

VBPD Bill Tracking List—2005 Session

Date: 2/25/2005

<i>Bill #/Patron (staff)</i>	<i>Title/Summary</i>	<i>Status</i>
<p><u>HB 1803</u> Landes (Lawyer)</p>	<p><u>Agency Consolidation—DBVI & DDHH</u> Bill to amend the Code of Virginia to eliminate the Department for the Blind and Vision Impaired and the Department for the Deaf and Hard of Hearing and merge these entities with the Department of Rehabilitative Services to create a Department of Rehabilitative and Disability Services in Virginia.</p>	<p>1/5/05- Prefiled ; 1/12—Assigned: Gen Laws Sub #4 1/27—Tabled in General Laws</p>
<p><u>HB 2148</u> Amundson (Lawyer)</p>	<p><u>Children's Mental Health Strategy</u> Requires DOE, DPH, JJ, DMAS, MHMRSAS and DSS to develop the children's mental health treatment strategy to include increased funding for Medicaid and FAMIS, group home licensure requirements, adequate home health and mental health professionals, assurances that parents will not have to relinquish custody to obtain treatment for their children, increased services and other components. Strategy to be published on state web sites.</p>	<p>1/11/05—Prefiled and referred to HWI 1/18/05—Passed By indefinitely (PBI)</p>
<p><u>HB 2296</u> Fralin (Lawyer)</p>	<p><u>New Provisions for Seriously ED Children</u> Mandates services to seriously ED children whose parents or guardians would otherwise have to relinquish custody to receive MH services; directs DMAS to develop and apply for a waiver to obtain Medicaid coverage for such services.</p>	<p>1/11/05—Prefiled and referred to HWI 2/3—Reported from HWI w/ sub (22-Y 0-N); referred to Appropriations 2/4—Tabled in Appropriations</p>
<p><u>HB 2407</u> Phillips (Ettner)</p>	<p><u>Planning Commissions to Include Provisions for E & D</u> Provides that the purpose of the comprehensive plan shall include addressing the present and probable future needs of the elderly and persons with disabilities as well as, if feasible, designation of areas for age restricted housing and the inclusion of nursing homes and assisted living facilities in the designated system of community services.</p>	<p>1/12/05—Prefiled and referred to Counties, Cities & Towns 1/28—Reported w/ Substitute 2/1—Engrossed by House; 2/4—Passed 2/3—Ref S. Committee on Local Gov. 2/18—Passed Senate (38-Y ON)</p>
<p><u>HB 2036</u> Hamilton (Ettner)</p>	<p><u>Older Adult Service System</u> Provides that the Commonwealth shall seek to ensure coordinated, effective and efficient long-term care services to older adults.</p>	<p>1/11/05—Referred to HWI 1/27—Reported; 1/28—Read 1/31—Engrossed by House w/ amend 2/1—Passed House; comm. to Senate 2/2—ref S. Edu & Health 2/17—Reported w/ amendments 2/18—Senate Vote Passed 2/23—House Vote Passed</p>
<p><u>SB 1023</u> Mims (Lawyer)</p>	<p><u>DMHMRSAS Code Change & Update</u> Recodifies and renumbers Title 37.1 and Title 37.2 pertaining to the legal authority for DMHMRSAS.</p>	<p>1/11/05—Prefiled and referred to Ed & Health 2/3—Reported from Edu. & Health 2/7—Passed Senate 2/9—Ref House HWI; 2/15—Reported from HWI; 2/17—Passed House (22-Y 0-N) 2/17—House Vote Passed</p>

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<p><u>SB 1188</u> Locke (Ettner)</p>	<p><u>Establishment of Statewide EI System</u> Authorizes lead agency for EI to contract with local lead agencies for implementation of local EI systems statewide. Duries for local lead agencies are prescribed.</p>	<p>1/12/05–Prefiled, referred to Gen Laws 1/19–Reported from Gen. Laws 1/20–Committee Sub Printed 1/21–Senate vote (38–Y 0–N) 1/25–Communicated to House 2/9–Assigned Gen Laws Sub #3 2/17–Reported w/ amends 2/22–Passed Hoouse 2/23–Passed Senate</p>
<p><u>HB 2326</u> Athey (Lawson/Talley)</p>	<p><u>Sheltered Workshops & Supported Employment</u> Bill to require DPS to adopt regs that require 10% of state contracts for goods or services, under certain circumstances, be set aside for non profit sheltered workshops or other nonprofit organizations that offer transitional or supported employment services serving the handicapped.</p>	<p>1/11/05 Prefiled; 1/11—Referred to H. Gen Laws Sub #2 1/25–Reported from General Laws; ref Appropriations 1/26–Assigned to Comp & General Governance subcommittee 2/4–Reported from Approp. w/ sub 2/8–Communicated to Senate 2/9–Ref. S. Gen Laws; 2/16–Reported from Gen Laws (15–Y 0–N) 2/21–Passed Senate</p>
<p><u>HB 1768</u> Dillard (B. Ettner)</p>	<p><u>Demonstration of Academic Attainment – SOL Points and Portfolios</u> Directs the Board of Education, in awarding verified credits (required for a standard diploma) for students who are subject to an IEP, to establish procedures whereby such student may earn a verified credit based upon (i) receipt of a score on the relevant SOL assessment within 10 points of passing the assessment; and (ii) demonstration of the student’s mastery of the required knowledge and skills through a work portfolio.</p>	<p>1/03/05—Prefiled and Referred to Ed; 1/12/05—Assigned to SOQ Subcommittee 1/19–Tabled in Ed</p>
<p><u>HB 2297</u> Fralin (B. Ettner)</p>	<p><u>Non-Enrolled Students Participation in Interscholastic Activities</u> Requests changes in enrollment and eligibility criteria for students who wish to participate in interscholastic activities as prescribed by the Virginia High School League. Currently, eligibility to participate in interscholastic activities is limited to students who are full-time students in regular attendance and carrying a schedule of subjects which, if successfully completed, will render him/her eligible for League participation in the ensuing semester.</p>	<p>1/11–Ref–Edu; 1/21–Assigned to Student/Day Care Sub 1/26–Stricken</p>
<p><u>HB 2752</u> Petersen (B. Ettner)</p>	<p><u>Medically-Fragile Students and SPED</u> Adds medically fragile students to those children with disabilities entitled to SPED in public schools. Directs Board of Education to promulgate regs defining medically fragile students and how to define them.</p>	<p>1/12/05—Ref Edu; 1/21–Assigned SOQ sub 2/2–Stricken from Docket</p>
<p><u>SB 1304</u> Martin</p>	<p>Group homes or residential facilities for children; regulations to ensure education, etc., including a community liaison</p>	<p>1/21–Referred to Edu & Health 1/27–Reported from Edu & Health (13–Y 0–N) 1/31—Senate Read & Engrossed 2/1–Communicated to House</p>

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(Ettner)		
HB 2713 Morgan (Lawyer)	Allows money in the state Telecommunications Relay Service fund to be used to purchase equipment for use by hearing-impaired person using the relay service.	1/12—Ref to Gen. Laws; 1/18—assigned to General Laws sub #3 1/27—Rep from GL; referred to Commerce and Labor 2/3—Reported 2/8—Passed House, communicated to Senate; 2/9—Ref Commerce & Labor 2/21—Left in C & L
Rights/ FOIA Inspections/ Advocacy		
HB 1750 Landes (Lawyer)	Eliminates the Human Rights Council and establishes the Division of Human Rights within the Department of Law.	1/3/05—Prefiled; referred to Gen. Laws; 1/12—assigned Sub #4 in Gen. Laws 1/22—Passed by (22-Y 0-N) 1/27—Failed to Report in GL
HB 2760 Reese (Lawyer)	Allows local public bodies to conduct meetings under FOIA through electronic communication means (telephone or audio/visual). Currently, only state public bodies may conduct meetings in this manner.	1/13/05—Presented; assigned to General Laws subcommittee #2 1/25—Passed by in GL w/ Letter
SB 1222 Puckett (Lawyer)	Provides that abuse of an incapacitated adults that results in death is punishable as a Class 4 felony. Currently, only serious bodily injury or disease resulting from abuse is punishable as such.	1/12—Referred to Courts of Justice 2/9—Left in C of J
Long-Term Care/Facilities/ ALFs* shaded bills below	NOTE: The bills in the <i>darkened shaded cells</i> of this table (below) have been consolidated into other bills—See HB 2512 (Substitute) and SB 1183 (Substitute)	
HB 424 Watts SB 1000 Devolites-Davis (Ettner)	Requires ALFs serving people with serious MI, MR and SAS to comply with State Board of SS regs governing such placement. Bill related to HB 2545 below	HB 424— Introduced in '04 and continued to '05; 11/30/2004—Stricken at request of patron SB-1/11/05— Introduced and Referred to Rehab & Social Services 1/28—Incorporated into SB 1183

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<p><u>HB 2545</u> VanLandingham (Ettner)</p>	<p><i>ALFs to Provide Appropriate Care to Persons with Serious MH/MI/MR</i> Requires DSS and DMHMRSAS to increase access and improve quality of care provided to adults with MI, MR, and SA who reside in ALFs. Requests DMHMRSAS to develop licensing requirements for ALF regarding these issues.</p>	<p>1/12/05—Prefiled and referred to HWI 1/27—Incorporated into HB 2512</p>
<p><u>SB 1183</u> Hanger (Ettner)</p>	<p>HB 2537 and SB 1183 are both administration bills and are ALF Omnibus Bills per the SHHR. Other Senate ALF bills have been rolled into this bill.</p>	<p>SB 1183 --1/12—Ref Committee on Rehab & Social Services 1/28—Reported with Substitute; referred to Finance 2/2—Reported from Finance 2/3—Senate Vote (39-Y 0-N) 2/7—Passed Senate w/ sub and communicated to House 2/9—Ref HWI 2/15—Reported from HWI w/ Sub 2/17—Passed House Vote (95-Y 0-N) HB 2537 1/12/05—Ref to HWI 1/27—Incorporated into HB 2512</p>
<p><u>HB 2537</u> Nixon (Ettner)</p>	<p><i>Civil Penalties Apply to ALFs and Day Care Centers for Non Compliance</i> Commissioner may suspend license of ALF and ADC in cases of immediate threat to the health, safety and welfare of residents or participants</p>	<p>SB 1085 - 1/12/05- Introduced and referred to Rehab and Social Services 1/28—Incorporated into SB 1183</p>
<p><u>SB 1085</u> Ticer (Ettner)</p>	<p>Commissioner can suspend license in cases of health and safety threats to residents or participants in ALF facilities and programs. Bill requires all ALF direct care Providers to have an RN, PN or CNA</p>	
<p><u>HB 2639</u> Hurt (Ettner)</p>	<p><i>Certificate of Public Need</i> Medical care facilities certificate of public need; reissuance of request for new nursing home beds (See also HB 2136, Griffith)</p>	<p>1/12—Referred to HWI 1/27—Reported w/ amends (22-Y 0-N) 1/28—Read 1st time 2/1—Passed House and Communicated to Senate 2/2—Ref Committee on Edu & Health 2/10—Reported w/Amendment 2/14—Passed Senate 2/16—Senate amend agreed to by House Vote to adopt (97-Y 0-N 1-A)</p>
<p><u>HJ 657</u> Rust (Ettner)</p>	<p><i>"No Wrong Door"</i> Requests the SHHR and Human Services to study a "no wrong door" approach for long-term services in the Commonwealth.</p>	<p>1/11/05—Prefiled, Ref to Rules 2/3—Reported from Rules (16-Y 0-N) 2/4—House vote, passed and communicated to Senate 2/7—Ref to S. Rules 2/18—Reported 2/24—Passed Senate</p>

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<p><u>SB 702</u> Reynolds</p> <p style="text-align: right;">(Lawyer)</p>	<p>Requires the state plan for medical assistance services to include provision for payment of medical assistance for aged and disabled individuals with incomes up to 100% of the FPG.</p>	<p>12/10/04—reported from Ed & Health on 1/13/05 (14-Y 0-N) and re-referred to Finance 2/1—Reported from Finance with amends 2/3—Read, agreed to, engrossed 2/4—Passed Senate; Comm House 2/8—Ref H. HWI 2/10—Tabled in HWI (15-Y 7-N)</p>
<p><u>SB 895</u> Ticer</p> <p style="text-align: right;">(Lawyer)</p>	<p>Provides that only one set of fingerprints needs to be provided by the prospective employee of a business providing care to children, the elderly or the disabled. Currently, two sets are required</p>	<p>1/11/05—Prefiled and referred to Courts of Justice 2/2—Engrossed in Senate; read 3rd time; Vote-passed 2/3—Communicated to House 2/8—Ref C of J Committee 2/14—Reported; 2/17—Passed House Vote (97-Y 0-N)</p>
<p><u>SB 1237</u> (see identical companion <u>HB 2826</u>)</p> <p style="text-align: right;">(Lawyer)</p>	<p>Authorizes DMAS & DMHMRSAS to license providers under Medicaid BI Waiver and providers of residential services for persons with Brain Injury</p>	<p>1/14—Ref Edu & Health; 1/27—Reported 1/27—Ref Finance 2/1—Reported with amends 2/3—Read in Senate 2nd time and Engrossed as amended 2/4—Passed Senate; communicated to House 2/8—Ref HWI 2/10—Reported with Amendments 2/14—Passed House w/ amends 2/16—Senate Vote to concur w/ H. amends</p>
<p><u>SJ 372</u> <u>Whipple, et al</u></p> <p style="text-align: right;">(Lawyer)</p>	<p>To commemorate 20th Anniversary of the VDA, March 2005</p>	<p>2/21—Senate: Bill text as passed Senate and House (enrolled)</p>