



Mark Earley

House of Delegates District HD-073
Republican



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This legislator voted constitutionally on **83%** of the votes shown below.

★ Pro-liberty ✗ Anti-liberty ? Did not Vote Vote

1. SB428 Ranked-choice Voting (Passed 54 to 44 on 3/6/2024). No
Expands ranked-choice voting (RCV) to elections for any local or constitutional office, beyond just county boards and city councils. ★

2. HB1301 Market Interference (Passed 88 to 8 on 3/4/2024). Yes
Amends the Virginia Post-Disaster Anti-Price Gouging Act to broaden the definition of "consumer transaction" to include business-related goods and services. ✗

3. SB336 Speed-monitoring Devices (Passed 73 to 26 on 2/28/2024). No
Allows state and local law enforcement to install photo speed-monitoring devices at high-risk intersection. ★

4. HB609 Right to Contraception (Passed 55 to 44 on 2/28/2024). No
Establishes the "right" to access contraception, including contraceptive drugs, devices, and sterilization procedures. ★

5. SB69 Illegal Aliens as Law Enforcement (Passed 53 to 47 on 2/28/2024). No
Expands eligibility for law-enforcement positions to individuals with Deferred Action for Childhood Arrivals (DACA) status. ★

6. SB14 Tax Increase and Education (Passed 68 to 28 on 2/26/2024). No
Allows any county or city to impose an additional local sales tax of up to 1% to fund school construction or renovation. ★



VIRGINIA LEGISLATIVE **SCORECARD** BASED ON THE U.S. CONSTITUTION

Rep. Mark Earley
Lifetime Score: 83%

VA Scorecard 2024
2024 Regular Session Score 83%

The Legislative Scorecard is a nationwide educational program of The John Birch Society. Its purpose is to create an informed electorate on how state legislators are voting. The Scorecard is nonpartisan; it does not promote any candidate or political party. Bills are selected for their constitutional implications and cost to the taxpayers.

Please share this Scorecard in your district to inform people about your legislator's record on key votes.

U.S. Constitution, Amendment I --- 11 C.F.R. §114(4)(c)(4) --- 616 F.2d 45 (2d Cir. 1980)

The following scorecard lists several key votes in the Virginia Legislature in 2024 and ranks state representatives and senators based on their fidelity to (U.S.) constitutional and limited-government principles.



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The Constitution

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Bill Descriptions for the Votes that Affect You

1. Ranked-choice Voting

SB428 expands ranked-choice voting (RCV) to elections for any local or constitutional office, beyond just county boards and city councils.

The Virginia State House of Delegates passed SB428 on March 6, 2024 by a vote of 54 to 44. We have assigned pluses to the nays because states should oppose all attempts to enact ranked-choice voting. This complicated, multiple-round, and unconstitutional method threatens election integrity by allowing a candidate to potentially win without genuine support from a plurality of voters. The scheme's ballot casting requirements not only undermine a citizen's right to vote, but could effectively force them to violate their conscience.

2. Market Interference

HB1301 amends the Virginia Post-Disaster Anti-Price Gouging Act to broaden the definition of "consumer transaction" to include business-related goods and services. It also extends the "time of disaster" to either the state-of-emergency duration or 30 days after the disaster, whichever is longer.

The Virginia State House of Delegates passed HB1301 on March 4, 2024 by a vote of 88 to 8. We have assigned pluses to the nays because it expands government intervention in the economy. By broadening the definition of "consumer transaction" to include business-related goods and services, the bill increases regulatory control over private enterprise, restricting the ability of businesses to set prices based on supply and demand.

3. Speed-monitoring Devices

SB336 allows state and local law enforcement to install photo speed-monitoring devices at "high-risk" intersections where a traffic fatality has occurred since 2014. These devices will record speeding violations.

The Virginia State House of Delegates passed SB336 on February 28, 2024 by a vote of 73 to 26. We have assigned pluses to the nays because speed-monitoring devices undermine due process by removing human oversight and presuming guilt before innocence, violating principles protected by the Fifth and Fourteenth Amendments. These systems also risk infringing on Fourth Amendment protections against unreasonable searches and seizures. They enable invasive surveillance, expand government overreach, and burden drivers with costly fines, all disguised as public-safety measures.

4. Right to Contraception

HB609 establishes the "right" to access contraception, including contraceptive drugs, devices, and sterilization procedures. It prohibits any law, regulation, or policy that "restricts access" to contraceptives or related information. Health care providers are also given the "right" to offer contraceptives and related services. The bill outlines legal protections for individuals or entities whose "rights" are infringed.

The Virginia State House of Delegates passed HB609 on February 28, 2024 by a vote of 55 to 44. We have assigned pluses to the nays because contraception is not a right, and the care of human life—not its destruction—is the greatest responsibility of government. Both the Declaration of Independence and the U.S. Constitution affirm the fundamental, God-given, and unalienable right to life and limb of every person.

5. Illegal Aliens as Law Enforcement

SB69 expands eligibility for law-enforcement positions to individuals with Deferred Action for Childhood Arrivals (DACA) status.

The Virginia State House of Delegates passed SB69 on February 28, 2024 by a vote of 53 to 47. We have assigned pluses to the nays because persons who enter the United States illegally—which, by definition, is a crime—ought not to be permitted sanctuary or residency in Virginia, let alone be considered eligible for appointment as local police officers and deputy sheriffs. Rather than pursue a blatantly unconstitutional and anti-American policy that erodes both the rule of law and the value of citizenship, Virginia should use its powers reserved under the U.S. Constitution's 10th Amendment to end the crisis of illegal migration and provide for the public safety.

6. Tax Increase and Education

SB14 allows any county or city to impose an additional local sales tax of up to 1% to fund school construction or renovation, regardless of when the project began. It also removes limits on county funding for certain towns that have not complied with charter election provisions.

The Virginia State House of Delegates passed SB14 on February 26, 2024 by a vote of 68 to 28. We have assigned pluses to the nays because elected officials should work to cut government spending and taxes, not increase them. Additionally, lawmakers should not use taxes to fund a failing public-education system that prioritizes indoctrination over academic excellence. Despite ever-increasing funding, public schools continue to produce poor results while pushing radical social agendas. Rather than expanding government control, lawmakers should work to defund public education and return control to families.