

03.14.22 Preservation Virginia – Website Legislative Archive

Preservation Virginia continues to monitor the following items:

Cemeteries

[HB 809](#) - Historical African American cemeteries and graves; Isle of Wight, Prince George, and Surry Counties.

Patron: [Price](#)

Summary: Adds four cemeteries in Isle of Wight County, one cemetery in Prince George County, and eight cemeteries in Surry County to the list of cemeteries for which qualified organizations may receive funds from the Department of Historic Resources for the care of historical African American cemeteries and graves. The bill also directs the Department of Historic Resources, in consultation with the relevant qualified organizations, to verify the number of graves, monuments, and markers in such cemeteries.

Status: Tabled in House Committee on Agriculture, Chesapeake and Natural Resources (22-Y 0-N)

Local Government Preservation Generally

[HB 1210](#) - Historic preservation; filing of a historic designation application.

Patron: [Hope](#)

Summary: Provides that the filing of a historic designation application shall stay a locality from issuing any permit to raze or demolish a proposed historic landmark, building, or structure until 30 days after the rendering of the final decision of the governing body of the locality. The bill also specifies that the affected property owner, the applicant, or any resident of the locality who provided public input on the locality's historic district plan may appeal to the circuit court for review of any final decision of the governing body pursuant to such application.

Status: Continued to 2023 in House Committee on Counties, Cities and Towns

[SB 206](#) - Historic preservation; filing of a historic designation application.

Patron: [Petersen](#)

Summary: Provides that the filing of a historic designation application shall stay a locality from issuing any permit to raze or demolish a proposed historic landmark, building, or structure until 30 days after the rendering of the final decision of the governing body of the locality. The bill also specifies that the affected property owner, the applicant, or any resident of the locality who provided public input on the locality's historic district plan may appeal to the circuit court for review of any final decision of the governing body pursuant to such application.

Status: Passed by indefinitely in Senate Committee on the Judiciary (9-Y 6-N)

[SB 255](#) - Zoning; wireless communications infrastructure, application process.

Patron: [Bell](#)

Summary: Provides that in its consideration of certain communications infrastructure applications, a locality shall not disapprove an application if (i) the proposed new structure provides additional wireless coverage or capacity for first responders or (ii) the proposed tower is not within a four-mile radius of an existing tower that is part of the applicant's network. Additional changes in the bill provide that a locality shall not be prohibited from disapproving certain applications for any zoning approval required for non-administrative review-eligible projects on the basis of the fact that the proposed height of any wireless support structure, wireless facility, or wireless support structure with attached wireless facilities exceeds 200 feet above ground level. Current law sets the limit at 50 feet above ground level.

Status: Continued to 2023 in Senate Committee on Local Government (15-Y 0-N)

Historical Statues, Monuments, and Landmarks

[HB 778](#) - Relocation of monument and memorials.

Patron: [Williams](#)

Summary: Requires a locality that votes to remove, relocate, contextualize, or cover certain war monuments or memorials to initiate a process to gift the monument or memorial to a nonprofit organization that is most related to the mission and spirit of the monument or memorial, at the locality's expense. The bill provides that the placement of the monument or memorial shall be decided by an independent committee and that a majority vote by the committee as to the relocation of the memorial is binding on the locality and shall be carried out within six months from the date of the committee's decision.

Status: Continued to 2023 in House Committee on Counties, Cities and Towns

[HB 1206](#) - Fort Monroe Authority; duties; facilities management.

Patron: [Cordoza](#)

Summary: Adds to the powers and duties of the Fort Monroe Authority, the power and duty to create and manage a department within the Authority for the purpose of overseeing and managing all property and facilities provided, owned, operated, or financed by the Authority.

Status: Conferees appointed by House and Senate

Historical Buildings

[HB 1219](#) - Historic rehabilitation tax credit.

Patron: [Lopez](#)

Summary: Increases from \$5 million to \$10 million the maximum amount of the historic rehabilitation tax credit, including amounts carried over from prior taxable years, that may be claimed by a taxpayer in any taxable year beginning in taxable year 2022.

Status: House Finance Subcommittee #1 failed to recommend reporting (3-Y 6-N)

[SB 38](#) - Capitol Square Preservation Council; powers and duties, review and approval of plans for changes.

Patron: [Norment](#)

Summary: Grants the Capitol Square Preservation Council the authority to review and approve all plans or proposals for alterations, improvements, additions, or renovations to, or other disposition of, any monuments, statuary, artwork, or other historical artifacts contained within the Capitol Building, including within the old and new Senate chambers, the old and new halls of the House of Delegates, and the Rotunda.

Status: Conferees appointed by House and Senate

Cultural Resources

[HB 1266](#) - Department of Historic Resources; Tribal Outreach Liaison.

Patron: [Krizek](#)

Summary: Adds to the powers and duties of the Director of the Department of Historic Resources the appointment of a full-time Tribal Outreach Liaison.

Status: Tabled in House Committee on Appropriations (10-Y 8-N)

[SB 482](#) – Tribal Nations; consultation w/ federally recognized, permits and review w/ potential impacts.

Patron: [McClellan](#)

Summary: Requires the Department of Conservation and Recreation, the Department of Environmental Quality, the Department of Historic Resources, and the Virginia Marine Resources Commission to establish policies and procedures for consulting with federally recognized Tribal Nations in the Commonwealth when evaluating certain permits and reviews with potential impacts on environmental, cultural, or historic resources or that would have tribal implications, as defined in the bill. The bill directs the Secretary of the Commonwealth to designate an Ombudsman for Tribal Consultation to facilitate communication and consultation with Tribal Nations. The bill codifies Executive Order 82 (2021).

Status: Continued to 2023 in House Committee on Agriculture, Chesapeake and Natural Resources

Education

HB 508 - Department of Historic Resources; the *Green Book*.

Patron: [Mullin](#)

Summary: Directs the Department of Historic Resources to develop a program to identify, publicize, and educate the public about sites in the Commonwealth featured in the *Green Book*.

Status: Tabled in House Committee on Appropriations (16-Y 2-N)

Budget Amendments

In addition to the Governor's introduced budget amendments, the House and Senate have respectively proposed the following amendments to the budget bill:

[386 #9h](#) Douglass Memorial Cemetery

[124 #1h](#) Additional Funding for Fort Monroe Authority

[386 #17h](#) Increase Support for Care of Historical African American Graves and Cemeteries

[386 #19h](#) Fort Lee Museum Enclave Project

[485 #3g](#) Provide Funding for Slavery and Freedom Heritage Site

[C-51.10 #1g](#) Acquisition: Acquire Land for Culpeper Battlefields State Park

[386 #2h](#) Outreach and Assistance for Identification of Historic Tribal Lands

[386 #10h](#) Additional Support for Battlefield Preservation

[386 #8h](#) Expand Eligibility for African-American Cemeteries and Graves Fund

[386 #7h](#) HB 508 - The Green Book Sites Education

[386 #4h](#) Preston House Renovations

[386 #16h](#) HB 809 - Historical African American Cemeteries and Graves

[386 #1h](#) Increase Support for Battlefield Preservation Fund and Other Initiatives

[386 #3s](#) Gladstone Train Depot

[386 #11s](#) Goshen Community Center

[386 #1s](#) Douglass Memorial Cemetery Preservation

[386 #13s](#) Woodrow Wilson Presidential Library

[485 #4g](#) Provide Funding for Slavery and Freedom Heritage Site

[386 #12s](#) Battlefield Preservation Fund

[C-32.1 #1s](#) CO - JYF - Renovate Jamestown Settlement Galleries

[126 #3h](#) South Side Depot

[126 #4h](#) Pocahontas Island Black history museum

[6 #4h](#) Lynching workgroup

[386 #20h](#) BIPOC fund JXN Project

[375 #7h](#) Nansemond land purchase

Governor Northam's Introduced Budget – DHR Items

I.1. Included in this Item is \$150,000 the first year and \$150,000 the second year from the general fund to support the preservation and care of historical African American graves and cemeteries.

2. Pursuant to § [10.1-2211.2.](#), Code of Virginia, \$34,875 the first year and \$34,875 the second year from the general fund is provided to support the preservation and care of historical African American graves at the East End Cemetery in Henrico County, Virginia and the Evergreen Cemetery in Richmond, Virginia.

3. Pursuant to § [10.1-2211.2.](#), Code of Virginia, \$960 the first year and \$960 the second year from the general fund is provided to support the preservation and care of historical African American graves at the Daughters of Zion Cemetery in Charlottesville, Virginia.

4. Pursuant to § [10.1-2211.2](#), Code of Virginia, \$1,330 the first year and \$1,330 the second year from the general fund is provided to support the preservation and care of historical African American graves at the Mt. Calvary Cemetery in Portsmouth, Virginia.

5. Pursuant to § [10.1-2211.2](#), Code of Virginia, \$385 the first year and \$385 the second year from the general fund is provided to support the preservation and care of historical African American

graves at the African-American Burial Ground for the Enslaved at Belmont and Mt. Zion Old Baptist Church Cemetery in Loudoun County, Virginia.

6. Pursuant to § [10.1-2211.2](#), Code of Virginia, \$385 the first year and \$385 the second year from the general fund is provided to support the preservation and care of historical African American graves at the New River and West Dublin Cemeteries in Pulaski County, Virginia.

7. Pursuant to § [10.1-2211.2](#), Code of Virginia, \$2,340 the first year and \$2,340 the second year from the general fund is provided to support the preservation and care of historical African American graves at Oak Lawn Cemetery in Suffolk, Virginia.

8. Pursuant to § [10.1-2211.2](#), Code of Virginia, \$3,855 the first year and \$3,855 the second year from the general fund is provided to support the preservation and care of historical African American graves at the following cemeteries in Hampton Virginia: 212 graves at Bassonette's Cemetery, 339 graves at Elmerton Cemetery, 14 graves at Queen Street Cemetery, 29 graves at Pleasant Shade Cemetery, 15 graves at the Tucker Family Cemetery, 125 graves at Union Street Cemetery and 37 graves at Good Samaritan Cemetery.

9. Pursuant to § [10.1-2211.2](#), Code of Virginia, \$975 the first year and \$975 the second year from the general fund is provided to support the preservation and care of historical African American graves at Matthews, People's and Smith Street Cemeteries in Martinsville, Virginia.

10. Pursuant to § [10.1-2211.2](#), Code of Virginia, \$9,715 the first year and \$9,715 the second year from the general fund is provided to support the preservation and care of historical African American graves at six cemeteries in Alexandria, Virginia.

11. Pursuant to § [10.1-2211.2](#), Code of Virginia, \$485 the first year and \$485 the second year from the general fund is provided to support the preservation and care of historical African American graves at Wake Forest and Westview Cemeteries in Montgomery County, Virginia.

12. Pursuant to § [10.1-2211.2](#), Code of Virginia, \$455 the first year and \$455 the second year from the general fund is provided to support the preservation and care of historical African American graves at Mountain View Cemetery in Radford, Virginia.

13. Pursuant to § [10.1-2211.2](#), Code of Virginia, \$1,330 the first year and \$1,330 the second year from the general fund is provided to support the preservation and care of historical African American graves at Calloway, Lomax, and Mount Salvation Cemeteries in Arlington County, Virginia.

14. Pursuant to § [10.1-2211.2](#), Code of Virginia, \$2,000 the first year and \$2,000 the second year from the general fund is provided to support the preservation and care of historical African American graves at Newtown Cemetery in Harrisonburg, Virginia.

15. Pursuant to § [10.1-2211.2](#), Code of Virginia, \$260 the first year and \$260 the second year from the general fund is provided to support the preservation and care of historical African American graves at Cuffeytown Cemetery in Chesapeake, Virginia.

16. Pursuant to § [10.1-2211.2](#), Code of Virginia, \$180 the first year and \$180 the second year from the general fund is provided to support the preservation and care of historical African American graves at Stanton Family Cemetery in Buckingham County, Virginia.

J. The Department of Historic Resources is authorized to collect administrative fees for the provision of easement and stewardship services. Revenues generated from the easement fee schedule shall be deposited into the Preservation Easement Fund pursuant to § [10.1-2202.2](#)., Code of Virginia.

K. The Department of Historic Resources is authorized to enter into an agreement with one or more Virginia-based Historically Black Colleges and Universities to provide paid internships to enrolled students for data collection and outreach activities to expand Virginia's historical property catalogue to include underrepresented African American and indigenous communities. Included within the amounts in this item, \$100,000 the first year and \$100,000 the second year from the general fund is provided for the internship program.

L. Consistent with the provisions of § [10.1-2214](#), Code of Virginia, \$159,479 the first year and \$159,479 the second year from the general fund is provided to maintain an underwater archaeology program.

M. Out of the amounts in this Item, \$5,000,000 the first year and \$5,000,000 the second year from the general fund shall be deposited to a special, nonreverting fund for the awarding of grants for the preservation of archaeological sites associated with Black, Indigenous, and People of Color (BIPOC) contingent on legislation to be considered by the 2022 General Assembly.

N. Out of the amounts in this Item, \$500,000 the first year from the general fund is provided to the City of Alexandria for preservation of the Douglass Memorial Cemetery.

O. Out of the amounts in this Item, \$50,000 the first year from the general fund is provided to the City of Richmond for activities undertaken by the Elegba Folklore Society.

P. Out of the amounts in this Item, \$1,000,000 the first year from the general fund is provided to the City of Norfolk for expansion of the Chrysler Museum's Perry Glass Studio.

Q. Out of the amounts in this Item, \$2,000,000 the first year from the general fund is provided to the City of Richmond for capital improvements at the Virginia Museum of History and Culture.

R. Out of the amounts in this Item, \$300,000 the first year from the general fund is provided to the City of Richmond for activities undertaken by Preservation Virginia.

S. Out of the amounts in this Item, \$1,000,000 the first year from the general fund is provided to the County of Westmoreland for expanded interpretation at Stratford Hall.

T. Out of the amounts in this Item, \$1,000,000 the first year from the general fund is provided to

the County of Richmond for preservation and restoration activities undertaken by the Menokin Foundation.

U. Out of the amounts in this Item, \$1,000,000 the first year from the general fund is provided to the City of Richmond for improvements at the Valentine Museum.