



YEAS & NAYS REPORT

Post Veto Session Supplement

2003 General Assembly Session

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YEAS AND NAYS REPORT POST VETO SESSION SUPPLEMENT

This supplement serves as the final update to the *Yeas and Nays Report* for the 2003 General Assembly Session. It reflects changes which had not taken place at the time the *Yeas and Nays Report* was published, addressing the Governor's recommendations and the House and Senate Chamber actions during the VETO session.

BUDGET :

Commissioners of the Revenue/Treasurers (see page 1 of the *Yeas and Nays Report*).

Original language in the *Yeas and Nays Report* prior to VETO Session: Reduces funding in FY 04 by \$1.4 million by eliminating funding for the commissioner of revenue and treasurers for income tax filing responsibilities in localities with populations of more than 100,000. These eight localities bear the full brunt of this \$1.4 million cut: Chesterfield, Chesapeake, Hampton, Newport News, Norfolk, Portsmouth, Richmond, and Virginia Beach.

Final outcome after VETO Session: \$1.4 million was restored.

LEGISLATION:

HB 1459 Erosion and Sediment Control; requirements for plan approval (see page 2 of the *Yeas and Nays Report*).

Governor's recommendation adopted: *Failure to provide the name of an individual holding a certificate of competence prior to engaging in land-disturbing activities may result in revocation of the approval of the plan and the person responsible for carrying out the plan shall be subject to the penalties provided in this article.*

HB 2728 Workers compensation; smallpox vaccine (see page 22 of the *Yeas and Nays Report*). Governor's recommendation adopted:

1. Arising out of and in the course of the employment of (a) an employee of a hospital as defined in § 32.1-123, (b) an employee of a health care provider as defined in § 8.01-581.1, (c) an employee of the Department of Health or a local department of health, (d) member of a search and rescue organization, or (e) any person described in clauses (i) through (iv), (vi), and (ix) of subsection A of § 65.2-402.1.

HB 2503 Real Estate Appeals to Boards of Equalization and Circuit Court (see page 31 of the *Yeas and Nays Report*).

Governor's recommendation to reinstate the 1-year statute of limitations for the affected six localities was rejected by the General Assembly.

SB 956 Sales of Cigarettes (see page 36 of the *Yeas and Nays Report*).

Governor's recommendation to remove language stating that funding be appropriated in order for this legislation to be in effect was adopted:

~~That the provisions of this act shall not become effective unless an appropriation of general funds effectuating the purposes of this act is included in the 2003 Appropriation Act, passed during the 2003 Session of the General Assembly and signed into law by the Governor.~~

HB 1750 Property tax exemptions (see page 42 of the *Yeas and Nays Report*).

Governor's recommendation in the nature of a substitute was rejected.

HB 1678 Uniform Statewide Building Code; inspection and rental property (see page 50 of the *Yeas and Nays Report*).

This bill was vetoed by the Governor.

HB 2426 Posting certain information on the Internet; prohibitions (see page 55 of the *Yeas and Nays Report*).

Governor's recommendation, to strike the purpose of access, was adopted by the General Assembly:

1. Providing remote access to any document by means of a network or system that is certified by the Department of Technology Planning to be secure and to provide for restricted access pursuant to security standards developed in consultation with the circuit court clerks, the Executive Secretary of the Supreme Court, the Compensation Board, interested citizens, and users of land and other court records. Such standards shall include, but not be limited to, a requirement, as a precondition for access, for registration by users in person or by means of a notarized or otherwise sworn application that establishes the prospective user's identity, ~~purpose of access~~, business or residence address, and citizenship status;

HB 1107 Administration of elections and election procedures; penalties (see page 76 of the *Yeas and Nays Report*).

Governor's recommendations to strike language addressing notice of terms and locations for registration was adopted by the General Assembly:

~~§ 24.2 415. Notice of terms and locations for registration.~~

~~In January each year, each general registrar shall give notice for that year of all scheduled dates, hours, and localities *locations* for voter registration. In addition, he shall give a separate notice of the date, hours, and locations for registration on the final day of registration at least ten *10* days before each final day. The annual notice and the notice~~

~~for the final day shall each be posted at the courthouse and published at least once in a newspaper of general circulation in the county or city.~~

~~Three days' advance notice shall be given for additional times and locations not listed in the annual schedule. This notice shall be either published at least once in a newspaper of general circulation in the county or city or announced at least twice on a television station serving the county or city.~~

~~These provisions shall apply only to locations established by the registrar's office and staffed by a registrar or assistant registrar. They shall not apply to a location at which other persons offer mail applications under Article 3.1 (§ 24.2 416.1 et seq.) of this chapter, even if those other persons offer assistance in completing the form or offer to mail or return the signed voter registration application to the voter registrar or other appropriate person authorized to receive the application.~~

SB 1169 Medical treatment of inmates; financial responsibility (see page 77 of the *Yeas and Nays Report*).

Governor's recommendation to add serious medical needs to the list of conditions requiring medical treatment was adopted.

Nothing herein shall be construed to require a sheriff, jail superintendent or a locality to pay for the medical treatment of an inmate for any injury, illness, or condition that existed prior to the inmate's commitment to a local or regional facility, except that medical treatment shall not be withheld for any communicable diseases, serious medical needs, or life threatening conditions.

SB 1279 Rail Transportation Development Authority (see page 92 of the *Yeas and Nays Report*).

The Governor's recommendation that the provisions of this act would become effective only if reenacted by the 2004 Regular Session of the General Assembly was adopted in the Senate Chamber (40-Y 0-N) but rejected in the House Chamber (33-Y 58-N); therefore, the Governor's recommendations are in effect.