections

HB 162 Incapacitated persons; expands class of victims of crime of financial exploitation.

Patron: Kory

Summary: Expands the class of victims of the crime of financial exploitation of incapacitated persons to include persons incapacitated due to physical illness or disability, advanced age, or other causes. Currently, victims must suffer from a mental incapacity. The bill also allows for forfeiture of personal property used in connection with the crime.

Status: Left in House Courts of Justice

HB 163 Income tax, state; deduction for senior citizens.

Patron: Marshall, R.G.

Summary: Modifies the income deduction for seniors by increasing the amount from \$12,000 to \$13,000 and indexing the income restrictions to inflation. The bill is effective for taxable years beginning on or after January 1, 2016.

Status: Continued to 2017 in House Finance

HB 620 Elderly or disabled adults; financial exploitation.

Patron: Krizek

Summary: Authorizes a financial institution and its staff to refuse to execute a transaction or disburse funds if the financial institution or its staff (i) in good faith believes the transaction or disbursement may involve, facilitate, result in, or contribute to the financial exploitation of an adult or (ii) makes, or has actual knowledge that another person has made, a report to the local adult protective services department or adult protective services hotline stating a good faith belief that the transaction or disbursement may involve, facilitate, result in, or contribute to the financial exploitation of an adult.

Status: Left in House Health, Welfare and Institutions

HB 677 Security freezes; fee exemption.

Patron: Peace

Summary: Exempts a consumer 65 years of age or older, or his agent, from being required to pay a fee to place a security freeze on their credit report. Currently, a consumer may be required to pay a fee of no more than \$10 to place a security freeze on his credit report. Victims of identity theft are currently exempt from the fee.

Status: Left in House Commerce and Labor

HB 1035 Elderly care savings trust accounts; established, administered by the Virginia College Savings Plan.

Patron: Rasoul

Summary: Establishes elderly care savings trust accounts to be administered by the Virginia College Savings Plan to facilitate the saving of private funds to defray the medical and health-related expenses of the elderly. Elderly care savings trust accounts may be opened on behalf of qualified beneficiaries who are at least 45 years old. Contributions to an elderly care savings trust account and any earnings on the account may be used to pay or reimburse the medical and health-related expenses and costs of beneficiaries who are at least 60 years old. The account may be used solely for medical and health-related expenses and costs that are not otherwise paid or reimbursed or claimed as a federal or Virginia income tax deduction, subtraction, or credit.

Under the bill, earnings on elderly care savings trust accounts are exempt from Virginia income tax. Distributions for qualified medical and health-related expenses of an elderly person are also exempt from Virginia income tax. The bill has a delayed effective date of January 1, 2017.

Status: Continued to 2017 in House Finance

SB 249 Financial exploitation of adults; documentation referred to State Police.

Patron: Black

Summary: Provides that upon receipt of a report on or during an adult protective services investigation of suspected financial exploitation of an adult 60 years old or older or incapacitated in which financial losses to such adult resulting from the exploitation are suspected to be greater than \$50,000, the local department of social services or adult protective services hotline shall immediately refer the matter to the Department of State Police or local law enforcement. This bill incorporates SB 412.

Status: Passed House and Senate and Approved by the Governor

SB 412 Financial exploitation of adults; documentation referred to State Police.

Patron: Barker

Summary: Provides that upon receipt of a report of suspected financial exploitation of an adult 60 years old or older or incapacitated in which financial losses to such adult resulting from the exploitation are suspected to be greater than \$50,000, the local department of social services or adult protective services hotline shall immediately refer the matter and all relevant documentation to both the Department of State Police and the local law-enforcement agency where the adult resides or where the alleged exploitation took place, or if these places are unknown, where the alleged exploitation was discovered, for investigation.

Status: Incorporated into SB 249 (Black) by Rehabilitation and Social Services