

VIRGINIA HOUSE OF DELEGATES



CALENDAR

2020 Special Session I

Wednesday, October 7, 2020 - 2:00 p.m.

Senate Bills on Third Reading Regular Calendar

S.B. 5036. A BILL to amend and reenact §§ 4.1-206 and 4.1-206.3 of the Code of Virginia, relating to alcoholic beverage control; local special events license; limitations on events during public health emergency.

Patrons--McPike; Delegate: Kory

Reported from Committee on General Laws **with amendment** September 21, 2020

YEAS--Bulova, Carr, Torian, Simon, Murphy, Krizek, Aird, Hurst, Adams, D.M., VanValkenburg, Tran, Convirs-Fowler, Knight, Morefield, Leftwich, Fowler, Miyares, Brewer, Wampler--19.

NAYS--Wright, Cole, M.L.--2.

ABSTENTIONS--Price--1.

NOT VOTING--0.

AMENDMENT(S) PROPOSED BY THE HOUSE GENERAL LAWS

1. After line 669, engrossed
insert
2. That an emergency exists and this act is in force from its passage.

**Senate Bills on Third Reading
Regular Calendar**

S.B. 5106. A BILL to amend the Code of Virginia by adding a section numbered 15.2-2209.1:1, relating to local land use approvals; extension of approvals to address the COVID-19 pandemic.

Patrons--Lewis, Deeds and Ebbin

Reported from Committee on General Laws **with amendment** September 21, 2020

YEAS--Bulova, Carr, Torian, Simon, Murphy, Price, Krizek, Aird, Hurst, Adams, D.M., VanValkenburg, Tran, Convirs-Fowler, Wright, Knight, Morefield, Leftwich, Fowler, Miyares, Brewer, Wampler--21.

NAYS--0.

ABSTENTIONS--Cole, M.L.--1.

NOT VOTING--0.

**AMENDMENT(S) PROPOSED BY THE HOUSE
GENERAL LAWS**

1. After line 37, engrossed
insert

2. Notwithstanding any provision of law, general or special, nothing in this act shall be construed to extend any provision of § 15.2-2209.1 of the Code of Virginia.

House Bills with Senate Amendments

H.B. 5029. A BILL to amend the Code of Virginia by adding in Article 4 of Chapter 4 of Title 18.2 a section numbered 18.2-57.5, relating to law-enforcement officer; failure to intervene in use of excessive force; penalties.

Patrons--McQuinn, Aird, Tran, Adams, D.M., Ayala, Bagby, Bourne, Bulova, Carr, Cole, J.G., Convirs-Fowler, Gooditis, Guzman, Hayes, Helmer, Hope, Keam, Kory, Krizek, Levine, Lindsey, Lopez, Murphy, Plum, Price, Rasoul, Samirah, Scott, Sickles, Simonds, Tyler, Watts and Willett; Senator: Favola

Passed the House of Delegates September 4, 2020 (55-Y 42-N)

Passed the Senate with substitute October 2, 2020 (21-Y 17-N)

H.B. 5045. A BILL to amend and reenact § 18.2-64.2 of the Code of Virginia, relating to carnal knowledge of a person in the custody of a law-enforcement officer or an inmate, parolee, probationer, detainee, or pretrial defendant or posttrial offender; local or state law-enforcement officer; penalty.

Patrons--Delaney, Convirs-Fowler, Hurst, Murphy, Adams, D.M., Bell, Carr, Filler-Corn, Gooditis, Helmer, Kory, Levine, Lopez, Plum, Price, Watts and Willett

Passed the House of Delegates September 4, 2020 (98-Y 0-N)

Passed the Senate with substitute October 2, 2020 (38-Y 0-N)

House Bills with Senate Amendments

H.B. 5049. A BILL to amend and reenact §§ 9.1-101, 9.1-102, 15.2-1123.1, and 18.2-312 of the Code of Virginia; to amend the Code of Virginia by adding in Title 2.2 a chapter numbered 55.4, consisting of a section numbered 2.2-5515, and by adding sections numbered 15.2-1721.1 and 15.2-1722.2; and to repeal § 52-11.3 of the Code of Virginia, relating to acquisition and use of military property by law-enforcement agencies.

Patrons--Helmer, Samirah, Hayes, Rasoul, Adams, D.M., Ayala, Bourne, Carr, Cole, J.G., Gooditis, Guzman, Herring, Hope, Jenkins, Kory, Levine, Lopez, McQuinn, Price, Simonds, Subramanyam, Watts and Willett

Passed the House of Delegates September 10, 2020 (54-Y 42-N)

Passed the Senate with substitute October 2, 2020 (21-Y 18-N)

H.B. 5051. A BILL to amend and reenact § 15.2-1707 of the Code of Virginia, relating to decertification of law-enforcement officer.

Patrons--Simon, VanValkenburg, Carr, Cole, J.G., Keam, Kory, Levine, Lopez, Murphy, Plum, Price and Willett

Passed the House of Delegates September 4, 2020 (57-Y 41-N)

Passed the Senate with substitute October 2, 2020 (31-Y 7-N)

H.B. 5069. A BILL to amend the Code of Virginia by adding a section numbered 18.2-51.8, relating to law-enforcement officers; prohibition on the use of neck restraints; penalty.

Patrons--Carroll Foy, Carr, Tyler, Willett, Adams, D.M., Aird, Ayala, Bagby, Bourne, Cole, J.G., Gooditis, Guy, Guzman, Hayes, Helmer, Herring, Hope, Hudson, Jenkins, Jones, Keam, Kory, Krizek, Levine, Lindsey, Lopez, McQuinn, Mugler, Murphy, Plum, Price, Rasoul, Samirah, Scott, Sickles, Simonds, Subramanyam, Ward and Watts

Passed the House of Delegates September 4, 2020 (55-Y 43-N)

Passed the Senate with substitute October 2, 2020 (21-Y 18-N)

H.B. 5099. A BILL to amend and reenact § 19.2-56 of the Code of Virginia, relating to search warrants; prohibition on no-knock search warrants.

Patrons--Aird, Bagby, Lindsey, Ayala, Bourne, Cole, J.G., Hayes, Helmer, Herring, Hope, Jenkins, Keam, Kory, Levine, Lopez, McQuinn, Murphy, Plum, Price, Rasoul, Tyler, Ward and Willett

Passed the House of Delegates September 4, 2020 (56-Y 41-N)

Passed the Senate with substitute October 2, 2020 (22-Y 17-N)

House Bills with Senate Amendments

H.B. 5104. A BILL to amend and reenact §§ 15.2-1705 and 15.2-1709 of the Code of Virginia, relating to minimum qualifications for law-enforcement officer, etc.; disclosure of information.

Patrons--Price, Bourne, Carr, Cole, J.G., Gooditis, Guzman, Hayes, Helmer, Herring, Hope, Jenkins, Keam, Kory, Krizek, Levine, Lindsey, Lopez, McQuinn, Murphy, Plum, Scott, Tran, Ward, Watts and Willett

Passed the House of Delegates September 4, 2020 (54-Y 42-N)

Passed the Senate with substitute October 2, 2020 (29-Y 9-N 1-A)

H.B. 5108. A BILL to amend and reenact §§ 9.1-108 and 9.1-112 of the Code of Virginia, relating to the Criminal Justice Services Board; Committee on Training; membership and responsibilities.

Patrons--Guzman, Gooditis, Guy, Willett, Adams, D.M., Aird, Bourne, Carr, Carroll Foy, Cole, J.G., Filler-Corn, Hayes, Helmer, Herring, Hope, Keam, Kory, Levine, Lindsey, Lopez, McQuinn, Plum, Price, Rasoul, Sickles, Simonds and Subramanyam; Senator: McClellan

Passed the House of Delegates September 3, 2020 (54-Y 44-N)

Passed the Senate with substitute October 2, 2020 (21-Y 18-N)

H.B. 5109. A BILL to amend and reenact §§ 9.1-102 and 15.2-1705 of the Code of Virginia and to amend the Code of Virginia by adding a section numbered 9.1-112.1, relating to the Department of Criminal Justice Services; law-enforcement officer training and qualifications.

Patrons--Hope, Askew, Adams, D.M., Aird, Ayala, Bagby, Bourne, Carr, Carroll Foy, Cole, J.G., Gooditis, Guzman, Hayes, Helmer, Herring, Keam, Kory, Levine, Lindsey, Lopez, McQuinn, Plum, Price, Rasoul, Sickles, Simonds, Subramanyam, Watts and Willett

Passed the House of Delegates September 4, 2020 (97-Y 1-N)

Passed the Senate with substitute October 2, 2020 (24-Y 14-N)

Memorial Resolution Laid on Speaker's Table

H.R. 620. Celebrating the life of Gregory Vann Thomas.

Patron--Marshall

Unfinished Business - House

H.B. 5043. A BILL to amend and reenact § 9.1-102 of the Code of Virginia and to amend the Code of Virginia by adding in Chapter 3 of Title 37.2 an article numbered 5, consisting of sections numbered 37.2-320 through 37.2-323, relating to community care teams and mental health awareness response and community understanding services (Marcus) alert system.

Patrons--Bourne, Adams, D.M., Watts, Carr, Carroll Foy, Aird, Ayala, Bulova, Cole, J.G., Filler-Corn, Gooditis, Guzman, Hayes, Herring, Hope, Hudson, Hurst, Keam, Kory, Krizek, Levine, Lindsey, Lopez, McQuinn, Murphy, Plum, Price, Rasoul, Samirah, Scott, Sickles, Simonds, Subramanyam, Tyler, Ward and Willett; Senator: McClellan

Passed the House of Delegates September 10, 2020 (57-Y 39-N)

Passed the Senate with substitute October 1, 2020 (24-Y 15-N)

House rejected Senate substitute October 2, 2020 (0-Y 95-N)

H.B. 5050. A BILL to amend and reenact §§ 2.2-4343 and 44-146.17 of the Code of Virginia, relating to Emergency Services and Disaster Law; powers and duties of Governor; purchase of personal protective equipment during a disaster caused by a communicable disease of public health threat.

Patrons--Helmer, Adams, D.M., Guy, Simonds, Ayala, Bourne, Carr, Carroll Foy, Cole, J.G., Gooditis, Guzman, Hayes, Herring, Hope, Jenkins, Kory, Levine, Lindsey, Lopez, McQuinn, Murphy, Rasoul, Sickles, Subramanyam, Tyler, Watts and Willett

Passed the House of Delegates September 4, 2020 (58-Y 39-N)

Passed the Senate with substitute October 1, 2020 (38-Y 1-N 1-A)

House rejected Senate substitute October 2, 2020 (0-Y 94-N)

H.B. 5055. A BILL to amend and reenact §§ 9.1-507 and 15.2-1507 of the Code of Virginia and to amend the Code of Virginia by adding in Chapter 6 of Title 9.1 a section numbered 9.1-601, relating to law-enforcement civilian oversight body.

Patrons--Herring, Carr, Rasoul, Scott, Adams, D.M., Bagby, Bourne, Bulova, Cole, J.G., Convirs-Fowler, Gooditis, Guzman, Hayes, Helmer, Hope, Keam, Kory, Krizek, Levine, Lindsey, Lopez, McQuinn, Murphy, Plum, Price, Samirah, Simonds, Tran, Watts and Willett

Passed the House of Delegates September 3, 2020 (53-Y 45-N)

Passed the Senate with substitute October 1, 2020 (20-Y 19-N)

House rejected Senate substitute October 2, 2020 (1-Y 92-N)

Unfinished Business - House

H.B. 5064. A BILL to amend and reenact § 55.1-1245 of the Code of Virginia, relating to the Virginia Residential Landlord and Tenant Act; landlord remedies; noncompliance with rental agreement; payment plan.

Patrons--Price, Bulova, Simon, Aird, Askew, Bagby, Bourne, Carr, Cole, J.G., Convirs-Fowler, Gooditis, Guzman, Hayes, Hope, Hurst, Jenkins, Keam, Kory, Krizek, Levine, Lopez, McQuinn, Plum, Simonds, Torian, Tran, Ward and Willett

Passed the House of Delegates August 28, 2020 (55-Y 41-N)

Passed the Senate with substitute October 1, 2020 (23-Y 16-N)

House rejected Senate substitute October 2, 2020 (0-Y 95-N)

H.B. 5068. A BILL to amend and reenact § 8.01-512.4 of the Code of Virginia and to amend the Code of Virginia by adding in Chapter 3 of Title 34 a section numbered 34-28.3, relating to state of emergency; emergency relief payments exempt; emergency.

EMERGENCY

Patrons--Ayala, Levine, Heretick, Adams, D.M., Carr, Carroll Foy, Cole, J.G., Gooditis, Guzman, Hayes, Helmer, Herring, Hope, Jenkins, Keam, Kory, Lopez, McQuinn, Murphy, Price, Rasoul, Samirah, Subramanyam, Watts and Willett

Passed the House of Delegates September 4, 2020 (82-Y 16-N)

Passed the Senate with substitute October 1, 2020 (36-Y 4-N)

House rejected Senate substitute October 2, 2020 (66-Y 27-N) (Required 75 votes to pass)

H.B. 5106. A BILL to amend and reenact § 55.1-1245 of the Code of Virginia, relating to landlord and tenant, noncompliance with rental agreement; prohibition on using negative credit information arising from the COVID-19 pandemic against tenants or applicants for tenancy; penalty; emergency.

Patrons--Cole, J.G., Convirs-Fowler, Askew, Adams, D.M., Aird, Ayala, Bagby, Bourne, Carr, Carroll Foy, Carter, Guzman, Hayes, Helmer, Hope, Hurst, Jenkins, Keam, Kory, Levine, Lindsey, McQuinn, Plum, Price, Rasoul, Samirah, Scott and Watts

Passed the House of Delegates September 3, 2020 (54-Y 44-N)

Passed the Senate with amendments September 25, 2020 (20-Y 16-N)

House rejected Senate amendments October 2, 2020 (0-Y 97-N)

(continued on next page)

Unfinished Business - House

AMENDMENT(S) PROPOSED BY THE SENATE GENERAL LAWS AND TECHNOLOGY

1. Line 107, engrossed, after *against*
strike
a tenant or
insert
an

GENERAL LAWS AND TECHNOLOGY

2. Line 107, engrossed, after *on*
strike
any adverse item related to

GENERAL LAWS AND TECHNOLOGY

4. Line 113, engrossed, after *to the*
strike
the remainder of line 113

GENERAL LAWS AND TECHNOLOGY

5. Line 119, engrossed, after *subsection, the*
strike
tenant or

SEN. BARKER

1. Line 112, engrossed, after *determination,*
strike
a
insert

then the landlord shall provide written notice of the denial and the individual's right to assert that his failure to qualify was the result of payment history or an eviction for nonpayment of rent that occurred during the period beginning on March 12, 2020, and ending 30 days after the expiration or revocation of any state of emergency declared by the Governor related to the COVID-19 pandemic. If, in addition to the written notice, the landlord contacts the applicant through email, text message, phone call, or other communication and the tenant asserts that the failure to qualify was not the result of such recent payment history or eviction, the landlord may proceed with using the information from the report. If the landlord does not receive a response from the applicant within three business days, the landlord may proceed with using the information from the report without additional action. If the landlord does receive a response from the applicant asserting such right, the

H.B. 5146. A BILL to amend and reenact §§ 9.1-101, 17.1-293.1, 17.1-323, 17.1-413, 17.1-502, 19.2-72, 19.2-74, 19.2-310.7, 19.2-389.3, and 19.2-390 of the Code of Virginia and to amend the Code of Virginia by adding in Title 19.2 a chapter numbered 23.2, consisting of sections numbered 19.2-392.5 through 19.2-392.14, relating to automatic expungement of criminal records.

Patrons--Herring, Cole, J.G., Simon, Adams, D.M., Bagby, Carr, Filler-Corn, Guzman, Helmer, Hope, Jones, Kory, Levine, Rasoul, Scott, Simonds, Subramanyam, Tran and Willett; Senator: Lucas

Passed the House of Delegates September 9, 2020 (59-Y 37-N 1-A)

Passed the Senate with substitute October 1, 2020 (24-Y 16-N)

House rejected Senate substitute October 2, 2020 (0-Y 95-N)

Unfinished Business - House

H.B. 5148. A BILL to amend and reenact § 53.1-202.3 of the Code of Virginia, relating to Department of Corrections; earned sentence credits.

Patrons--Scott, Carr, Kory, Adams, D.M., Aird, Bagby, Bourne, Bulova, Guy, Guzman, Hayes, Levine, Plum, Rasoul, Sickles, Simonds and Watts; Senators: Boysko, Edwards and Lucas

Passed the House of Delegates September 10, 2020 (54-Y 41-N)

Passed the Senate with substitute October 1, 2020 (21-Y 19-N)

House rejected Senate substitute October 2, 2020 (0-Y 93-N)

Unfinished Business - Senate

S.B. 5035. A BILL to amend and reenact §§ 9.1-507 and 15.2-1507 of the Code of Virginia and to amend the Code of Virginia by adding in Chapter 6 of Title 9.1 a section numbered 9.1-601, relating to law-enforcement civilian oversight body.

Patrons--Hashmi, McClellan, Boysko, Ebbin, Favola, Morrissey and Surovell; Delegates: Carr and Kory

Passed Senate September 15, 2020 (20-Y 15-N)

Passed the House of Delegates with substitute September 25, 2020 (51-Y 46-N)

Senate rejected House substitute October 2, 2020 (1-Y 37-N)

S.B. 5081. A BILL to amend the Code of Virginia by adding a section numbered 32.1-37.01, relating to outbreaks of communicable disease of public health threat; posting of information.

EMERGENCY

Patrons--Barker, Newman, Suetterlein, Ebbin, Kiggans, McClellan and Ruff; Delegate: Kory

Passed Senate August 27, 2020 (34-Y 0-N)

Passed the House of Delegates with amendment September 25, 2020 (97-Y 0-N)

Senate rejected House amendment October 2, 2020 (0-Y 38-N)

AMENDMENT(S) PROPOSED BY THE HOUSE OF DELEGATES HEALTH, WELFARE AND INSTITUTIONS

1. Line 15, engrossed, after *to*
insert
subsection B of

Unfinished Business - Senate

S.B. 5088. A BILL to amend and reenact § 55.1-1245 of the Code of Virginia, relating to the Virginia Residential Landlord and Tenant Act; landlord remedies; noncompliance with rental agreement; payment plan.

Patrons--Ebbin, Boysko, Bell, Favola and McClellan; Delegates: Gooditis, Kory and Sickles

Passed Senate August 27, 2020 (34-Y 0-N)

Passed the House of Delegates with substitute September 25, 2020 (55-Y 42-N)

Senate rejected House substitute October 2, 2020 (0-Y 38-N)

Senate Bill on First Reading and Referred

S.B. 5015. A BILL to amend and reenact Chapter 1289 of the 2020 Acts of Assembly, which appropriated funds for the 2020-22 Biennium and provided a portion of revenues for the two years ending, respectively, on the thirtieth day of June, 2021, and the thirtieth day of June, 2022.

Patrons--Howell; Delegate: Kory

Referred to Committee on Appropriations

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Today's Invocation By
Priest Krishnamachar Archakam
Chief Priest
Vedic Temple of Virginia
Sterling
At the request of Delegate Suhas Subramanyam

House Daily Meeting Schedule URL
<http://viriniageneralassembly.gov/houseschedule>

Suzette Denslow
Clerk of the House of Delegates