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COMMONWEALTH of VIRGINIA

DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

William C. Shelton
Director

September 7, 2016

MEMORANDUM

TO: The Honorable G. Paul Nardo, Clerk, House of Delegates
The Honorable Susan Clarke Schaar, Clerk, Senate

FROM: Bill Shelton *Bill Shelton*

SUBJECT: Completed Assessments of Local Mandates – FY 2016 1st and 2nd half

REFERENCE: 2015 Catalog of State and Federal Mandates on Local Governments

Pursuant to Sections 2.2-613 and 15.2-2903 of the Code of Virginia and Paragraph B(1)(g) of Executive Order 58 (2007), I am hereby submitting to your office the following completed assessments of local government mandates administered by State executive agencies. These assessments have been approved by the appropriate cabinet secretaries:

<u>AGENCY/Mandate Short Title</u>	<u>Catalog Number</u>
AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF Control of Dangerous and Vicious Dogs	SAF.VDACS009
CRIMINAL JUSTICE SERVICES, DEPARTMENT OF Training Standards for Criminal Justice Personnel	SPSHS.DCJS008
De-Certification of Law Enforcement Officers	SPSHS.DCJS032
Prevention of Internet Crimes Against Children	SPSHS.DCJS034
EDUCATION, DEPARTMENT OF Programs for Educationally At-Risk Students	SOE.DOE053
Competency-Based Career and Technical Education Program and Standards	SOE.DOE062
Prevention of Violence and Crime on School Property	SOE.DOE086
School Crisis, Emergency Management, and Medical Emergency Response Plan	SOE.DOE090
Evaluation of Superintendent, Teachers, and Principals	SOE.DOE111
Asthma and Anaphylaxis Medication Policy	SOE.DOE112

ELECTIONS, DEPARTMENT OF

Cancellation of Voter Registration

SOA.ELECT005†

EMERGENCY MANAGEMENT, DEPARTMENT OF

Localities Participation in Statewide Mutual Aid Program

SPSHS.VDEM015

LABOR AND INDUSTRY, DEPARTMENT OF

Providing Local Government Statistical Information

SCT.DOLI006

MARINE RESOURCES COMMISSION, VIRGINIA

Comprehensive Plan to Include Coastal Resource Management

SNR.MRC003

SOCIAL SERVICES, DEPARTMENT OF

Social Worker Degree Requirements

SHHR.DSS074

TAXATION, DEPARTMENT OF

Board of Equalization Appeals Process

SFIN.TAX011

Payment Agreements for Delinquent Real Property

SFIN.TAX017

Northern Virginia Transportation Authority Must Deposit Certain Funds

SFIN.TAX018

Regional Transient Occupancy Tax in Northern Virginia

SFIN.TAX019

TRANSPORTATION, DEPARTMENT OF

Removal or Relocation of Outdoor Advertising

STO.VDOT015

Vegetation Control for Outdoor Advertising Signs

STO.VDOT032

Section 15.2-2903(6) directs the Commission on Local Government to bring to your attention those assessments that carry recommendations from the administering agency for altering or eliminating the mandate in question. In that regard, please note catalog number SOA.ELECT005 marked with a dagger (†) indicating that the agency recommends altering the mandate.

The Department of Elections recommends altering SOA.ELECT005 because the agency suggests that the process could be made more efficient by mandating reporting lists of adjudications of incapacity electronically. Further, the agency contends that court orders are not always clear regarding particular orders on an individual's voting rights; leading to additional review and interpretation by general registrars and Commonwealth Attorneys. As such, the Department of Elections recommends that the requirement to cancel voter registration for persons with felony convictions should be removed since it is prone to misinterpretation of a court order. Commission on Local Government staff informed the Department of Elections that a recommendation to alter or eliminate the mandate would warrant legislative action by the agency to achieve their recommendation. A copy of the assessment is included at the end of the attachment.

Please also be advised that the following assessment has been postponed by the corresponding agency until FY2018 due to a change in the Code of Virginia. The agency opted to hold on the assessment process until the code change was initiated in order to properly assess the mandate. The Commission on Local Government has been made aware as to the status of the assessment and will continue to work with the agency to ensure that the assessment is completed in FY2018.

HEALTH, VIRGINIA DEPARTMENT OF

Emergency Medical Services Criminal History Record Information

SHHR.VDH032

cc: Virginia Association of Counties
Virginia Municipal League