
THE VIRGINIA REGISTER INFORMATION PAGE

THE VIRGINIA REGISTER is an official state publication issued every other week throughout the year. Indexes are published quarterly, and the last index of the year is cumulative. **THE VIRGINIA REGISTER** has several functions. The new and amended sections of regulations, both as proposed and as finally adopted, are required by law to be published in **THE VIRGINIA REGISTER OF REGULATIONS**. In addition, **THE VIRGINIA REGISTER** is a source of other information about state government, including all emergency regulations and executive orders issued by the Governor, the Virginia Tax Bulletin issued periodically by the Department of Taxation, and notices of public hearings and open meetings of state agencies.

ADOPTION, AMENDMENT, AND REPEAL OF REGULATIONS

An agency wishing to adopt, amend, or repeal regulations must first publish in the *Virginia Register* a notice of intended regulatory action; a basis, purpose, substance and issues statement; an economic impact analysis prepared by the Department of Planning and Budget; the agency's response to the economic impact analysis; a summary; a notice giving the public an opportunity to comment on the proposal; and the text of the proposed regulation.

Following publication of the proposal in the *Virginia Register*, the promulgating agency receives public comments for a minimum of 60 days. The Governor reviews the proposed regulation to determine if it is necessary to protect the public health, safety and welfare, and if it is clearly written and easily understandable. If the Governor chooses to comment on the proposed regulation, his comments must be transmitted to the agency and the Registrar no later than 15 days following the completion of the 60-day public comment period. The Governor's comments, if any, will be published in the *Virginia Register*. Not less than 15 days following the completion of the 60-day public comment period, the agency may adopt the proposed regulation.

The appropriate standing committee of each branch of the General Assembly may meet during the promulgation or final adoption process and file an objection with the Registrar and the promulgating agency. The objection will be published in the *Virginia Register*. Within 21 days after receipt by the agency of a legislative objection, the agency shall file a response with the Registrar, the objecting legislative committee, and the Governor.

When final action is taken, the agency again publishes the text of the regulation as adopted, highlighting all changes made to the proposed regulation and explaining any substantial changes made since publication of the proposal. A 30-day final adoption period begins upon final publication in the *Virginia Register*.

The Governor may review the final regulation during this time and, if he objects, forward his objection to the Registrar and the agency. In addition to or in lieu of filing a formal objection, the Governor may suspend the effective date of a portion or all of a regulation until the end of the next regular General Assembly session by issuing a directive signed by a majority of the members of the appropriate standing committees and the Governor. The Governor's objection or suspension of the regulation, or both, will be published in the *Virginia Register*. If the Governor finds that changes made to the proposed regulation have substantial impact, he may require the agency to provide an additional 30-day public comment period on the changes. Notice of the additional public comment period required by the Governor will be published in the *Virginia Register*.

The agency shall suspend the regulatory process for 30 days when it receives requests from 25 or more individuals to solicit additional public comment, unless the agency determines that the changes have minor or inconsequential impact.

A regulation becomes effective at the conclusion of the 30-day final adoption period, or at any other later date specified by the promulgating agency, unless (i) a legislative objection has been filed, in which event the regulation, unless withdrawn, becomes effective on the date specified, which shall be after the expiration of the 21-day extension

period; (ii) the Governor exercises his authority to require the agency to provide for additional public comment, in which event the regulation, unless withdrawn, becomes effective on the date specified, which shall be after the expiration of the period for which the Governor has provided for additional public comment; (iii) the Governor and the General Assembly exercise their authority to suspend the effective date of a regulation until the end of the next regular legislative session; or (iv) the agency suspends the regulatory process, in which event the regulation, unless withdrawn, becomes effective on the date specified, which shall be after the expiration of the 30-day public comment period.

Proposed regulatory action may be withdrawn by the promulgating agency at any time before the regulation becomes final.

EMERGENCY REGULATIONS

If an agency demonstrates that (i) there is an immediate threat to the public's health or safety; or (ii) Virginia statutory law, the appropriation act, federal law, or federal regulation requires a regulation to take effect no later than (a) 280 days from the enactment in the case of Virginia or federal law or the appropriation act, or (b) 280 days from the effective date of a federal regulation, it then requests the Governor's approval to adopt an emergency regulation. The emergency regulation becomes operative upon its adoption and filing with the Registrar of Regulations, unless a later date is specified. Emergency regulations are limited to addressing specifically defined situations and may not exceed 12 months in duration. Emergency regulations are published as soon as possible in the *Register*.

During the time the emergency status is in effect, the agency may proceed with the adoption of permanent regulations through the usual procedures. To begin promulgating the replacement regulation, the agency must (i) file the Notice of Intended Regulatory Action with the Registrar within 60 days of the effective date of the emergency regulation; and (ii) file the proposed regulation with the Registrar within 180 days of the effective date of the emergency regulation. If the agency chooses not to adopt the regulations, the emergency status ends when the prescribed time limit expires.

STATEMENT

The foregoing constitutes a generalized statement of the procedures to be followed. For specific statutory language, it is suggested that Article 2 (§ 9-6.14:7.1 et seq.) of Chapter 1.1:1 of the Code of Virginia be examined carefully.

CITATION TO THE VIRGINIA REGISTER

The *Virginia Register* is cited by volume, issue, page number, and date. **12:8 VA.R. 1096-1106 January 8, 1996**, refers to Volume 12, Issue 8, pages 1096 through 1106 of the *Virginia Register* issued on January 8, 1996.

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Members of the Virginia Code Commission: **Joseph V. Gartlan, Jr.**, Chairman; **W. Tayloe Murphy, Jr.**, Vice Chairman; **Robert L. Calhoun**; **Bernard S. Cohen**; **Jay W. DeBoer**; **Frank S. Ferguson**; **J. Randy Forbes**; **James E. Kulp**; **E.M. Miller, Jr.**; **James B. Wilkinson.**

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PUBLICATION SCHEDULE AND DEADLINES

This schedule is available on the *Register's* Internet home page (<http://legis.state.va.us/codecomm/register/regindex.htm>).

August 1999 through June 2000

<u>Volume:Issue</u>	<u>Material Submitted By Noon*</u>	<u>Will Be Published On</u>
15:25	August 11, 1999	August 30, 1999
15:26	August 25, 1999	September 13, 1999
FINAL INDEX - Volume 15		October 1999
16:1	September 8, 1999	September 27, 1999
16:2	September 22, 1999	October 11, 1999
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16:4	October 20, 1999	November 8, 1999
16:5	November 3, 1999	November 22, 1999
16:6	November 16, 1999 (Tuesday)	December 6, 1999
16:7	December 1, 1999	December 20, 1999
INDEX 1 - Volume 16		January 2000
16:8	December 14, 1999 (Tuesday)	January 3, 2000
16:9	December 28, 1999 (Tuesday)	January 17, 2000
16:10	January 12, 2000	January 31, 2000
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16:18	May 3, 2000	May 22, 2000
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SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
Title 2. Agriculture			
2 VAC 20-50-10 et seq.	Repealed	15:11 VA.R. 1692	3/17/99
2 VAC 20-51-10 through 2 VAC 20-51-210	Added	15:11 VA.R. 1693-1700	3/17/99
Title 3. Alcoholic Beverages			
3 VAC 5-10-70 emer	Amended	15:23 VA.R. 3040	7/13/99-6/30/00
3 VAC 5-10-240 emer	Amended	15:23 VA.R. 3040	7/13/99-6/30/00
3 VAC 5-70-170 emer	Amended	15:23 VA.R. 3041	7/13/99-6/30/00
3 VAC 5-70-210 emer	Added	15:23 VA.R. 3041	7/13/99-6/30/00
Title 4. Conservation and Natural Resources			
4 VAC 15-40-240	Amended	15:19 VA.R. 2454	7/7/99
4 VAC 15-40-280	Amended	15:19 VA.R. 2454	7/7/99
4 VAC 15-40-281	Added	15:19 VA.R. 2454	7/7/99
4 VAC 15-50-120	Amended	15:19 VA.R. 2455	7/7/99
4 VAC 15-90-20	Amended	15:20 VA.R. 2586	7/7/99
4 VAC 15-90-70	Amended	15:20 VA.R. 2586	7/7/99
4 VAC 15-90-80	Amended	15:20 VA.R. 2587	7/7/99
4 VAC 15-90-90	Amended	15:20 VA.R. 2588	7/7/99
4 VAC 15-90-100	Amended	15:20 VA.R. 2588	7/7/99
4 VAC 15-90-110	Amended	15:20 VA.R. 2588	7/7/99
4 VAC 15-90-120	Amended	15:20 VA.R. 2588	7/7/99
4 VAC 15-90-130	Repealed	15:20 VA.R. 2589	7/7/99
4 VAC 15-90-141	Added	15:20 VA.R. 2589	7/7/99
4 VAC 15-90-160	Amended	15:20 VA.R. 2589	7/7/99
4 VAC 15-90-170	Amended	15:20 VA.R. 2589	7/7/99
4 VAC 15-90-190	Amended	15:20 VA.R. 2589	7/7/99
4 VAC 15-90-195	Amended	15:20 VA.R. 2589	7/7/99
4 VAC 15-90-200	Amended	15:20 VA.R. 2590	7/7/99
4 VAC 15-90-210	Amended	15:20 VA.R. 2590	7/7/99
4 VAC 15-90-220	Amended	15:20 VA.R. 2590	7/7/99
4 VAC 15-90-250	Repealed	15:20 VA.R. 2590	7/7/99
4 VAC 15-110-30	Amended	15:19 VA.R. 2455	7/7/99
4 VAC 15-110-60	Amended	15:19 VA.R. 2455	7/7/99
4 VAC 15-240-10	Amended	15:19 VA.R. 2455	7/7/99
4 VAC 15-240-20	Amended	15:19 VA.R. 2455	7/7/99
4 VAC 15-240-31	Added	15:19 VA.R. 2455	7/7/99
4 VAC 15-240-40	Amended	15:19 VA.R. 2455	7/7/99
4 VAC 15-240-50	Amended	15:19 VA.R. 2455	7/7/99
4 VAC 15-240-70	Amended	15:19 VA.R. 2455	7/7/99
4 VAC 15-270-60	Amended	15:19 VA.R. 2466	7/7/99
4 VAC 20-20-35	Amended	15:14 VA.R. 2044	3/1/99
4 VAC 20-80-20	Amended	15:22 VA.R. 2871	7/1/99
4 VAC 20-80-30	Amended	15:22 VA.R. 2871	7/1/99
4 VAC 20-150-70	Amended	15:19 VA.R. 2456	5/4/99
4 VAC 20-252-60	Amended	15:18 VA.R. 2392	5/1/99

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SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
4 VAC 20-252-80	Amended	15:18 VA.R. 2392	5/1/99
4 VAC 20-252-120	Amended	15:18 VA.R. 2393	5/1/99
4 VAC 20-252-130	Amended	15:18 VA.R. 2393	5/1/99
4 VAC 20-252-140	Amended	15:18 VA.R. 2393	5/1/99
4 VAC 20-252-150	Amended	15:18 VA.R. 2394	5/1/99
4 VAC 20-252-160	Amended	15:18 VA.R. 2394	5/1/99
4 VAC 20-333-10 through 4 VAC 20-333-40	Added	15:24 VA.R. 3035-3037	7/6/99
4 VAC 20-430-15	Added	15:19 VA.R. 2456	5/5/99
4 VAC 20-430-60	Amended	15:19 VA.R. 2456	5/5/99
4 VAC 20-620-50	Amended	15:14 VA.R. 2044	3/1/99
4 VAC 20-620-70	Amended	15:14 VA.R. 2045	3/1/99
4 VAC 20-720-40	Amended	15:20 VA.R. 2590	6/1/99
4 VAC 20-720-45 emer	Added	15:19 VA.R. 2474	5/5/99-5/31/99
4 VAC 20-720-50	Amended	15:20 VA.R. 2590	6/1/99
4 VAC 20-720-80	Amended	15:12 VA.R. 1790	2/1/99
4 VAC 20-720-90	Amended	15:19 VA.R. 2457	5/10/99
4 VAC 20-720-106 emer	Added	15:12 VA.R. 1845	2/1/99-2/12/99
4 VAC 20-751-20	Amended	15:18 VA.R. 2395	5/1/99
4 VAC 20-880-10	Amended	15:20 VA.R. 2591	5/26/99
4 VAC 20-880-40	Repealed	15:20 VA.R. 2591	5/26/99
4 VAC 20-880-50	Repealed	15:20 VA.R. 2592	5/26/99
4 VAC 20-900-10	Amended	15:14 VA.R. 2045	3/1/99
4 VAC 20-900-10	Amended	15:19 VA.R. 2457	5/4/99
4 VAC 20-900-20	Amended	15:19 VA.R. 2457	5/4/99
4 VAC 20-900-25	Added	15:14 VA.R. 2045	3/1/99
4 VAC 20-900-25	Amended	15:19 VA.R. 2457	5/4/99
4 VAC 20-900-35	Added	15:14 VA.R. 2045	3/1/99
4 VAC 20-910-45	Amended	15:22 VA..R. 2931	6/24/99-7/21/99
4 VAC 20-995-20	Amended	15:18 VA.R. 2395	5/1/99
4 VAC 20-995-30	Amended	15:18 VA.R. 2395	5/1/99
4 VAC 20-1020-10 through 4 VAC 20-1020-40	Added	15:12 VA.R. 1790	2/2/99
4 VAC 20-1030-10 through 4 VAC 20-1030-40	Added	15:15 VA.R. 2126-2135	3/15/99
4 VAC 20-1040-10 through 4 VAC 20-1040-40	Added	15:20 VA.R. 2592-2593	5/26/99
4 VAC 25-20 (Forms)	Amended	15:21 VA.R. 2728	--
4 VAC 25-35 (Forms)	Amended	15:14 VA.R. 2075-2077	--
4 VAC 25-35 (Forms)	Amended	15:21 VA.R. 2728	--
4 VAC 25-40 (Forms)	Amended	15:21 VA.R. 2728	--
4 VAC 25-60-10	Amended	15:22 VA.R. 2871	8/18/99
4 VAC 25-60-20	Amended	15:22 VA.R. 2872	8/18/99
4 VAC 25-60-40	Amended	15:22 VA.R. 2872	8/18/99
4 VAC 25-60-70	Amended	15:22 VA.R. 2872	8/18/99
4 VAC 25-70-10	Amended	15:22 VA.R. 2873	8/18/99
4 VAC 25-80-10	Repealed	15:22 VA.R. 2874	8/18/99
4 VAC 25-110-10	Amended	15:22 VA.R. 2874	8/18/99
4 VAC 25-110-20	Amended	15:22 VA.R. 2875	8/18/99
4 VAC 25-110-60	Repealed	15:22 VA.R. 2875	8/18/99
4 VAC 25-110-130	Repealed	15:22 VA.R. 2876	8/18/99
4 VAC 25-110-170	Repealed	15:22 VA.R. 2877	8/18/99
4 VAC 25-110-200	Amended	15:22 VA.R. 2877	8/18/99
4 VAC 25-110-210	Amended	15:22 VA.R. 2878	8/18/99
4 VAC 25-110-320 through 4 VAC 25-110-390	Repealed	15:22 VA.R. 2879-2880	8/18/99
4 VAC 25-120-10	Amended	15:22 VA.R. 2880	8/18/99
4 VAC 25-130 (Forms)	Amended	15:11 VA.R. 1736	--
4 VAC 25-130 (Forms)	Amended	15:21 VA.R. 2728	--
4 VAC 25-150 (Forms)	Amended	15:14 VA.R. 2077-2078	--

Cumulative Table of VAC Sections Adopted, Amended, or Repealed

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Title 8. Education			
8 VAC 35-30-30	Amended	15:11 VA.R. 1706	1/18/99
8 VAC 35-30-50	Amended	15:11 VA.R. 1707	1/18/99
8 VAC 35-30-160	Amended	15:11 VA.R. 1707	1/18/99
8 VAC 35-30-200	Amended	15:11 VA.R. 1707	1/18/99
8 VAC 35-30-210	Amended	15:11 VA.R. 1707	1/18/99
8 VAC 35-30-220	Amended	15:11 VA.R. 1708	1/18/99
8 VAC 35-30-230	Amended	15:11 VA.R. 1708	1/18/99
8 VAC 35-30-240	Amended	15:11 VA.R. 1709	1/18/99
Title 9. Environment			
9 VAC 5-20-21	Amended	15:12 VA.R. 1799	4/1/99
9 VAC 5-20-21	Amended	15:21 VA.R. 2667	8/4/99
9 VAC 5-30-20	Repealed	15:12 VA.R. 1791	4/1/99
9 VAC 5-40-880	Amended	15:12 VA.R. 1794	4/1/99
9 VAC 5-40-890	Amended	15:12 VA.R. 1794	4/1/99
9 VAC 5-40-900	Amended	15:12 VA.R. 1795	4/1/99
9 VAC 5-40-940	Amended	15:12 VA.R. 1795	4/1/99
9 VAC 5-40-1040	Amended	15:12 VA.R. 1796	4/1/99
9 VAC 5-40-1660	Amended	15:12 VA.R. 1796	4/1/99
9 VAC 5-40-1670	Amended	15:12 VA.R. 1796	4/1/99
9 VAC 5-40-1690	Amended	15:12 VA.R. 1797	4/1/99
9 VAC 5-40-1750	Amended	15:12 VA.R. 1798	4/1/99
9 VAC 5-40-1770	Amended	15:12 VA.R. 1798	4/1/99
9 VAC 5-40-1780	Amended	15:12 VA.R. 1798	4/1/99
9 VAC 5-40-1810	Amended	15:12 VA.R. 1799	4/1/99
9 VAC 5-40-5350 through 9 VAC 5-40-5480	Repealed	15:12 VA.R. 1793-1794	4/1/99
9 VAC 5-40-5800	Amended	15:12 VA.R. 1801	4/1/99
9 VAC 5-40-5810	Amended	15:12 VA.R. 1802	4/1/99
9 VAC 5-40-5820	Amended	15:12 VA.R. 1804	4/1/99
9 VAC 5-40-5822	Added	15:12 VA.R. 1806	4/1/99
9 VAC 5-40-5824	Added	15:12 VA.R. 1807	4/1/99
9 VAC 5-40-5850	Amended	15:12 VA.R. 1808	4/1/99
9 VAC 5-40-5855	Added	15:12 VA.R. 1811	4/1/99
9 VAC 5-40-5860	Amended	15:12 VA.R. 1812	4/1/99
9 VAC 5-40-5870	Amended	15:12 VA.R. 1815	4/1/99
9 VAC 5-40-5880	Amended	15:12 VA.R. 1816	4/1/99
9 VAC 5-40-5890	Amended	15:12 VA.R. 1820	4/1/99
9 VAC 5-40-5920	Amended	15:12 VA.R. 1822	4/1/99
9 VAC 5-40-5930	Repealed	15:12 VA.R. 1822	4/1/99
9 VAC 5-40-7950 through 9 VAC 5-40-8190	Added	15:21 VA.R. 2669-2690	8/4/99
9 VAC 5-50-400	Amended	15:12 VA.R. 1822	4/1/99
9 VAC 5-50-400	Amended	15:13 VA.R. 1918	4/14/99
9 VAC 5-50-410	Amended	15:12 VA.R. 1823	4/1/99
9 VAC 5-50-410	Amended	15:13 VA.R. 1918	4/14/99
9 VAC 5-50-420	Amended	15:12 VA.R. 1828	4/1/99
9 VAC 5-50-420	Amended	15:13 VA.R. 1924	4/14/99
9 VAC 5-60-60	Amended	15:13 VA.R. 1924	4/14/99
9 VAC 5-60-70	Amended	15:13 VA.R. 1925	4/14/99
9 VAC 5-60-80	Amended	15:13 VA.R. 1926	4/14/99
9 VAC 5-60-90	Amended	15:13 VA.R. 1927	4/14/99
9 VAC 5-60-100	Amended	15:13 VA.R. 1927	4/14/99
9 VAC 5-70-40	Amended	15:12 VA.R. 1791	4/1/99
9 VAC 5-80-30	Repealed	15:11 VA.R. 1717	4/1/99
9 VAC 5-80-2000 through 9 VAC 5-80-2190	Added	15:11 VA.R. 1717-1728	4/1/99
9 VAC 5-80-2010	Erratum	15:13 VA.R. 1955	--

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SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
9 VAC 5-200-10	Added	15:13 VA.R. 1931	4/14/99
9 VAC 5-200-20	Added	15:13 VA.R. 1931	4/14/99
9 VAC 5-200-30	Added	15:13 VA.R. 1931	4/14/99
9 VAC 25-151 (Forms)	Amended	15:24 VA.R. 3251	--
9 VAC 25-190-10	Amended	15:16 VA.R. 2187	6/30/99
9 VAC 25-190-20	Amended	15:16 VA.R. 2188	6/30/99
9 VAC 25-190-30	Repealed	15:16 VA.R. 2189	6/30/99
9 VAC 25-190-40	Repealed	15:16 VA.R. 2189	6/30/99
9 VAC 25-190-50	Amended	15:16 VA.R. 2189	6/30/99
9 VAC 25-190-60	Amended	15:16 VA.R. 2189	6/30/99
9 VAC 25-190-70	Amended	15:16 VA.R. 2191	6/30/99
9 VAC 25-192 (Forms)	Amended	15:12 VA.R. 1854	--
9 VAC 25-260-430	Amended	15:21 VA.R. 2691	8/4/99
9 VAC 25-610 (Forms)	Amended	15:21 VA.R. 2728	--
Title 12. Health			
12 VAC 5-100-10 et seq.	Repealed	15:18 VA.R. 2396	6/23/99
12 VAC 5-405-10 through 12 VAC 5-405-120	Amended	15:20 VA.R. 2593-2597	7/21/99
12 VAC 5-470-10 et seq.	Repealed	15:20 VA.R. 2597	7/21/99
12 VAC 5-600-50	Amended	15:20 VA.R. 2598	7/21/99
12 VAC 5-600-60	Amended	15:20 VA.R. 2598	7/21/99
12 VAC 5-610-10	Repealed	15:24 VA.R. 3188	10/1/99
12 VAC 5-610-20	Amended	15:24 VA.R. 3188	10/1/99
12 VAC 5-610-30	Amended	15:24 VA.R. 3188	10/1/99
12 VAC 5-610-40	Amended	15:24 VA.R. 3188	10/1/99
12 VAC 5-610-50	Amended	15:24 VA.R. 3188	10/1/99
12 VAC 5-610-70	Amended	15:24 VA.R. 3189	10/1/99
12 VAC 5-610-75	Added	15:24 VA.R. 3190	10/1/99
12 VAC 5-610-80	Amended	15:24 VA.R. 3190	10/1/99
12 VAC 5-610-90	Repealed	15:24 VA.R. 3190	10/1/99
12 VAC 5-610-100	Amended	15:24 VA.R. 3190	10/1/99
12 VAC 5-610-110	Repealed	15:24 VA.R. 3190	10/1/99
12 VAC 5-610-120	Amended	15:24 VA.R. 3190	10/1/99
12 VAC 5-610-130	Amended	15:24 VA.R. 3192	10/1/99
12 VAC 5-610-140	Repealed	15:24 VA.R. 3192	10/1/99
12 VAC 5-610-150	Repealed	15:24 VA.R. 3192	10/1/99
12 VAC 5-610-170	Amended	15:24 VA.R. 3192	10/1/99
12 VAC 5-610-180	Repealed	15:24 VA.R. 3193	10/1/99
12 VAC 5-610-190	Amended	15:24 VA.R. 3193	10/1/99
12 VAC 5-610-200	Amended	15:24 VA.R. 3194	10/1/99
12 VAC 5-610-230	Amended	15:24 VA.R. 3195	10/1/99
12 VAC 5-610-250	Amended	15:24 VA.R. 3195	10/1/99
12 VAC 5-610-255	Added	15:24 VA.R. 3198	10/1/99
12 VAC 5-610-260	Amended	15:24 VA.R. 3198	10/1/99
12 VAC 5-610-270	Amended	15:24 VA.R. 3198	10/1/99
12 VAC 5-610-280	Amended	15:24 VA.R. 3198	10/1/99
12 VAC 5-610-290	Amended	15:24 VA.R. 3199	10/1/99
12 VAC 5-610-300	Amended	15:24 VA.R. 3199	10/1/99
12 VAC 5-610-330	Amended	15:24 VA.R. 3199	10/1/99
12 VAC 5-610-340	Amended	15:24 VA.R. 3199	10/1/99
12 VAC 5-610-360	Amended	15:24 VA.R. 3200	10/1/99
12 VAC 5-610-370	Repealed	15:24 VA.R. 3200	10/1/99
12 VAC 5-610-380	Amended	15:24 VA.R. 3201	10/1/99
12 VAC 5-610-430	Amended	15:24 VA.R. 3202	10/1/99
12 VAC 5-610-440	Amended	15:24 VA.R. 3202	10/1/99
12 VAC 5-610-441 through 12 VAC 5-610-449	Added	15:24 VA.R. 3202-3210	10/1/99

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SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
12 VAC 5-610-449.1	Added	15:24 VA.R. 3211	10/1/99
12 VAC 5-610-450	Amended	15:24 VA.R. 3212	10/1/99
12 VAC 5-610-470	Amended	15:24 VA.R. 3212	10/1/99
12 VAC 5-610-480	Amended	15:24 VA.R. 3214	10/1/99
12 VAC 5-610-490	Amended	15:24 VA.R. 3214	10/1/99
12 VAC 5-610-500	Amended	15:24 VA.R. 3215	10/1/99
12 VAC 5-610-510 through 12 VAC 5-610-550	Repealed	15:24 VA.R. 3215-3216	10/1/99
12 VAC 5-610-560	Amended	15:24 VA.R. 3216	10/1/99
12 VAC 5-610-570	Repealed	15:24 VA.R. 3216	10/1/99
12 VAC 5-610-580	Amended	15:24 VA.R. 3217	10/1/99
12 VAC 5-610-591 through 12 VAC 5-610-594	Added	15:24 VA.R. 3217-3218	10/1/99
12 VAC 5-610-596 through 12 VAC 5-610-599	Added	15:24 VA.R. 3218-3222	10/1/99
12 VAC 5-610-599.1 through 12 VAC 5-610-599.4	Added	15:24 VA.R. 3222-3223	10/1/99
12 VAC 5-610-620	Amended	15:24 VA.R. 3223	10/1/99
12 VAC 5-610-650	Amended	15:24 VA.R. 3223	10/1/99
12 VAC 5-610-670	Amended	15:24 VA.R. 3223	10/1/99
12 VAC 5-610-690	Amended	15:24 VA.R. 3223	10/1/99
12 VAC 5-610-700	Amended	15:24 VA.R. 3224	10/1/99
12 VAC 5-610-800	Amended	15:24 VA.R. 3226	10/1/99
12 VAC 5-610-810	Amended	15:24 VA.R. 3226	10/1/99
12 VAC 5-610-815	Added	15:24 VA.R. 3226	10/1/99
12 VAC 5-610-817	Added	15:24 VA.R. 3227	10/1/99
12 VAC 5-610-820	Amended	15:24 VA.R. 3227	10/1/99
12 VAC 5-610-830	Repealed	15:24 VA.R. 3227	10/1/99
12 VAC 5-610-840	Repealed	15:24 VA.R. 3227	10/1/99
12 VAC 5-610-880	Amended	15:24 VA.R. 3227	10/1/99
12 VAC 5-610-890	Amended	15:24 VA.R. 3229	10/1/99
12 VAC 5-610-930	Amended	15:24 VA.R. 3229	10/1/99
12 VAC 5-610-940	Amended	15:24 VA.R. 3232	10/1/99
12 VAC 5-610-950	Amended	15:24 VA.R. 3233	10/1/99
12 VAC 5-610-960	Amended	15:24 VA.R. 3235	10/1/99
12 VAC 5-610-965	Added	15:24 VA.R. 3236	10/1/99
12 VAC 5-610-980	Amended	15:24 VA.R. 3237	10/1/99
12 VAC 5-610-1080	Amended	15:24 VA.R. 3238	10/1/99
12 VAC 5-610-1140	Amended	15:24 VA.R. 3240	10/1/99
12 VAC 5-610-1150	Repealed	15:24 VA.R. 3240	10/1/99
12 VAC 30-10-140 emer	Amended	15:13 VA.R. 1942	7/1/99-6/30/00
12 VAC 30-10-150 emer	Amended	15:13 VA.R. 1943	7/1/99-6/30/00
12 VAC 30-40-290	Amended	15:18 VA.R. 2396	7/1/99
12 VAC 30-50-30 emer	Amended	15:13 VA.R. 1943	7/1/99-6/30/00
12 VAC 30-50-70 emer	Amended	15:13 VA.R. 1944	7/1/99-6/30/00
12 VAC 30-50-100	Amended	15:24 VA.R. 3243	9/15/99
12 VAC 30-50-105	Amended	15:24 VA.R. 3245	9/15/99
12 VAC 30-50-140	Amended	15:24 VA.R. 3247	9/15/99
12 VAC 30-50-210	Amended	15:23 VA.R. 3037	9/1/99
12 VAC 30-50-229.1	Amended	15:17 VA.R. 2326	6/9/99
12 VAC 30-50-229.1	Erratum	15:18 VA.R. 2411	--
12 VAC 30-50-320 emer	Added	15:13 VA.R. 1944	7/1/99-6/30/00
12 VAC 30-50-520	Amended	15:23 VA.R. 3039	9/1/99
12 VAC 30-50-570	Amended	15:18 VA.R. 2398	7/1/99
12 VAC 30-80-170	Amended	15:18 VA.R. 2399	7/1/99
12 VAC 30-90-340 emer	Added	15:22 VA.R. 2931	7/1/99-6/30/00
12 VAC 30-120-61 through 12 VAC 30-120-69 emer	Added	15:13 VA.R. 1944-1947	7/1/99-6/30/00
12 VAC 30-120-360	Amended	15:18 VA.R. 2400	7/1/99
12 VAC 30-120-370	Amended	15:18 VA.R. 2401	7/1/99

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SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
12 VAC 30-120-370	Erratum	15:19 VA.R. 2502	--
Title 13. Housing			
13 VAC 5-51-20 emer	Amended	15:14 VA.R. 2069	3/10/99-3/9/00
13 VAC 5-51-130 emer	Amended	15:14 VA.R. 2070	3/10/99-3/9/00
13 VAC 5-51-135 emer	Added	15:14 VA.R. 2070	3/10/99-3/9/00
13 VAC 5-51-136 emer	Added	15:14 VA.R. 2070	3/10/99-3/9/00
13 VAC 5-61-40	Amended	15:22 VA.R. 2881	8/18/99
13 VAC 5-61-200 emer	Amended	15:14 VA.R. 2071	3/10/99-3/9/00
13 VAC 5-61-440 emer	Amended	15:14 VA.R. 2072	3/10/99-3/9/00
13 VAC 10-40-20	Amended	15:12 VA.R. 1829	1/28/99
13 VAC 10-40-130	Amended	15:12 VA.R. 1832	1/28/99
13 VAC 10-40-160	Amended	15:12 VA.R. 1834	1/28/99
13 VAC 10-40-210	Amended	15:12 VA.R. 1835	1/28/99
13 VAC 10-40-220	Amended	15:12 VA.R. 1835	1/28/99
13 VAC 10-40-230	Amended	15:12 VA.R. 1835	1/28/99
13 VAC 10-60-10 et seq.	Repealed	15:18 VA.R. 2403	5/1/99
13 VAC 10-100-10 et seq.	Repealed	15:18 VA.R. 2403	5/1/99
13 VAC 10-110-10 et seq.	Repealed	15:18 VA.R. 2403	5/1/99
13 VAC 10-170-10 et seq.	Repealed	15:18 VA.R. 2404	5/1/99
13 VAC 10-180-10	Amended	15:14 VA.R. 2050	3/10/99
13 VAC 10-180-50	Amended	15:14 VA.R. 2051	3/10/99
13 VAC 10-180-60	Amended	15:14 VA.R. 2053	3/10/99
13 VAC 10-180-70	Amended	15:14 VA.R. 2061	3/10/99
13 VAC 10-180-90	Amended	15:14 VA.R. 2063	3/10/99
Title 14. Insurance			
14 VAC 5-170-20	Amended	15:15 VA.R. 2136	4/26/99
14 VAC 5-170-30	Amended	15:15 VA.R. 2136	4/26/99
14 VAC 5-170-40	Amended	15:15 VA.R. 2136	4/26/99
14 VAC 5-170-50	Amended	15:15 VA.R. 2136	4/26/99
14 VAC 5-170-60	Amended	15:15 VA.R. 2136	4/26/99
14 VAC 5-170-70	Amended	15:15 VA.R. 2136	4/26/99
14 VAC 5-170-80	Amended	15:15 VA.R. 2136	4/26/99
14 VAC 5-170-90	Amended	15:15 VA.R. 2136	4/26/99
14 VAC 5-170-100	Amended	15:15 VA.R. 2136	4/26/99
14 VAC 5-170-105	Added	15:15 VA.R. 2136	4/26/99
14 VAC 5-170-110	Amended	15:15 VA.R. 2136	4/26/99
14 VAC 5-170-120	Amended	15:15 VA.R. 2136	4/26/99
14 VAC 5-170-130	Amended	15:15 VA.R. 2136	4/26/99
14 VAC 5-170-140	Amended	15:15 VA.R. 2136	4/26/99
14 VAC 5-170-150	Amended	15:15 VA.R. 2136	4/26/99
14 VAC 5-170-160	Amended	15:15 VA.R. 2136	4/26/99
14 VAC 5-170-170	Amended	15:15 VA.R. 2136	4/26/99
14 VAC 5-170-180	Amended	15:15 VA.R. 2136	4/26/99
14 VAC 5-170 Appendix A	Amended	15:15 VA.R. 2136	4/26/99
14 VAC 5-170 Appendix B	Amended	15:15 VA.R. 2136	4/26/99
14 VAC 5-170 Appendix C	Amended	15:15 VA.R. 2136	4/26/99
Title 16. Labor and Employment			
16 VAC 15-20-10 et seq.	Repealed	15:17 VA.R. 2330	6/15/99
16 VAC 15-21-10 through 16 VAC 15-21-30	Added	15:17 VA.R. 2330	6/15/99
16 VAC 25-90-1910.6	Amended	15:21 VA.R. 2702	8/15/99
16 VAC 25-90-1910.16	Amended	15:21 VA.R. 2709	8/15/99
16 VAC 25-90-1910.94	Amended	15:21 VA.R. 2705	8/15/99
16 VAC 25-90-1910.108	Repealed	15:21 VA.R. 2705	8/15/99
16 VAC 25-90-1910.122	Added	15:21 VA.R. 2702	8/15/99
16 VAC 25-90-1910.123	Added	15:21 VA.R. 2702	8/15/99

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16 VAC 25-90-1910.124	Added	15:21 VA.R. 2702	8/15/99
16 VAC 25-90-1910.125	Added	15:21 VA.R. 2702	8/15/99
16 VAC 25-90-1910.126	Added	15:21 VA.R. 2702	8/15/99
16 VAC 25-90-1910.146	Amended	15:21 VA.R. 2707	8/15/99
16 VAC 25-90-1910.178	Amended	15:21 VA.R. 2709	8/15/99
16 VAC 25-100-1915.120	Added	15:21 VA.R. 2709	8/15/99
16 VAC 25-120-1917.1	Amended	15:21 VA.R. 2709	8/15/99
16 VAC 25-130-1918.1	Amended	15:21 VA.R. 2709	8/15/99
16 VAC 25-175-1926.602	Amended	15:21 VA.R. 2709	8/15/99
Title 18. Professional and Occupational Licensing			
18 VAC 10-20-90	Amended	15:24 VA.R. 3248	10/1/99
18 VAC 10-20-170	Amended	15:24 VA.R. 3248	10/1/99
18 VAC 10-20-280	Amended	15:24 VA.R. 3249	10/1/99
18 VAC 10-20-400	Amended	15:24 VA.R. 3249	10/1/99
18 VAC 10-20-470	Amended	15:24 VA.R. 3249	10/1/99
18 VAC 10-20-520	Amended	15:24 VA.R. 3249	10/1/99
18 VAC 10-20-580	Amended	15:24 VA.R. 3249	10/1/99
18 VAC 10-20-630	Amended	15:24 VA.R. 3249	10/1/99
18 VAC 50-22-100	Amended	15:12 VA.R. 1837	5/1/99
18 VAC 50-22-140	Amended	15:12 VA.R. 1837	5/1/99
18 VAC 50-30-10	Amended	15:19 VA.R. 2458	7/9/99
18 VAC 50-30-20	Amended	15:19 VA.R. 2460	7/9/99
18 VAC 50-30-30	Amended	15:19 VA.R. 2460	7/9/99
18 VAC 50-30-40	Amended	15:19 VA.R. 2461	7/9/99
18 VAC 50-30-50	Amended	15:19 VA.R. 2461	7/9/99
18 VAC 50-30-60	Amended	15:19 VA.R. 2462	7/9/99
18 VAC 50-30-70	Amended	15:19 VA.R. 2463	7/9/99
18 VAC 50-30-80	Amended	15:19 VA.R. 2463	7/9/99
18 VAC 50-30-90	Amended	15:12 VA.R. 1838	5/1/99
18 VAC 50-30-90	Amended	15:19 VA.R. 2463	7/9/99
18 VAC 50-30-100	Amended	15:19 VA.R. 2464	7/9/99
18 VAC 50-30-120	Amended	15:19 VA.R. 2464	7/9/99
18 VAC 50-30-130	Amended	15:19 VA.R. 2464	7/9/99
18 VAC 50-30-140	Amended	15:19 VA.R. 2465	7/9/99
18 VAC 50-30-150	Amended	15:19 VA.R. 2465	7/9/99
18 VAC 50-30-170	Amended	15:19 VA.R. 2465	7/9/99
18 VAC 50-30-190	Amended	15:19 VA.R. 2465	7/9/99
18 VAC 50-30-200	Amended	15:19 VA.R. 2466	7/9/99
18 VAC 60-20-20 emer	Amended	15:11 VA.R. 1729	1/21/99-1/20/00
18 VAC 60-20-20	Amended	15:21 VA.R. 2712	8/5/99
18 VAC 60-20-30 emer	Amended	15:11 VA.R. 1729	1/21/99-1/20/00
18 VAC 65-20-70 emer	Amended	15:12 VA.R. 1846	2/2/99-2/1/00
18 VAC 65-20-120 emer	Amended	15:12 VA.R. 1846	2/2/99-2/1/00
18 VAC 65-20-130 emer	Amended	15:12 VA.R. 1846	2/2/99-2/1/00
18 VAC 65-20-435 emer	Added	15:12 VA.R. 1846	2/2/99-2/1/00
18 VAC 70-20-30	Amended	15:18 VA.R. 2404	7/1/99
18 VAC 75-20-10	Amended	15:18 VA.R. 2405	6/23/99
18 VAC 75-20-30	Repealed	15:18 VA.R. 2405	6/23/99
18 VAC 75-20-40	Repealed	15:18 VA.R. 2405	6/23/99
18 VAC 75-20-50	Repealed	15:18 VA.R. 2405	6/23/99
18 VAC 75-20-60	Amended	15:18 VA.R. 2405	6/23/99
18 VAC 75-20-70	Amended	15:18 VA.R. 2406	6/23/99
18 VAC 75-20-90	Amended	15:18 VA.R. 2406	6/23/99
18 VAC 76-10-30	Amended	15:17 VA.R. 2331	4/15/99
18 VAC 85-40-10 emer	Amended	15:11 VA.R. 1730	1/21/99-1/20/00

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SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
18 VAC 85-40-25 emer	Added	15:11 VA.R. 1731	1/21/99-1/20/00
18 VAC 85-40-40 emer	Amended	15:11 VA.R. 1731	1/21/99-1/20/00
18 VAC 85-40-45 emer	Added	15:11 VA.R. 1731	1/21/99-1/20/00
18 VAC 85-40-50 emer	Amended	15:11 VA.R. 1731	1/21/99-1/20/00
18 VAC 85-40-60 emer	Amended	15:11 VA.R. 1731	1/21/99-1/20/00
18 VAC 85-40-65 emer	Added	15:11 VA.R. 1731	1/21/99-1/20/00
18 VAC 85-40-70 emer	Amended	15:11 VA.R. 1731	1/21/99-1/20/00
18 VAC 85-40-80 emer	Amended	15:11 VA.R. 1732	1/21/99-1/20/00
18 VAC 85-80-10 emer	Amended	15:12 VA.R. 1847	1/29/99-1/28/00
18 VAC 85-80-11 emer	Added	15:12 VA.R. 1848	1/29/99-1/28/00
18 VAC 85-80-12 emer	Added	15:12 VA.R. 1848	1/29/99-1/28/00
18 VAC 85-80-35 emer	Added	15:12 VA.R. 1848	1/29/99-1/28/00
18 VAC 85-80-40 through 18 VAC 85-80-90 emer	Amended	15:12 VA.R. 1848-1849	1/29/99-1/28/00
18 VAC 85-110-100	Amended	15:21 VA.R. 2713	8/5/99
18 VAC 85-110-110	Amended	15:21 VA.R. 2713	8/5/99
18 VAC 85-110-130	Amended	15:21 VA.R. 2713	8/5/99
18 VAC 90-20-300 emer	Amended	15:11 VA.R. 1733	1/26/99-1/25/00
18 VAC 90-20-330	Amended	15:19 VA.R. 2467	7/7/99
18 VAC 90-20-420 through 18 VAC 90-20-460 emer	Added	15:11 VA.R. 1733-1735	1/26/99-1/25/00
18 VAC 105-30-10	Amended	15:12 VA.R. 1839	3/31/99
18 VAC 105-30-20	Amended	15:12 VA.R. 1839	3/31/99
18 VAC 105-30-30	Amended	15:12 VA.R. 1839	3/31/99
18 VAC 105-30-35	Added	15:12 VA.R. 1839	3/31/99
18 VAC 105-30-40	Amended	15:12 VA.R. 1840	3/31/99
18 VAC 105-30-50	Repealed	15:12 VA.R. 1840	3/31/99
18 VAC 105-30-60	Amended	15:12 VA.R. 1840	3/31/99
18 VAC 105-30-70	Amended	15:12 VA.R. 1840	3/31/99
18 VAC 105-30-90	Amended	15:12 VA.R. 1841	3/31/99
18 VAC 105-30-100	Amended	15:12 VA.R. 1841	3/31/99
18 VAC 105-30-110	Repealed	15:12 VA.R. 1841	3/31/99
18 VAC 105-30-120	Amended	15:12 VA.R. 1841	3/31/99
18 VAC 110-20-130	Erratum	15:12 VA.R. 1865	--
18 VAC 110-20-490	Amended	15:21 VA.R. 2713	8/4/99
18 VAC 120-40-10 through 18 VAC 120-40-430	Added	15:21 VA.R. 2715-2727	8/5/99
18 VAC 130-20-130	Amended	15:14 VA.R. 2066	5/1/99
18 VAC 135-20-80	Amended	15:18 VA.R. 2408	7/1/99
18 VAC 135-20-120	Amended	15:18 VA.R. 2408	7/1/99
18 VAC 135-20-140	Amended	15:18 VA.R. 2408	7/1/99
18 VAC 135-20-370	Amended	15:18 VA.R. 2408	7/1/99
18 VAC 155-20-40	Amended	15:13 VA.R. 1938	5/1/99
Title 19. Public Safety			
19 VAC 30-20 (Forms)	Added	15:14 VA.R. 2078-2079	--
Title 20. Public Utilities and Telecommunications			
20 VAC 5-400-151	Added	15:19 VA.R. 2473	10/1/99
20 VAC 5-400-151	Erratum	15:21 VA.R. 2732	--
Title 21. Securities and Retail Franchising			
21 VAC 5-10-20	Amended	15:22 VA.R. 2883	7/1/99
21 VAC 5-10-40	Amended	15:22 VA.R. 2883	7/1/99
21 VAC 5-20-10	Amended	15:22 VA.R. 2884	7/1/99
21 VAC 5-20-70	Amended	15:22 VA.R. 2884	7/1/99
21 VAC 5-20-90	Amended	15:22 VA.R. 2884	7/1/99
21 VAC 5-20-150	Amended	15:22 VA.R. 2885	7/1/99
21 VAC 5-20-160	Amended	15:22 VA.R. 2885	7/1/99
21 VAC 5-20-220	Amended	15:22 VA.R. 2885	7/1/99
21 VAC 5-20-280	Amended	15:22 VA.R. 2886	7/1/99

Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
21 VAC 5-20-300	Amended	15:22 VA.R. 2892	7/1/99
21 VAC 5-20-330	Added	15:22 VA.R. 2893	7/1/99
21 VAC 5-30-40	Amended	15:22 VA.R. 2894	7/1/99
21 VAC 5-30-90	Added	15:22 VA.R. 2894	7/1/99
21 VAC 5-40-50	Amended	15:22 VA.R. 2895	7/1/99
21 VAC 5-40-100	Amended	15:22 VA.R. 2895	7/1/99
21 VAC 5-40-130	Added	15:22 VA.R. 2897	7/1/99
21 VAC 5-40-140	Added	15:22 VA.R. 2897	7/1/99
21 VAC 5-40-150	Added	15:22 VA.R. 2898	7/1/99
21 VAC 5-80-30	Amended	15:22 VA.R. 2898	7/1/99
21 VAC 5-80-60	Amended	15:22 VA.R. 2899	7/1/99
21 VAC 5-80-70	Amended	15:22 VA.R. 2899	7/1/99
21 VAC 5-80-90	Amended	15:22 VA.R. 2899	7/1/99
21 VAC 5-80-100	Amended	15:22 VA.R. 2899	7/1/99
21 VAC 5-80-110	Amended	15:22 VA.R. 2899	7/1/99
21 VAC 5-80-130	Amended	15:22 VA.R. 2899	7/1/99
21 VAC 5-80-160	Amended	15:22 VA.R. 2900	7/1/99
21 VAC 5-80-180	Amended	15:22 VA.R. 2905	7/1/99
21 VAC 5-80-200	Amended	15:22 VA.R. 2905	7/1/99
21 VAC 5-80-210	Amended	15:22 VA.R. 2907	7/1/99
21 VAC 5-80-220	Amended	15:22 VA.R. 2908	7/1/99
21 VAC 5-85-10 (Forms)	Repealed	15:22 VA.R. 2909	7/1/99
21 VAC 5-100-10	Amended	15:22 VA.R. 2910	7/1/99
21 VAC 5-110-20	Amended	15:22 VA.R. 2918	7/1/99
21 VAC 5-110-30	Amended	15:22 VA.R. 2918	7/1/99
21 VAC 5-110-40	Amended	15:22 VA.R. 2918	7/1/99
21 VAC 5-110-50	Amended	15:22 VA.R. 2919	7/1/99
21 VAC 5-110-60	Amended	15:22 VA.R. 2919	7/1/99
21 VAC 5-110-70	Amended	15:22 VA.R. 2919	7/1/99
21 VAC 5-110-85	Added	15:22 VA.R. 2919	7/1/99
21 VAC 5-120 (Forms)	Amended	15:17 VA.R. 2333-2334	--
21 VAC 5-120-30	Amended	15:22 VA.R. 2911	7/1/99
21 VAC 5-120-110	Repealed	15:22 VA.R. 2911	7/1/99
Title 22. Social Services			
22 VAC 40-35-10 emer	Amended	15:19 VA.R. 2474	5/19/99-5/18/00
22 VAC 40-35-126 emer	Added	15:19 VA.R. 2477	5/19/99-5/18/00
22 VAC 40-35-127 emer	Added	15:19 VA.R. 2477	5/19/99-5/18/00
22 VAC 40-35-128 emer	Added	15:19 VA.R. 2477	5/19/99-5/18/00
22 VAC 40-50-10 et seq.	Repealed	15:24 VA.R. 3250	9/15/99
22 VAC 40-110 (Forms)	Amended	15:23 VA.R. 3043	--
22 VAC 40-180 (Forms)	Amended	15:23 VA.R. 3043	--
22 VAC 40-190-10 emer	Amended	15:19 VA.R. 2480	5/19/99-5/18/00
22 VAC 40-190-20 emer	Amended	15:19 VA.R. 2482	5/19/99-5/18/00
22 VAC 40-190-25 emer	Added	15:19 VA.R. 2482	5/19/99-5/18/00
22 VAC 40-190-30 emer	Amended	15:19 VA.R. 2483	5/19/99-5/18/00
22 VAC 40-190-40 emer	Amended	15:19 VA.R. 2483	5/19/99-5/18/00
22 VAC 40-190-50 emer	Amended	15:19 VA.R. 2484	5/19/99-5/18/00
22 VAC 40-190-60 emer	Amended	15:19 VA.R. 2485	5/19/99-5/18/00
22 VAC 40-190-70 emer	Amended	15:19 VA.R. 2485	5/19/99-5/18/00
22 VAC 40-190-80 emer	Added	15:19 VA.R. 2486	5/19/99-5/18/00
22 VAC 40-190-90 emer	Added	15:19 VA.R. 2487	5/19/99-5/18/00
22 VAC 40-190-100 emer	Added	15:19 VA.R. 2487	5/19/99-5/18/00
22 VAC 40-190-110 emer	Added	15:19 VA.R. 2487	5/19/99-5/18/00
22 VAC 40-190-120 emer	Added	15:19 VA.R. 2488	5/19/99-5/18/00
22 VAC 40-190-130 emer	Added	15:19 VA.R. 2488	5/19/99-5/18/00

Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
22 VAC 40-190-140 emer	Added	15:19 VA.R. 2489	5/19/99-5/18/00
22 VAC 40-190-150 emer	Added	15:19 VA.R. 2489	5/19/99-5/18/00
22 VAC 40-325-10 and 22 VAC 40-325-20 emer	Added	15:12 VA.R. 1849-1850	4/1/99-3/31/00
22 VAC 40-680-65	Repealed	15:17 VA.R. 2331	6/9/99
22 VAC 40-680-66	Repealed	15:17 VA.R. 2332	6/9/99
22 VAC 40-830-10 et seq.	Repealed	15:22 VA.R. 2929	8/18/99
22 VAC 40-840-10 et seq.	Repealed	15:22 VA.R. 2929	8/18/99
22 VAC 40-850-10 et seq.	Repealed	15:22 VA.R. 2929	8/18/99
22 VAC 40-860-10 et seq.	Repealed	15:22 VA.R. 2929	8/18/99
22 VAC 40-870-10 et seq.	Repealed	15:22 VA.R. 2930	8/18/99
Title 23. Taxation			
23 VAC 10-110-225 through 23 VAC 10-110-229 emer	Added	15:12 VA.R. 1851-1853	2/4/99-2/3/00
23 VAC 10-110-228	Erratum	15:14 VA.R. 2081	--
Title 24. Transportation and Motor Vehicles			
24 VAC 30-250-10	Amended	15:21 VA.R. 2727	6/14/99
24 VAC 30-350-10	Amended	15:13 VA.R. 1939	2/22/99
24 VAC 30-550-10	Amended	15:22 VA.R. 2930	6/22/99

NOTICES OF INTENDED REGULATORY ACTION

Symbol Key

† Indicates entries since last publication of the *Virginia Register*

TITLE 3. ALCOHOLIC BEVERAGES

ALCOHOLIC BEVERAGE CONTROL BOARD

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Alcoholic Beverage Control Board intends to consider amending regulations entitled: **3 VAC 5-70-10 et seq. Procedural Rules for the Conduct of Hearings Before the Board and Its Hearing Officers and the Adoption or Amendment of Regulations.** The purpose of the proposed action is to adopt permanent regulations providing for a 30-day appeal period from decisions of the board's hearing officers, and to require notice of hearing officers' decisions to be sent by both regular and certified mail. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: § 4.1-111 of the Code of Virginia.

Public comments may be submitted until September 2, 1999.

Contact: W. Curtis Coleburn, III, Secretary, Department of Alcoholic Beverage Control, 2901 Hermitage Road, Richmond, VA 23261-7491, telephone (804) 213-4409 or FAX (804) 213-4411.

VA.R. Doc. No. R99-211; Filed July 13, 1999, 2:05 p.m.

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Alcoholic Beverage Control Board intends to consider amending regulations entitled: **3 VAC 5-70-10 et seq. Other Provisions.** The purpose of the proposed action is to adopt permanent regulations prescribing the terms and conditions under which credit or debit cards may be accepted at government stores. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: § 4.1-111 of the Code of Virginia.

Public comments may be submitted until September 2, 1999.

Contact: W. Curtis Coleburn, III, Secretary, Department of Alcoholic Beverage Control, 2901 Hermitage Road, Richmond, VA 23261-7491, telephone (804) 213-4409 or FAX (804) 213-4411.

VA.R. Doc. No. R99-213; Filed July 13, 1999, 2:05 p.m.

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Alcoholic Beverage Control Board intends to consider amending regulations entitled: **3 VAC 5-70-10 et seq. Other Provisions.** The purpose of the proposed action is to adopt permanent regulations designating the violations for which a waiver of a hearing and payment of a civil charge in lieu of suspension may be accepted for a first offense occurring within three years. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: § 4.1-111 of the Code of Virginia.

Public comments may be submitted until September 2, 1999.

Contact: W. Curtis Coleburn, III, Secretary, Department of Alcoholic Beverage Control, 2901 Hermitage Road, Richmond, VA 23261-7491, telephone (804) 213-4409 or FAX (804) 213-4411.

VA.R. Doc. No. R99-212; Filed July 13, 1999, 2:05 p.m.

TITLE 8. EDUCATION

STATE BOARD OF EDUCATION

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the State Board of Education intends to consider amending regulations entitled: **8 VAC 20-131-10 et seq. Regulations Establishing Standards for Accrediting the Public Schools in Virginia.** The purpose of the proposed action is to amend the regulations to address the application and consequences of the Standards of Learning tests upon local schools. The Board of Education, in promulgating these amendments, anticipates addressing several issues: (i) the further refinement of student level consequences related to the testing program, and the impact of such changes on the school's overall accreditation rating; (ii) a plan to reward schools that consistently meet or exceed the requirements of the accrediting standards for school accountability; (iii) the consequences and incentives for those schools that fail to meet the accountability requirements (schools that are rated as accredited with warning or accreditation denied); and (iv) the further refinement and clarification of language inconsistencies in the current regulations. The agency intends to hold a public hearing on the proposed regulation after publication.

Notices of Intended Regulatory Action

Statutory Authority: §§ 22.1-16, 22.1-19, and 22.1-253.13:3 of the Code of Virginia.

Public comments may be submitted until September 17, 1999.

Contact: Charles Finley, Director of Accreditation, Department of Education, P.O. Box 2120, Richmond, VA 23218-2120, telephone (804) 786-9421, FAX (804) 786-9763, or toll-free 1-800-292-3820 or 1-800-422-1098/TTY ☎

VA.R. Doc. No. R99-240; Filed July 28, 1999, 10:03 a.m.

TITLE 12. HEALTH

DEPARTMENT OF MEDICAL ASSISTANCE SERVICES

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Department of Medical Assistance Services intends to consider amending regulations entitled: **12 VAC 30-100-10 et seq. State Programs (Health Insurance Program for Working Uninsured Individuals)**. The purpose of the proposed action is to promulgate the eligibility requirements for individuals to be qualified to receive assistance from the Health Insurance Program for Working Uninsured Individuals. The agency does not intend to hold a public hearing on the proposed regulations after publication.

Statutory Authority: § 32.1-325 of the Code of Virginia.

Public comments may be submitted until September 15, 1999, to John Kenyon, Analyst, Policy Division, Department of Medical Assistance Services, 600 East Broad Street, Suite 1300, Richmond, VA 23219.

Contact: Victoria P. Simmons, Regulatory Coordinator, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 371-8850 or FAX (804) 371-4981.

VA.R. Doc. No. R99-227; Filed July 20, 1999, 11:24 a.m.

TITLE 17. LIBRARIES AND CULTURAL RESOURCES

LIBRARY BOARD

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Library Board intends to consider

amending regulations entitled: **17 VAC 15-20-10 et seq. Standards for the Microfilming of Public Records for Archival Retention**. The revisions involve technical amendments incorporating updates in reference standards and adding 17 VAC 15-30-80 of 17 VAC 15-30, Archival Standards for the Recording of Deeds and Other Writings, to this standard. The agency does not intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 42.1-8 and 42.1-82 of the Code of Virginia.

Public comments may be submitted until September 16, 1999.

Contact: Janice M. Hathcock, Public Relations Coordinator, The Library of Virginia, 800 E. Broad St., Richmond, VA 23219-8000, telephone (804) 692-3592 or FAX (804) 692-3594.

VA.R. Doc. No. R99-255; Filed July 28, 1999, 11:25 a.m.

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Library Board intends to consider repealing regulations entitled: **17 VAC 15-30-10 et seq. Archival Standards for Recording Deeds and Other Writings by a Procedural Microphotographic Process**. Repealing this regulation will eliminate unnecessary duplication since the pertinent portion of this regulation, 17 VAC 15-30-80, will be incorporated into 17 VAC 15-20. The agency does not intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 42.1-8 and 42.1-82 of the Code of Virginia.

Public comments may be submitted until September 16, 1999.

Contact: Janice M. Hathcock, Public Relations Coordinator, The Library of Virginia, 800 E. Broad St., Richmond, VA 23219-8000, telephone (804) 692-3592 or FAX (804) 692-3594.

VA.R. Doc. No. R99-256; Filed July 28, 1999, 11:25 a.m.

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Library Board intends to consider repealing regulations entitled: **17 VAC 15-40-10 et seq. Standards for the Microfilming of Ended Law Chancery and Criminal Cases of the Clerks of the Circuit Courts Prior to Dispositon**. This regulation is unnecessary since 17 VAC 15-20 includes the necessary requirements to satisfy the original reasons for this standard being promulgated. The agency does not intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 42.1-8 and 42.1-82 of the Code of Virginia.

Notices of Intended Regulatory Action

Public comments may be submitted until September 16, 1999.

Contact: Janice M. Hathcock, Public Relations Coordinator, The Library of Virginia, 800 E. Broad St., Richmond, VA 23219-8000, telephone (804) 692-3592 or FAX (804) 692-3594.

VA.R. Doc. No. R99-257; Filed July 28, 1999, 11:24 a.m.

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Library Board intends to consider amending regulations entitled: **17 VAC 15-50-10 et seq. Standards for Computer Output Microfilm (Com) for Archival Retention.** The board proposes making technical changes to the regulation and updating the reference standards pertaining to this regulation. The agency does not intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 42.1-8 and 42.1-82 of the Code of Virginia.

Public comments may be submitted until September 16, 1999.

Contact: Janice M. Hathcock, Public Relations Coordinator, The Library of Virginia, 800 E. Broad St., Richmond, VA 23219-8000, telephone (804) 692-3592 or FAX (804) 692-3594.

VA.R. Doc. No. R99-258; Filed July 28, 1999, 11:24 a.m.

TITLE 18. PROFESSIONAL AND OCCUPATIONAL LICENSING

BOARD OF AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board of Audiology and Speech-Language Pathology intends to consider amending regulations entitled: **18 VAC 30-20-10 et seq. Regulations Governing the Practice of Audiology and Speech-Language Pathology.** The purpose of the proposed action is to amend the regulations to require some specific evidence of continued competency for those seeking renewal of their licenses and to establish an inactive licensure status and set the requirements for reactivation of such a license. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: § 54.1-2400 and Chapter 26 (§ 54.1-2600 et seq.) of Title 54.1 of the Code of Virginia.

Public comments may be submitted until September 15, 1999.

Contact: Elizabeth Young Tisdale, Executive Director, Board of Audiology and Speech-Language Pathology, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9111 or FAX (804) 662-9943.

VA.R. Doc. No. R99-219; Filed July 19, 1999, 11:36 a.m.

TITLE 22. SOCIAL SERVICES

CHILD DAY-CARE COUNCIL

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Child Day-Care Council intends to consider amending regulations entitled: **22 VAC 15-10-10 et seq. Public Participation Guidelines.** The purpose of the proposed action is to describe the way the Child Day-Care Council will obtain input when developing, revising or repealing regulations. The proposed regulation will delete the current requirement to publish the Notice of Comment Period in a newspaper and make other changes for clarity. The agency does not intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 9-6.14:7.1 and 63.1-202 of the Code of Virginia.

Public comments may be submitted until September 15, 1999.

Contact: Arlene Kasper, Program Development Supervisor, Department of Social Services, 730 E. Broad St., 7th Floor, Richmond, VA 23219, telephone (804) 692-1791 or FAX (804) 692-2370.

VA.R. Doc. No. R99-236; Filed July 26, 1999, 1:21 p.m.

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Child Day-Care Council intends to consider amending regulations entitled: **22 VAC 15-50-10 et seq. Regulation for Criminal Record Checks for Child Welfare Agencies.** The purpose of the proposed action is to establish criminal record check procedures to be followed by licensed and registered child welfare agencies. The proposed revision would provide for technical amendments and clarification and would incorporate changes in the Code of Virginia resulting from the 1998 General Assembly session. The agency does not intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: § 63.1-202 of the Code of Virginia.

Notices of Intended Regulatory Action

Public comments may be submitted until September 1, 1999.

Contact: Peggy Neider, Human Service Program Consultant, Department of Social Services, 730 E. Broad St., 7th Floor, Richmond, VA 23219, telephone (804) 692-1881 or FAX (804) 692-2370.

VA.R. Doc. No. R99-217; Filed July 14, 1999, 11:24 a.m.

STATE BOARD OF SOCIAL SERVICES

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the State Board of Social Services intends to consider amending regulations entitled: **22 VAC 40-35-5 et seq. Virginia Independence Program.** The purpose of the proposed action is to eliminate the sanction on the entire family when a caretaker parent has not cooperated in establishing paternity of one of her children. The agency does not intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: § 63.1-25 of the Code of Virginia.

Public comments may be submitted until September 15, 1999.

Contact: Carolyn Ellis, TANF Program Consultant, Department of Social Services, 730 E. Broad St., Richmond, VA 23219, telephone (804) 692-1738 or FAX (804) 692-1709.

VA.R. Doc. No. R99-233; Filed July 26, 1999, 1:21 p.m.

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the State Board of Social Services intends to consider repealing regulations entitled: **22 VAC 40-230-10 et seq. Agency Placement Adoptions-Preplacement Services.** The purpose of the proposed action is to eliminate requirements for submission of an adoptive placement plan and replace it with language requiring submission of an adoption progress report. Since the law no longer requires an adoptive placement plan and since the adoption progress report is mandated by law, a regulation is not necessary. The agency does not intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 63.1-25 and 63.1-56 of the Code of Virginia.

Public comments may be submitted until September 15, 1999.

Contact: Brenda Kerr, Adoption Policy Consultant, Department of Social Services, 730 E. Broad St., Richmond, VA 23219, telephone (804) 692-1273 or FAX (804) 692-1284.

VA.R. Doc. No. R99-234; Filed July 27, 1999, 2:43 p.m.

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the State Board of Social Services intends to consider amending regulations entitled: **22 VAC 40-250-10 et seq. Agency Placement Adoptions-AREVA.** The purpose of the proposed action is to include changes in the criteria of children to be registered to ensure consistency with criteria for eligibility for adoption assistance and changes to lengthen the timeframe for registration following termination of parental rights. This is to ensure that the agency has sufficient time to receive the court order terminating parental rights before registration with AREVA. The agency does not intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: § 63.1-25 of the Code of Virginia.

Public comments may be submitted until September 15, 1999.

Contact: Brenda Kerr, Adoption Policy Consultant, Department of Social Services, 730 E. Broad St., Richmond, VA 23219, telephone (804) 692-1273 or FAX (804) 692-1284.

VA.R. Doc. No. R99-232; Filed July 27, 1999, 2:42 p.m.

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the State Board of Social Services intends to consider amending regulations entitled: **22 VAC 40-260-10 et seq. Agency Placement Adoptions-Subsidy.** This action proposes changes to the existing regulation in the following areas: eligibility for adoption assistance, type of payment to be provided, and termination of the agreement. The existing regulation facilitates adoption for special needs children by requiring agencies to provide an adoption assistance agreement for all children who have special needs and who have been determined eligible for subsidy. Prior to the implementation of adoption assistance, children with special needs were remaining in foster care and not being adopted. The proposed revisions are to ensure compliance with federal laws, to ensure that the children receiving adoption assistance are the children who are the most difficult to place for adoption, and to ensure that families adopting children with special needs are provided with financial support to adopt these children. The agency does not intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: § 63.1-25 of the Code of Virginia.

Public comments may be submitted until September 15, 1999.

Contact: Brenda Kerr, Adoption Policy Consultant, Department of Social Services, 730 E. Broad St., Richmond, VA 23219, telephone (804) 692-1273 or FAX (804) 692-1284.

Notices of Intended Regulatory Action

VA.R. Doc. No. R99-235; Filed July 27, 1999, 2:43 p.m.

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the State Board of Social Services intends to consider repealing regulations entitled: **22 VAC 40-480-10 et seq. Relocation Assistance - General Relief Program.** The purpose of the proposed action is to repeal the regulation as no local agency has provided relocation assistance in the last five years, therefore, the regulation is unnecessary. The agency does not intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 63.1-25 and 63.1-106 of the Code of Virginia.

Public comments may be submitted until September 15, 1999.

Contact: Joy Duke, Adult Protective Services Consultant, Department of Social Services, 730 E. Broad St., Richmond, VA 23219, telephone (804) 692-1260 or FAX (804) 692-2215.

VA.R. Doc. No. R99-237; Filed July 26, 1999, 1:21 p.m.



TITLE 23. TAXATION

DEPARTMENT OF TAXATION

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Department of Taxation intends to consider amending regulations entitled: **23 VAC 10-210-10 et seq. Retail Sales and Use Tax** as follows:

23 VAC 10-210-40 through 23 VAC 10-210-43. Advertising. The department is proposing amendments to clarify the application of the media exemption to advertising companies.

23 VAC 10-210-610. Florist and Nurserymen. The proposed amendments clarify the application of the tax to nurserymen, landscape contractors, and florist delivery orders.

23 VAC 10-210-680. Gifts Purchased in Virginia. The proposed amendments reflect legislative changes to exempt gift purchases by a nonresident from taxation.

23 VAC 10-210-720. Hospitals and Nursing Homes. The proposed amendments relate to purchases and sales by nonprofit hospitals and nursing homes exempt from taxation.

23 VAC 10-210-730. Hotels, Motels, Tourist Camps, Etc. The proposed amendments add definitions and

language to explain the exemption for transient accommodations.

23 VAC 10-210-840. Leases or Rentals. The amendments will clarify the application of the sales and use tax to leases or rentals of tangible personal property.

23 VAC 10-210-910. Maintenance Contracts and Warranty Plans. The proposed amendments clarify the application of the sales tax to maintenance contracts and warranty plans.

23 VAC 10-210-940. Medicine, Drugs, Eyeglasses, and Related Items. The proposed amendments are intended to clarify the application of the retail sales and use tax.

23 VAC 10-210-960. Mining and Mineral Processing. Legislative changes created an exemption for the coal mining, natural gas and oil mining industries that must be reflected in the regulation.

23 VAC 10-210-1060. Newspapers, Magazines, Periodicals, and Other Publications. New language will be added to define a publication, exempt back issues from taxation, and specify those publications subject to taxation.

23 VAC 10-210-1080. Occasional Sale. The proposed amendments will add criteria to determine an occasional sale of a business entity.

23 VAC 10-210-3030. Radio and Television Broadcasting. The proposed amendments will clarify the application of the exemption to equipment directly used in broadcast transmission and distribution.

23 VAC 10-210-4020. Schools and Colleges, Certain Educational Institutions and Other Institutions of Learning. The proposed amendments clarify the types of educational facilities qualified for an exemption and provide guidance for affiliated organizations on purchases and sales.

23 VAC 10-210-6050. Veterinarians. The proposed amendments will clarify the application of the sales tax exemption to services, sales and uses of tangible personal property.

The agency does not intend to hold public hearings on the proposed regulations after publication.

Statutory Authority: § 58.1-203 of the Code of Virginia.

Public comments may be submitted until September 16, 1999.

Contact: Michael S. Melson, Executive Assistant, Department of Taxation, 2220 W. Broad St., Richmond, VA 23220, telephone (804) 367-0033 or FAX (804) 367-0045.



PUBLIC COMMENT PERIODS - PROPOSED REGULATIONS



PUBLIC COMMENT PERIODS REGARDING STATE AGENCY REGULATIONS

This section gives notice of public comment periods and public hearings to be held on proposed regulations. The notice will be published once at the same time the proposed regulation is published in the Proposed Regulations section of the *Virginia Register*. The notice will continue to be carried in the Calendar of Events section of the *Virginia Register* until the public comment period and public hearing date have passed.

Notice is given in compliance with § 9-6.14:7.1 of the Code of Virginia that the following public hearings and public comment periods regarding proposed state agency regulations are set to afford the public an opportunity to express their views.

TITLE 18. PROFESSIONAL AND OCCUPATIONAL REGULATION

DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION

October 27, 1999 - 1:30 p.m. – Public Hearing
Department of Professional and Occupational Regulation,
3600 West Broad Street, Conference Room 4, Richmond,
Virginia.

November 1, 1999 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Department of Professional and Occupational Regulation intends to amend regulations entitled: **18 VAC 120-10-10 et seq. Public Participation Guidelines.** The proposed amendments make technical changes to this regulation so that it will apply to all regulatory programs that are under the authority of the Director of the Department of Professional and Occupational Regulation rather than a regulatory board. The result will be that the regulation will apply to the newly created professional boxing and wrestling program as well as to the polygraph examiners regulatory program and to any regulatory program assigned to the Director of the Department of Professional and Occupational Regulation in the future.

Statutory Authority: §§ 9-6.14:7.1 and 54.1-201 of the Code of Virginia.

Contact: David Dick, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8507, FAX (804) 367-2475 and (804) 367-9753/TTY ☎

BOARD FOR WASTE MANAGEMENT FACILITY OPERATORS

October 27, 1999 - 11 a.m. – Public Hearing
Department of Professional and Occupational Regulation,
3600 West Broad Street, Conference Room 4, Richmond,
Virginia.

November 1, 1999 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board for Waste Management Facility Operators intends to amend regulations entitled: **18 VAC 155-20-10 et seq. Waste Management Facility Operators Regulations.** The proposed amendments will revise definitions, delete the interim certification provisions, delete the Class V license provisions, empower one license to be issued with all classifications, delete the continuing education requirements, and delete the CPE sponsor approval process.

Statutory Authority: § 54.1-2211 of the Code of Virginia.

Contact: Thomas Perry, Office Manager, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8507, FAX (804) 367-2475 and (804) 367-9753/TTY ☎



PROPOSED REGULATIONS

For information concerning Proposed Regulations, see Information Page.

Symbol Key

Roman type indicates existing text of regulations. *Italic type* indicates proposed new text.
Language which has been stricken indicates proposed text for deletion.

TITLE 14. INSURANCE

STATE CORPORATION COMMISSION

Bureau of Insurance

<p><u>REGISTRAR'S NOTICE:</u> The State Corporation Commission is exempt from the Administrative Process Act in accordance with § 9-6.14:4.1 A 2 of the Code of Virginia, which exempts courts, any agency of the Supreme Court, and any agency which by the Constitution is expressly granted any of the powers of a court of record.</p>
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Title of Regulation: **14 VAC 5-395-10 et seq. Rules Governing Settlement Agents (amending 14 VAC 5-395-20 and 14 VAC 5-395-60; adding 14 VAC 5-395-25).**

Statutory Authority: §§ 6.1-2.25 and 12.1-13 of the Code of Virginia.

AT RICHMOND, JULY 28, 1999

COMMONWEALTH OF VIRGINIA, ex rel.

STATE CORPORATION COMMISSION

CASE NO. INS990180

Ex Parte, in re: In the matter of adopting an amended regulation applicable to settlement agents

ORDER TO TAKE NOTICE

WHEREAS, § 12.1-13 of the Code of Virginia provides that the Commission shall have the power to promulgate rules and regulations in the enforcement and administration of all laws within its jurisdiction, and § 6.1-2.25 of the Code of Virginia provides that the Commission may issue rules, regulations and orders consistent with and necessary to carry out the provisions of the Consumer Real Estate Settlement Protection Act (§ 6.1-2.19 et seq. of the Code of Virginia);

WHEREAS, the Bureau of Insurance has submitted to the Commission a proposed revised regulation entitled "Rules Governing Settlement Agents"; and

WHEREAS, the Commission is of the opinion that the proposed revised regulation should be adopted;

THEREFORE, IT IS ORDERED THAT:

(1) All interested persons TAKE NOTICE that the Commission shall enter an order subsequent to August 23, 1999, adopting the revised regulation proposed by the Bureau of Insurance unless on or before August 23, 1999, any person objecting to the adoption of such revised

regulation files a request for a hearing, and in such request specifies in detail their objection to the adoption of the proposed revised regulation, with the Clerk of the Commission, Document Control Center, P.O. Box 2118, Richmond, Virginia 23218;

(2) An attested copy hereof, together with a copy of the proposed revised regulation, be sent by the Clerk of the Commission to the Virginia State Bar, the Virginia Real Estate Board, and the Bureau of Insurance in care of Deputy Commissioner Mary M. Bannister who shall forthwith give further notice of the proposed adoption of the revised regulation by mailing a copy of this order, together with a complete draft of the proposed revised regulation to all title insurance companies, title insurance agents, and title insurance agencies licensed in the Commonwealth of Virginia; and

(3) The Bureau of Insurance shall file with the Clerk of the Commission an affidavit of compliance with the notice requirements of paragraph (2) above.

14 VAC 5-395-20. Definitions.

As used in this chapter:

"Act" means the Consumer Real Estate Settlement Protection Act (§ 6.1-2.19 et seq. of the Code of Virginia). Unless otherwise defined herein, all terms used in this chapter shall have the meaning as set forth in the Act.

"Agent" or "insurance agent," when used without qualification, means an individual, partnership, limited liability company, or corporation that solicits, negotiates, procures or effects contracts of insurance or annuity in this Commonwealth.

"Bureau" means the State Corporation Commission Bureau of Insurance.

"Lay real estate settlement agent" means a person who (i) is not licensed as an attorney under Chapter 39 (§ 54.1-3900 et seq.) of Title 54.1 of the Code of Virginia, (ii) is not a party to the real estate transaction, (iii) provides escrow, closing or settlement services in connection with a transaction related to any real estate in this Commonwealth, and (iv) is listed as the settlement agent on the settlement statement for such transaction.

"Title insurance agent" means an agent licensed in this Commonwealth to solicit, negotiate, procure, or effect title insurance on behalf of title insurance companies licensed under Chapter 46 (§ 38.2-4600 et seq.) of Title 38.2 of the Code of Virginia.

"Title insurance agency" means a partnership, limited liability company, or corporation licensed in this Commonwealth as a title insurance agent.

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"Title insurance company" means any company licensed to transact, or transacting, title insurance in this Commonwealth.

14 VAC 5-395-25. Lay real estate settlement agents.

Notwithstanding any provision of this chapter to the contrary, and pursuant to the Real Estate Settlement Agent Registration Act (§ 6.1-2.30 et seq.) of Title 6.1 of the Code of Virginia, a lay real estate settlement agent shall be required to comply with the provisions of this chapter.

14 VAC 5-395-60. Separate fiduciary trust account.

Every title insurance agent, title insurance agency and title insurance company that acts as a settlement agent in the Commonwealth of Virginia shall maintain a separate fiduciary trust account for the purpose of handling funds received in connection with escrow, closing, or settlement services involving real estate located in this Commonwealth. No other funds may be included in this escrow account. Such trust account shall be with a financial institution authorized to do business in the Commonwealth of Virginia.

VA.R. Doc. No. R99-262; Filed August 9, 1999, 11 a.m.

TITLE 18. PROFESSIONAL AND OCCUPATIONAL LICENSING

DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION

Title of Regulation: 18 VAC 120-10-10 et seq. Public Participation Guidelines (amending 18 VAC 120-10-170; repealing 18 VAC 120-10 through 18 VAC 120-10-90).

Statutory Authority: §§ 9-6.14:7.1 and 54.1-201 of the Code of Virginia.

Public Hearing Date: October 27, 1999 - 1:30 p.m.

Public comments may be submitted until November 1, 1999.

(See Calendar of Events section for additional information)

Basis: Chapter 8.1 of Title 54.1 of the Code of Virginia creates the statutory authority for the professional boxing and wrestling events regulatory program and gives the Director of the Department of Professional and Occupational Regulation the powers of a regulatory board as found in § 54.1-201 of the Code of Virginia. Chapter 18 of Title 54.1 of the Code of Virginia creates the statutory authority for the polygraph examiners regulatory program. Both chapters mandate the Director of the Department of Professional and Occupational Regulation to promulgate regulations. In addition, the director is mandated by Chapter 1.1:1 of Title 9 of the Code of Virginia to promulgate public participation guidelines.

Purpose: The amendments to the regulations implement the new professional boxing and wrestling events regulatory program by revising the existing Public Participation Guidelines to cover all regulatory programs that are currently under the authority of the director rather than a regulatory board. The resulting regulations will apply to any future regulatory programs that may be assigned to the director rather than to a regulatory board.

The purpose of the regulations is to assure that the public is provided adequate notice concerning each opportunity for participation in the regulation development and promulgation process.

Substance: The key provisions of the proposed regulations that make changes to the current status of law are identified and explained as follows:

Part I, which relates only to employment agencies, is being repealed. The agency's authority to regulate employment agencies was repealed in 1996.

The Part II heading, Polygraph Examiners Public Participation Guidelines, is being deleted, thus allowing the guidelines to apply to polygraph examiners, professional boxing and wrestling, and any future regulatory program which might be enacted to empower the director with regulatory board authority.

18 VAC 120-10-170 was revised to add "or task force (committees)" as one of the instruments the agency may use to provide adequate participation by the public in the regulation formation, promulgation, adoption and review process. The words "advisory committee" were deleted and replaced by the word "committees" to reflect the provisions of the Professional Boxing and Wrestling Events Regulations (18 VAC 120-40-60) that empowers the appointment of an advisory group called the Professional Boxing and Wrestling Task Force.

Issues: The primary advantage to the public is a mechanism implemented by the agency that assures timely notification of regulation promulgation activity. No disadvantage to the public or the agency has been identified.

Department of Planning and Budget's Economic Impact

Analysis: The Department of Planning and Budget (DPB) has analyzed the economic impact of this proposed regulation in accordance with § 9-6.14:7.1 G of the Administrative Process Act and Executive Order Number 25 (98). Section 9-6.14:7.1 G requires that such economic impact analyses include, but need not be limited to, the projected number of businesses or other entities to whom the regulation would apply, the identity of any localities and types of businesses or other entities particularly affected, the projected number of persons and employment positions to be affected, the projected costs to affected businesses or entities to implement or comply with the regulation, and the impact on the use and value of private property. The analysis presented below represents DPB's best estimate of these economic impacts.

Summary of the proposed regulation. DPOR proposes two technical changes to this regulation so that it will apply to all

regulatory programs that are under the authority of the Director of DPOR rather than a regulatory board. In addition to applying to the polygraph examiners regulatory program, the revised regulations would now also apply to the newly created professional boxing and wrestling regulatory program as well as any future programs that are assigned to the Director of DPOR.

Estimated economic impact. Since 1994, professional wrestlers and boxers in Virginia have been under the regulatory authority of a private vendor contracted by DPOR. Although no written public participation guidelines existed, there were open lines of communication between the regulated community and the contractor. The proposed changes are technical in nature and are not expected to have any significant economic effects.

Businesses and entities affected. The proposed changes will affect all individuals who fall under the authority of the newly created professional boxing and wrestling regulatory program. This population consists of approximately 150 boxers, 200 wrestlers, 25 managers, 14 promoters, 85 trainers/seconds/cutmen, and three matchmakers. Individuals in any future regulatory programs assigned to the Director of DPOR will also be affected.

Localities particularly affected. The proposed changes will not disproportionately affect any localities.

Projected impact on employment. The proposed changes will not have any impact on employment in Virginia.

Effects on the use and value of private property. The proposed changes will not have any effects on the use and value of private property in Virginia.

Agency's Response to the Department of Planning and Budget's Economic Impact Analysis: The agency concurs with the DPB economic impact analysis.

Summary:

The amendments make technical changes to this regulation so that it will apply to all regulatory programs that are under the authority of the Director of the Department of Professional and Occupational Regulation rather than a regulatory board. The result will be that the regulation will apply to the newly created professional boxing and wrestling program, as well as to the polygraph examiners program, and to any future programs assigned to the director.

**PART I.
EMPLOYMENT AGENCIES PROGRAM PUBLIC
PARTICIPATION GUIDELINES**

18 VAC 120-10-10. Definitions. (Repealed.)

The following words and terms, when used in this chapter, shall have the following meanings unless the context clearly indicates otherwise:

"Agency" means any authority, instrumentality, officer, board, or other unit of state government empowered by the basic laws to make regulations or decide cases.

~~"Organization" means any one or more association, advisory council, committee, corporation, partnership, governmental body or legal entity.~~

~~"Person" means one or more individuals.~~

18 VAC 120-10-20. Mailing list. (Repealed.)

~~The agency will maintain a list of persons and organizations who will be mailed the following documents as they become available:~~

- ~~1. "Notice of Intended Regulatory Action" to promulgate, amend or repeal regulations.~~
- ~~2. "Notice of Comment Period" and public hearings.~~
- ~~3. Notice that the final regulations have been adopted.~~

~~Failure of these persons and organizations to receive the documents for any reason shall not affect the validity of any regulations otherwise properly adopted under the Administrative Process Act, § 9-6.14:7.1 of the Code of Virginia.~~

18 VAC 120-10-30. Placement on the mailing list; deletion. (Repealed.)

~~Any person wishing to be placed on the mailing list may do so by writing the agency. In addition, the agency, at its discretion, may add to the list any person, organization, or publication it believes will serve the purpose of responsible participation in the formation or promulgation of regulations. Persons on the list will be provided all information stated in 18 VAC 120-10-20. Individuals and organizations periodically may be requested to indicate their desire to continue to receive documents or be deleted from the list. When mail is returned as undeliverable, individuals and organizations will be deleted from the list.~~

18 VAC 120-10-40. Petition for rulemaking. (Repealed.)

~~Any person may petition the agency to adopt or amend any regulation. Any petition received shall appear on the next agenda of the agency. The agency shall consider and respond to the petition within 180 days. The agency shall have sole authority to dispose of the petition.~~

18 VAC 120-10-50. Notice of intent. (Repealed.)

~~At least 30 days prior to filing the "Notice of Comment Period" and proposed regulations as required by § 9-6.14:7.1 of the Code of Virginia, the agency will publish a "Notice of Intended Regulatory Action." This notice will provide for at least a 30-day comment period and shall state whether the agency intends to hold a public hearing. The agency is required to hold a hearing on the proposed regulation upon request by (i) the Governor or (ii) 25 or more persons. Further, the notice shall describe the subject matter and intent of the planned regulation. Such notice shall be transmitted to the Registrar of Regulations for inclusion in The Virginia Register of Regulations.~~

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~~18 VAC 120-10-60. Informational proceedings or public hearings for existing rules. (Repealed.)~~

~~Within two years of the promulgation of a regulation, the agency shall evaluate it for effectiveness and continued need. The agency shall conduct an informal proceeding, which may take the form of a public hearing, to receive public comment on existing regulation. Notice of such proceedings shall be transmitted to the Registrar of Regulations for inclusion in The Virginia Register. Such proceedings may be held separately or in conjunction with other informational proceedings.~~

~~18 VAC 120-10-70. Notice of formulation and adoption. (Repealed.)~~

~~At any meeting of the agency or a subcommittee where it is anticipated the formation or adoption of regulation will occur, the subject matter shall be transmitted to the Registrar of Regulations for inclusion in The Virginia Register.~~

~~If there are one or more changes with substantial impact on a regulation, any person may petition the agency within 30 days from the publication of the final regulation to request an opportunity for oral or written submittals on the changes to the regulations. If the agency receives requests from at least 25 persons for an opportunity to make oral or written comment, the agency shall suspend the regulatory process for 30 days to solicit additional public comment, unless the agency determines that the changes made are minor or inconsequential in their impact.~~

~~If the Governor finds that one or more changes with substantial impact have been made to proposed regulation, he may suspend the regulatory process for 30 days to require the agency to solicit further public comment on the changes to the regulation.~~

~~A draft of the agency's summary description of public comment shall be sent by the agency to all public commenters on the proposed regulation at least five days before final adoption of the regulation.~~

~~18 VAC 120-10-80. Advisory committees. (Repealed.)~~

~~The agency intends to appoint advisory committees as it deems necessary to provide adequate participation in the formation, promulgation, adoption, and review of regulations. Such committees are particularly appropriate when other interested parties may possess specific expertise in the area of proposed regulation. The advisory committee shall only provide recommendations to the agency and shall not participate in any final decision making actions on a regulation.~~

~~When identifying potential advisory committee members the agency may use the following:~~

- ~~1. Directories of organizations related to the profession,~~
- ~~2. Industry, professional and trade associations' mailing lists, and~~

- ~~3. Lists of persons who have previously participated in public proceedings concerning this or a related issue.~~

~~18 VAC 120-10-90. Applicability. (Repealed.)~~

~~18 VAC 120-10-20, 18 VAC 120-10-30, 18 VAC 120-10-40, 18 VAC 120-10-60, and 18 VAC 120-10-70 shall apply to all regulations promulgated and adopted in accordance with § 9-6.14:9 of the Code of Virginia except those regulations promulgated in accordance with § 9-6.14:4.1 of the Administrative Process Act.~~

~~PART II.~~

~~POLYGRAPH EXAMINERS PUBLIC PARTICIPATION GUIDELINES~~

~~18 VAC 120-10-170. Advisory committees.~~

~~The agency intends to appoint advisory committees or *task forces (committees)* as it deems necessary to provide adequate participation in the formation, promulgation, adoption, and review of regulations. Such committees are particularly appropriate when other interested parties may possess specific expertise in the area of proposed regulation. The advisory committee *committees* shall only provide recommendations to the agency and shall not participate in any final decision making actions on a regulation.~~

~~When identifying potential advisory committee members the agency may use the following:~~

- ~~1. Directories of organizations related to the profession,~~
- ~~2. Industry, professional and trade associations' mailing lists, and~~
- ~~3. Lists of persons who have previously participated in public proceedings concerning this or a related issue.~~

~~VA.R. Doc. No. R98-251; Filed July 30, 1999, 2:48 p.m.~~

BOARD FOR WASTE MANAGEMENT FACILITY OPERATORS

Title of Regulation: **18 VAC 155-20-10 et seq. Waste Management Facility Operators Regulations (amending 18 VAC 155-20-10 through 18 VAC 155-20-50, 18 VAC 155-20-100 through 18 VAC 155-20-160, 18 VAC 155-20-180 through 18 VAC 155-20-230, and 18 VAC 155-20-280; repealing 18 VAC 155-20-60 through 18 VAC 155-20-90, 18 VAC 155-20-170, 18 VAC 155-20-240 through 18 VAC 155-20-270, and 18 VAC 155-20-290).**

Statutory Authority: § 54.1-2211 of the Code of Virginia.

Public Hearing Date: October 27, 1999 - 11 a.m.

Public comments may be submitted until November 1, 1999.

(See Calendar of Events section for additional information)

Basis: Chapter 22.1 of Title 54.1 of the Code of Virginia creates the statutory authority for the waste management facility operators regulatory program.

Sections 54.1-2211 and 54.1-2212 of the Code of Virginia mandate that the Board for Waste Management Facility Operators implement Chapter 22.1 of Title 54.1 of the Code of Virginia by promulgating regulations that include requirements for:

1. Training and licensing;
2. Classes of training and licensing based upon the type of waste management facility for which a waste management facility operator seeks a license;
3. Training and licensing requirements based upon the type of facility and the type of waste managed at the facility;
4. Training programs approval;
5. License required for all waste management facility operators.

Purpose: The purpose of the proposed regulations is to set standards for the licensing and conduct of individuals who are responsible for the operation of waste management facilities. It is necessary to regulate these individuals to protect the health, safety and welfare of our citizens and our environment.

Substance: The proposed revisions will:

1. Revise definitions;
2. Delete the interim certification (which is sunsetted by the current regulation language);
3. Delete the Class V certification;
4. Issue one license with all qualifying classifications;
5. Delete the continuing education requirement; and
6. Delete the approval of CPE sponsors.

Issues: The board has determined that the public will benefit from waste management facilities being operated only by individuals who have met the valid and reasonable licensing standards established by the current regulations and these revisions.

Revising the definitions to reflect the terms currently used by the industry will provide a common vocabulary to enhance the understanding of the regulations by the public, the board and those regulated.

Deleting the interim certification removes a sunsetted portion of the existing regulation and the deletion of the interim certification is merely housekeeping.

Changing the method of issuing and renewing licenses to one license listing all qualifying classifications will simplify licensing and lower costs.

The Class V license (a license which merely denotes Class I through IV) is no longer needed under the new licensing scheme and is being deleted.

Deleting the continuing professional education (CPE) requirement implements the board's determination that the Department of Environmental Quality facility permit currently

requires training for waste management facility operators which is adequate and makes the CPE requirement unnecessary. An unnecessary burden on industry is thereby removed.

The deletion of the CPE requirement eliminates the need for a means to approve CPE sponsors; the provisions for CPE sponsors are being deleted.

Revising the language to enhance clarity and correct errors in grammar, etc., enables the public and those regulated to more clearly understand what the board expects from its regulants and the consequences of failing to comply.

Department of Planning and Budget's Economic Impact Analysis: The Department of Planning and Budget (DPB) has analyzed the economic impact of this proposed regulation in accordance with § 9-6.14:7.1 G of the Administrative Process Act and Executive Order Number 25 (98). Section 9-6.14:7.1 G requires that such economic impact analyses include, but need not be limited to, the projected number of businesses or other entities to whom the regulation would apply, the identity of any localities and types of businesses or other entities particularly affected, the projected number of persons and employment positions to be affected, the projected costs to affected businesses or entities to implement or comply with the regulation, and the impact on the use and value of private property. The analysis presented below represents DPB's best estimate of these economic impacts.

Summary of the proposed regulation. This is a revision to the existing regulation adopted November 2, 1994, by the Board for Waste Management Facility Operators. The purpose of the regulation is to set standards for the licensing and conduct of individuals who are responsible for the operation of waste management facilities. The proposed changes to this regulation include the consolidation of separate licenses into one license with separate classifications and the elimination of the continuing professional education (CPE) requirement.

Estimated economic impact. Currently, operators must obtain separate licenses for each type of facility for which they wish to be qualified to operate. Each license requires a renewal fee payment every two years. The proposed amended regulation stipulates that one license will be issued to each individual with all classifications for which he/she is qualified printed on that license. The change in the method of issuing licenses will result in the savings of biennial renewal fees for individuals that hold a license for more than one classification. In a separate action, the biennial fee is being reduced from \$150 to \$50. Today, there are four operators with two licenses and zero with more than two. Thus, this regulatory amendment will save \$100 each for four individuals. In addition to a reduced dollar cost for operators, the time cost involved in license renewal will also be reduced. The savings in dollars and time may encourage more operators to obtain the training necessary to hold more than one classification.

The Board for Waste Management Facility Operators has determined that the CPE requirement is unnecessary to

Proposed Regulations

protect the public. The board found that site specific training required by the Department of Environmental Quality's operating permit process was sufficient to maintain the level of training and experience necessary to operate the respective waste management facilities. In addition, the Department of Professional and Occupational Regulation (DPOR) expects that the demand for continuing professional education will not significantly diminish. According to DPOR, the elimination of the requirement within the regulation will allow operators to receive necessary training at times and from sources most convenient for them. Demand for courses from CPE sponsors may drop to a small degree, which would reduce their revenue.

Businesses and entities affected. There are approximately 500 waste management facility operators in the Commonwealth of Virginia, of which roughly two-thirds are employed within the private sector (based on information from DPOR and DEQ). Most waste management facility operators will benefit from the proposed regulation amendment. The elimination of the CPE requirement and the simplification of licensing will reduce both monetary and time costs. The anticipated small reduction in demand for CPE courses is anticipated to produce a correspondingly small reduction in revenue for the six CPE course sponsors (organizations) in Virginia.

Localities particularly affected. The proposed amendments to the regulation will affect waste management operators statewide.

Projected impact on employment. The elimination of the CPE requirement may have a small negative impact on the employment of instructors.

Effects on the use and value of private property. This regulation will provide more flexibility in the use of labor at private waste management facilities.

Agency's Response to the Department of Planning and Budget's Economic Impact Analysis: The agency agrees with the economic impact analysis prepared by the Department of Planning and Budget.

Summary:

The proposed amendments revise definitions, delete the interim certification provisions (which were sunsetted in the language of the current regulation), delete the Class V license provisions, empower one license to be issued with all qualifying classifications, delete the continuing education requirements, and delete the continuing professional education sponsor approval provisions.

18 VAC 155-20-10. Definitions.

The following words and terms, when used in this chapter, shall have the following meanings, unless the context clearly indicates otherwise:

*"Board" means the Board for Waste Management Facility Operators.

~~"Board approved CPE sponsor" means a person approved by the board to offer continuing education in accordance with this chapter.~~

~~"Board approved training course" means a course which has been approved by the board to provide appropriate training to an applicant in accordance with this chapter.~~

~~"Class I certification license" means the authorization from the board to act as a waste management facility operator of a transfer station, a material recovery facility receiving mixed waste, an experimental facility, or a composting facility receiving yard waste.~~

~~"Class II certification license" means the authorization from the board to act as a waste management facility operator of a facility which composts municipal solid waste, a sanitary, industrial, construction or debris landfill.~~

~~"Class III certification license" means the authorization from the board to act as a waste management facility operator of an infectious waste incinerator or autoclave.~~

~~"Class IV certification license" means the authorization from the board to act as a waste management facility operator of a municipal waste combustor.~~

~~"Class V certification" means the authorization from the board to act as a waste management facility operator for any of the facilities defined in Class I, II, III or IV certification.~~

~~"Closed facility" means a solid waste management facility which has been properly secured in accordance with an approved facility closure plan.~~

~~"Closure" means an act of securing a solid waste management facility pursuant to the requirements established by the Virginia Department of Environmental Quality or appropriate regulatory authority.~~

~~"Continuing Professional Education (CPE)" means an integral part of lifelong learning required to provide competent service to the public; the formal set of activities that enables certified solid waste management facility operators to maintain and increase their professional competence.~~

~~"CPE credit hour" means 50 minutes of participation as a student or as an instructor in a CPE program.~~

~~"Department" means the Department of Professional and Occupational Regulation.~~

~~"Experience for Class I, II, III or IV certification" means, but shall not be limited to, the following activities: supervision, research, construction, project development, site development, compliance and enforcement of a permit or regulations, operation, or regulatory review of permit applications.~~

~~"Experience for interim certification" means skill or knowledge obtained by employment which includes responsible, technical, or operational direction of a solid waste management facility or a portion thereof.~~

~~"Full certification" means an authorization issued by the board to a waste management facility operator after the completion of training and examination, through reciprocity or experience.~~

"Full-time employment" means 1,760 hours per year or 220 work days per year.

"In charge" means the designation of any person by the owner to have duty and authority to operate or modify the operation of a waste management facility.

~~"Interim certification" means the method of regulation for a temporary time period whereby the Commonwealth, through the issuance of interim certification, authorizes a person possessing the minimum skills to engage in the practice of a profession or occupation which is unlawful to practice without certification.~~

"License" means an authorization issued by the board to a waste management facility operator after the completion of training and examination, through reciprocity or experience.

"Municipal waste combustor" means a mass burn or a refuse derived fuel incinerator or facility designed or modified for the purpose of noninfectious solid waste combustion.

"Operation" means any waste management facility which is under construction, treating, processing, storing or disposing of solid waste, or in the act of securing a facility for closure.

"Owner" means the person who owns a solid waste management facility or part of a solid waste management facility.

*"Person" means an individual, corporation, partnership, association, governmental body, municipal corporation or any other legal entity.

"Site" means within the vicinity of all land and structures, other appurtenances, and improvements thereon used for treating, storing, and disposing of solid waste. This term includes adjacent land within the property boundary used for the utility systems such as repair, storage, shipping or processing areas, or other areas incident to the management of solid waste.

"Solid waste" means any of those materials defined as nonhazardous solid waste in regulations promulgated by the Virginia Department of Environmental Quality.

"Storage" means housing a solid waste as consistent with the regulations of the Virginia Waste Management Board.

"Substantial change" means a deviation from a specific course that decreases the approved time of the course by more than 30 minutes or modifies the topics of the approved course, where they are below the target levels of knowledge, as stated in the course application.

*"Waste management facility" means a site used for planned treatment, storage, or disposal of nonhazardous solid waste.

*"Waste management facility operator" means any person, including an owner, who is in charge of the actual, on-site operation of a waste management facility during any period of operation.

* As defined by Chapter 22.1 (§ 54.1-2209 et seq.) of Title 54.1 of the Code of Virginia.

18 VAC 155-20-20. ~~Certification License required.~~

For the purposes of this chapter, the individual acting as a waste management facility operator is an individual employed or contracted by the facility owner whose responsibilities include supervision of on-site activities that normally require an individual to be at the waste management facility on each day of operation. This is not intended to include individuals whose duties do not include the actual operation or direct supervision of a waste management facility who, on and after January 1, 1993, has been licensed by the Board for Waste Management Facility Operators or is under the direct supervision of a waste management facility operator licensed by the Board for Waste Management Facility Operators.

18 VAC 155-20-30. Disclosure.

A. Any individual seeking ~~certification licensure~~ shall disclose any other operator or related ~~certification license~~ issued by any other state(s) on the provided application.

B. Any individual seeking ~~certification licensure~~ shall disclose on the application any felony convictions or final order actions issued by an administrative body or court regarding environmental violations or crimes resulting in the significant harm or the imminent and substantial threat of significant harm to human health or the environment.

C. ~~Any certified operator~~ Each licensee shall notify the board in writing within 30 days of any felony convictions or final order actions issued by an administrative body or court regarding environmental violations or crimes resulting in the significant harm or the imminent and substantial threat of significant harm to human health or the environment.

18 VAC 155-20-40. Fees.

A. All fees are nonrefundable and shall not be prorated.

B. An application shall not be deemed complete and shall not be processed without the required fee.

1. The application fee for full licensure shall be \$75.

2. The fee for renewal of full licensure shall be \$50.

3. The fee for late renewal of full licensure shall be \$75 as stated in 18 VAC 155-20-180.

4. The fee for reinstatement of full licensure shall be \$125 as stated in 18 VAC 155-20-190.

5. The fee for taking the examination or reexamination for licensure shall be \$150. This examination fee is subject to fees charged to the department by an outside vendor competitively negotiated and contracted for in compliance with the Virginia Public Procurement Act (§ 11-35 et seq. of the Code of Virginia). Fees may be

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adjusted and charged to the candidate in accordance with this contract.

6. The application fee for training course approval shall be \$125.

7. ~~There shall be no fee charged for an application for a CPE sponsor approval.~~

8. ~~The fee for interim licensure shall be \$85.~~

9. ~~The fee for renewal of interim licensure shall be \$85.~~

10. 7. The fee for paying any of the above fees with a check or other instrument not honored by the bank or other financial institution upon which it is drawn shall be \$25.

C. All checks shall be made payable to the Treasurer of Virginia.

D. Receipt and deposit of fees submitted with applications do not indicate licensure.

18 VAC 155-20-50. Change of status.

A. ~~The certified individual~~ *Each licensee* shall provide written notification of any change of address to the department within 30 days.

B. ~~The certified individual~~ *Each licensee* shall provide written notification and proof of any change of name within 30 days.

C. ~~The certification license~~ issued by the board shall not be transferred or otherwise reassigned.

PART II. INTERIM CERTIFICATION.

18 VAC 155-20-60. Entry. *(Repealed.)*

A. ~~All individuals acting as a waste management facility operator in the Commonwealth after January 1, 1993, shall hold a valid interim certification or full certification specific to the class of their facility.~~

B. ~~Interim certificates issued under the emergency Waste Management Facility Operator Regulations will remain valid through December 31, 1993. Individuals holding interim certificates may renew the certificate until December 31, 1994, or apply for full certification, meeting the standards established by 18 VAC 155-20-100 of this chapter.~~

C. ~~Operators securing a facility for closure may renew their interim certification until December 31, 1994. Operators securing a facility for closure after December 31, 1994, shall hold full certification in the appropriate classification.~~

D. ~~Closed facilities are not required to have a certified waste management facility operator.~~

E. ~~The holder of the certification is not automatically entitled to any subsequent certification upon the expiration of the certificate, but shall meet the standards established by the board to renew the certification.~~

F. ~~The board may extend any or all interim certifications expiring on December 31, 1994, to expire on any date after December 31, 1994, and before July 1, 1995.~~

18 VAC 155-20-70. Qualifications for interim certification. *(Repealed.)*

~~The board shall issue interim certification only after an individual has met, through a completed application and addendum, all education and experience requirements set forth in this chapter.~~

1. ~~All individuals seeking interim certification shall be at least 18 years of age.~~

2. ~~All individuals seeking interim certification shall meet one of the following requirements:~~

a. ~~Three years of full-time employment which includes supervisory or operational experience managing a waste management facility since January 1989.~~

b. ~~Two years of full-time employment which includes supervisory or operational experience managing a waste management facility since January 1989 and a high school diploma or GED.~~

c. ~~One year of full-time employment which includes supervisory or operational experience managing a waste management facility since January 1989 and an Associate's Degree or at least 60 completed semester hours or equivalent from an accredited institution of higher learning.~~

d. ~~Six months of full-time employment which includes supervisory or operational experience managing a waste management facility since January 1989 and a Bachelor's Degree.~~

3. ~~For the purposes of this chapter, a year of full-time employment is defined as 1,760 hours per year or 220 work days per year.~~

4. ~~For the purposes of this chapter, experience requirements claimed on the application for interim certification shall be verified by the individual's supervisor(s) or personnel officer on the form provided. Individuals who are under contract with a facility owner may obtain a letter from the facility owner to verify experience.~~

5. ~~For the purposes of this chapter, education requirements claimed on the application for interim certification shall be verified by the attendee's educational institution or authorizing jurisdiction on the provided form or in the form of an official transcript. Diplomas will not be accepted for verification of degree or graduation.~~

18 VAC 155-20-80. Application procedures for interim certification. *(Repealed.)*

A. ~~Applicants for interim certification shall complete a general application form and all applicable addendum forms. The applications for interim certification are available from~~

the department upon request. Addendum forms shall include but not be limited to:

1. Verification of experience form; and
2. Verification of degree or graduation form.

B. Failure to provide a complete application and all applicable addenda may result in a denial of approval. The failure to provide complete information may be interpreted as misrepresentation and may result in disciplinary action as defined in Part VIII of this chapter.

PART III.
RENEWAL OF INTERIM CERTIFICATION.

18 VAC 155-20-90. Procedures for renewal. (Repealed.)

A. Operators may renew their interim certification until December 31, 1994, or may apply for full certification if all requirements under 18 VAC 155-20-100 of this chapter can be met before the interim certificate's expiration.

B. Interim certified operators shall be notified by the department by mail of the renewal fee and procedures for certificate renewal.

C. Each operator desiring to renew his interim certification shall submit the renewal notice and the appropriate fee before the certification expires. A copy of the certificate may be submitted in lieu of the renewal notice.

D. The renewed interim certificate shall expire on December 31, 1994, unless a later date is specifically established by the board under the provisions of 18 VAC 155-20-60 F of this chapter. Any individual granted an interim certification who desires to act as a waste management facility operator after December 31, 1994, or after any later date which may be specifically granted by the board under the provisions of 18 VAC 155-20-60 of this chapter, shall apply for full certification in the appropriate classification as defined in 18 VAC 155-20-100 of this chapter.

E. Failure to receive written notice from the Department of Professional and Occupational Regulation does not relieve the regulant from the requirement to renew his certificate or apply for full certification.

PART IV. II.
FULL CERTIFICATION LICENSURE.

18 VAC 155-20-100. Full certification Licensure required.

Full certification Licensure is required for all individuals acting as waste management facility operators after December 31, 1994, unless an extension of the interim certification expiration date is granted by the board June 30, 1995.

18 VAC 155-20-110. Classification for full certification License classification.

A. The applicant shall apply for at least one classification of certification license as outlined below:

1. An individual operating a facility which is defined by the Department of Environmental Quality as a transfer station, a material recovery facility receiving mixed waste, an experimental facility, or a composting facility receiving yard waste shall hold a Class I certification license. An individual who has obtained Class II, III or IV certification licensure may also operate a facility listed under Class I, if the individual has completed the board approved basic training course.

2. An individual operating a facility which composts municipal solid waste, or is defined by the Department of Environmental Quality as a sanitary, industrial, construction or debris landfill shall hold a Class II or Class V certification license.

3. An individual operating a facility defined by the Department of Environmental Quality as an infectious waste incinerator or an autoclave shall hold a Class III or Class V certification license.

4. An individual operating a facility defined by the Department of Environmental Quality as a municipal waste combustor shall hold a Class IV or Class V certification license.

5. An individual operating any of the facilities outlined in this section may hold Class V certification.

B. No certified operator A licensee may not operate a facility outside of his classification other than that defined by subdivision A 1 of this section outside of his classification.

18 VAC 155-20-120. Qualifications for certification licensure.

A. The board shall issue certification a license only after an individual has met, through a completed application and addendum, all training, testing, and experience requirements for a at least one specific class as set forth in this chapter.

B. The operator applicant shall meet the following requirements for certification licensure for all classes of certification licenses:

1. The applicant shall be at least 18 years of age.
2. The applicant shall provide proof of graduation from high school; or college graduation, or have successfully completed and received of having a GED General Equivalency Diploma (GED).
3. If the An applicant who cannot fulfill the requirement outlined in subdivision B 2 of this section, the applicant shall document at least five years of verified experience with a waste management facility, with at least three years of experience since January 1, 1988, which includes at least one of the following activities:
 - a. Supervision;
 - b. Research;
 - c. Construction;
 - d. Project development;

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- e. Site development;
- f. Compliance and enforcement of a permit or regulations;
- g. Operation; or
- h. Review of materials for permitting purposes.

4. All applicants shall successfully complete the basic training course as defined in 18 VAC 155-20-220 B of this chapter.

5. An applicant may use employment responsibilities in lieu of facility specific training as defined in subsections D through ~~G~~ F of this section, provided that:

- a. The applicant has been a full-time employee ~~for seven years, with at least three years of employment since January 1, 1988.~~ at a waste facility specific to the desired classification for at least three of the past seven years.
- b. The employment responsibilities include those activities enumerated in subdivision 3 of this subsection; ~~and.~~
- c. ~~The three years employment responsibilities are specific to the desired classification.~~

~~For the purposes of this subsection, full-time employment is defined as 1,760 hours per year or 220 work days per year.~~

6. The board will accept facility specific training provided that: (i) the training has been approved by the board pursuant to 18 VAC 155-20-230; and (ii) the training was successfully completed after January 1, 1989.

7. Experience requirements claimed on the application for ~~certification licensure~~ shall be verified by the individual's supervisor(s) or personnel officer. Individuals who are under contract with a facility owner may obtain a letter from the facility owner to verify experience.

8. Education requirements claimed on the application for ~~certification licensure~~ shall be verified by the attendee's educational institution or authorizing jurisdiction on the provided form or in the form of an official transcript or letter. Diplomas will not be accepted for verification of degree or graduation.

9. The applicant holding a valid ~~certification license~~ from another state or jurisdiction may qualify by reciprocity under the provisions of 18 VAC 155-20-150 of this chapter.

C. The specific requirements for Class I ~~certification licensure~~ follow:

- 1. Complete a board approved basic training course, and
- 2. Pass the board approved examination for Class I.

D. The specific requirements for Class II ~~certification licensure~~ follow:

- 1. Complete a board approved basic training course and an approved training course specific to Class II facilities, and
- 2. Pass the board approved examination for Class II.

E. The specific requirements for Class III ~~certification licensure~~ follow:

- 1. Complete a board approved basic training course and an approved training course specific to Class III facilities, and
- 2. Pass the board approved examination for Class III, or ~~3.~~ complete the training and examination requirement of a federal or state agency under the *federal Clean Air Act Amendments of 1990, as amended, as of the date applicable to an interpretation of a regulation or adjudication of a case decision* and complete the board approved basic training course within one year after ~~certification licensure~~.

F. The specific requirements for Class IV ~~certification licensure~~ follow:

- 1. Complete a board approved basic training course and an approved training course specific to Class IV facilities, and
- 2. Pass the board approved examination for Class IV, or ~~3.~~ complete the training and examination requirement of a federal or state agency under the *federal Clean Air Act Amendments of 1990, as amended, as of the date applicable to an interpretation of a regulation or adjudication of a case decision* and complete the board approved basic training course within one year after ~~certification licensure~~.

~~G. The specific requirements for Class V certification follow:~~

- ~~1. Complete a board approved basic training course and approved training courses specific to all designated classifications of facilities, and~~
- ~~2. Pass the board approved examinations for Classes II, III and IV.~~

18 VAC 155-20-130. Application procedures.

~~A. Applicants for certification shall complete a general application form and all applicable addendum forms. The applications are provided by the department upon request. Addendum forms shall include, but not be limited to:~~

- ~~1. Verification of experience form; and~~
- ~~2. Verification of degree or graduation form.~~

~~B. A. Application shall be made on forms supplied by the department and application forms shall be completed in accordance with the instructions on the forms. Failure to provide a complete application and all applicable addenda may result in a denial of approval. The failure to provide complete information may be interpreted as~~

misrepresentation and may result in disciplinary action as defined in ~~Part VIII of this chapter~~ by 18 VAC 155-20-280.

B. Those already licensed who desire to add another classification or classifications to their license shall apply under the provisions of 18 VAC 155-20-110.

18 VAC 155-20-140. Examinations.

A. Initial examination.

1. An individual may not take the board approved examination until all training requirements have been completed and verified to the board unless exempt under 18 VAC 155-20-120 B 5 ~~of this chapter~~.
2. All applicants approved for the examination by the board will be notified in writing with a request for the examination fee defined in 18 VAC 155-20-40 B 5 ~~of this chapter~~. The applicant will be scheduled for the next available examination upon receipt of the examination fee.
3. The examination fee will be required at least 30 days before the scheduled date of the examination.
4. All applicants shall achieve a passing score on the examination as determined by the board.
5. An individual unable to take an examination at the time scheduled shall notify the board prior to the date of the examination; such an individual shall be rescheduled for the next examination. Failure to notify the board may require the submittal of a new examination fee.

B. Reexamination.

1. An individual may retake the board approved examination as many times as necessary to pass except those who have been waived from training requirements.
2. If the applicant has been waived from training under 18 VAC 155-20-120 B 5 ~~of this chapter~~ and fails, the applicant may retake the examination once. After failing twice, the applicant shall complete the required training before retaking the examination.
3. Reexamination shall require the submission of the reexamination fee as defined in 18 VAC 155-20-40 B 5 ~~of this chapter~~.

18 VAC 155-20-150. Reciprocity.

A. Any individual holding valid ~~certification license~~ under another state may apply for ~~certification license~~ based on reciprocity.

B. The board will certify an individual who submits a completed application and the initial application fee and is in compliance with 18 VAC 155-20-280 ~~of this chapter~~.

C. All applicants ~~certified licensed~~ through reciprocity shall complete the basic training course within one year ~~of certification after licensure~~.

D. If the ~~certified operator licensee~~ fails to complete the basic course and properly notify the board within one year ~~of~~

~~certification after licensure~~, the board may begin disciplinary action to suspend or revoke the ~~certification license~~.

~~PART V, III.~~

~~RENEWAL OF FULL CERTIFICATION LICENSE.~~

18 VAC 155-20-160. Procedures for renewal.

~~A. Certificates Licenses~~ issued under this chapter shall expire biennially ~~on the last calendar day of the month~~. ~~Certificate holders Licensees~~ shall be notified by mail of the fee and the procedures for ~~certification license~~ renewal. Each ~~certification holder licensee~~ desiring to renew ~~the certificate his license~~ shall ~~submit ensure that the department receives the renewal notice, verification of continuing education on the form provided by the department,~~ and the appropriate fee before the ~~certification license~~ expires.

~~B. There shall be a penalty for late renewal assessed in addition to the renewal fee for any certificate holder failing to renew the certificate within 30 days following the date of expiration.~~

~~B. For the purposes of the first renewal after [insert the effective date of this regulation], the expiration date of all licenses issued to a single individual shall be the expiration date on the license most recently issued to or renewed for that individual. Each license issued after [insert the effective date of this regulation] shall indicate the class or classes of licensure held by the licensee.~~

~~C. Licenses shall be renewed for a period of 24 months from the date of the expiring license.~~

~~C. D. Failure to receive written notice from the department of Professional and Occupational Regulation does not relieve the regulant from the requirement to renew his certification license. If the certification license holder fails to receive the renewal notice, a copy of the certification license may be submitted with verification of continuing education requirements and the appropriate fee.~~

~~D. E. The date the required fee is received by the department of Professional and Occupational Regulation, or its agent, will be used to determine whether a penalty fee or the requirement for reinstatement of a certification license is applicable.~~

~~E. F. Revoked or suspended certification licenses are not renewable until reinstated by the board.~~

18 VAC 155-20-170. Continuing education. (Repealed.)

~~All applicants for certification renewal shall complete at least 10 hours of continuing education in accordance with 18 VAC 155-20-240 during the term of their expiring certification, except that no continuing education shall be required for the first renewal after the issuance of the initial certification.~~

18 VAC 155-20-180. Late renewal.

If the renewal fee as provided for in 18 VAC 155-20-40 B 2 ~~of this chapter~~ is not received by the department of ~~Professional and Occupational Regulation~~ within 30 days

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after the expiration date noted on the ~~certification license~~, the late renewal fee provided for in 18 VAC 155-20-40 B 3 shall be required.

18 VAC 155-20-190. Reinstatements.

If the ~~certificate holder licensee~~ fails to renew ~~the certificate his license~~ within six months following the expiration date, the ~~certificate holder will licensee shall~~ be required to apply for reinstatement of the ~~certificate license~~. The applicant will be required to present reasons that the ~~certificate license~~ was allowed to expire, and the board may grant reinstatement of the ~~certificate license~~ or require requalification or reexamination or both. The application fee for reinstatement of a ~~certificate license~~ shall be the amount provided for in 18 VAC 155-20-40 B 4 ~~of this chapter~~. An individual who has not reinstated within two years ~~of after~~ expiration of the ~~certification license~~ must reapply as a new applicant. The new applicant shall ~~be exempted from the required training but provide evidence of satisfactory completion of the training course(s) required by this chapter and shall pass the examination as determined by the board.~~

18 VAC 155-20-200. Board discretion to deny renewal or reinstatement.

The board may deny renewal or reinstatement of a ~~certificate license~~ for the same reasons as it may refuse an initial ~~certification license~~ or discipline a ~~certificate holder licensee~~.

18 VAC 155-20-210. Status of ~~certification licensure~~ during the period prior to reinstatement.

A. Reinstated ~~certifications licenses~~ shall continue to have the same ~~certification license~~ number and shall be assigned an expiration date two years from the previous expiration date of the ~~certification license~~.

B. Reinstated ~~certifications licenses~~ shall be regarded as having been continuously licensed without interruption. Therefore, the holder of the reinstated ~~certification license~~ shall remain under the disciplinary authority of the board during this entire period and may be held accountable for his activities during this period.

C. ~~Certifications Licenses~~ which are not renewed or reinstated shall be regarded as expired from the date of the expiration forward.

D. Nothing in this chapter shall divest the board of its authority to take disciplinary action for a violation of the law or regulations during the period of time for which an individual was ~~certified licensed~~.

~~PART VI. IV.~~

~~TRAINING REQUIREMENTS FOR FULL CERTIFICATION.~~

18 VAC 155-20-220. Training ~~requirements course curriculum~~.

A. ~~All individuals seeking to become a certified solid waste management facility operator shall complete a Virginia Board for Waste Management Facility Operators approved training course(s). This section may be waived if the~~

~~individual is applying for certification through reciprocity or under 18 VAC 155-20-120 B 5. The board shall approve only training courses which document that their instruction meets the minimum curriculum standards contained in this section.~~

B. A board approved basic training course shall at a minimum include the following topics as they relate to nonhazardous solid waste management facilities:

1. Definitions
2. Authority for regulations
3. Purpose of regulations
4. Administration of regulations
5. Applicability of regulations
6. Prohibitions
7. Open dumps
8. Unpermitted facilities
9. Enforcement and appeal
10. Penalties and enforcement
11. Public participation
12. Relationship with other regulations promulgated by the Virginia Waste Management Board
13. Identification of solid waste
 - a. Purpose and scope
 - b. Definitions of solid waste
 - c. Special wastes
 - d. Exclusions
 - e. Conditional exemptions
14. Overview of open dumps and unpermitted facilities
15. Permitting of solid waste management facilities
16. Review of Department of Environmental Quality Inspection Form
17. Overview of permitted solid waste management facilities
 - a. Transfer stations
 - b. Material recovery facilities
 - c. Experimental facilities
 - d. Sanitary landfills
 - e. Infectious waste incinerators
 - f. Mass burn facilities
 - g. Refuse derived fuel facilities
 - h. Autoclaves
18. Overview of general OSHA requirements
19. Neighbor relations

20. Recordkeeping and financial assurance

C. A board approved training course specific to Class II facilities shall include at a minimum the following topics:

1. Definitions
2. Special wastes
 - a. General
 - b. Asbestos wastes
 - c. Wastes containing polychlorinated biphenyls
 - d. Liquids
 - e. Tires
 - f. Drums
 - g. White goods
 - h. Soil contaminated with petroleum products
 - i. Lead acid batteries
 - j. Other prohibited wastes
 - k. Hazardous wastes
 - l. Screening for prohibited wastes
 - m. Handling procedures for special or hazardous wastes
 - n. Recordkeeping and notification requirements
3. Solid waste disposal standards
 - a. General standards for sanitary landfills
 - b. Design/construction
 - c. Operation
 - d. Groundwater monitoring
 - e. Closure
 - f. Post-closure care requirements
 - g. Control of decomposition gases
 - h. Leachate control system and monitoring
 - i. Leachate control system appurtenances
 - j. Corrective action program
4. Construction/demolition debris standards
5. Industrial waste disposal standards
6. Other solid waste management facility standards
 - a. Compost facilities
 - b. Surface impoundments and lagoons
 - c. Waste piles
 - d. Miscellaneous units
7. Permitting of solid waste management facilities

8. Financial assurance documentation

9. Rulemaking petitions and procedures

D. A board approved training course for Class III specific management facility shall include at a minimum the following topics:

1. Identification and listing of infectious waste
 - a. General
 - b. Exemption to regulations
 - c. Exclusions
 - d. Characteristics of infectious waste
 - e. Controlled infectious waste
2. General requirements
 - a. Permits and permits by rule
 - b. Financial assurance requirements
 - c. Packaging and labeling requirements
 - d. Management of spills
 - e. Closure requirements
 - f. Methods of treatment and disposal
 - g. Approved test method
 - h. Recordkeeping requirements
3. Requirements for storage facilities
 - a. Sanitation
 - b. Access
 - c. Temperature control and storage period
 - d. Drainage and ventilation
4. Requirements for transportation
 - a. Sanitation
 - b. Access
 - c. Temperature and storage period
 - d. Drainage
 - e. Packaging, labeling and placards
 - f. Management of spills
 - g. Loading and unloading
 - h. Registration of transportation
5. Requirements for incineration
 - a. Performance standards
 - b. Analysis and management of ash residue
 - c. Unloading operation
 - d. Compliance with other regulatory requirements

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- 6. Requirements for steam sterilization
 - a. Performance standards
 - b. Compliance with other regulatory requirements

E. A board approved training course for Class IV specific management facility shall include at a minimum the following topics:

- 1. Solid Waste Management Regulations
 - a. Siting
 - b. Design and construction
 - c. Operation
 - d. Waste characteristics
- 2. Emissions formation and control
 - a. Type of emissions
 - b. Environmental effect
 - c. Control techniques
- 3. Emissions monitoring
 - a. Parameters monitored
 - b. Types of monitors
 - c. Data acquisition
 - d. Monitor calibration, certification and testing
- 4. Combustion and gas reactions
 - a. Combustion components
 - b. Optimizing solid waste combustion
 - c. Gas reactions related to combustor construction materials
- 5. Solid waste materials handling
 - a. Front end processing equipment
 - b. Combustion enhancement
 - c. Back end processing
 - d. Recycling benefits
- 6. Waste combustion residue handling and disposal
 - a. Types of residue
 - b. Characteristics
 - c. Regulations
 - d. Monitoring
 - e. Handling and transportation
 - f. Disposal
 - g. Alternative uses
- 7. Safety
 - a. Employer/employee obligations

- b. OSHA
 - c. Hazard communication
 - d. Equipment tagout
 - e. Respiratory protection
- 8. Recordkeeping
 - a. Engineering log keeping
 - b. Maintenance
 - c. Solid waste

18 VAC 155-20-230. Approval of training course.

~~A. Persons seeking to have a training course approved by the board shall complete a form provided by the board and submit the appropriate fee as defined in . Each applicant for training course approval shall meet the requirements established by this chapter before being granted approval. Those desiring approval of a training course shall apply on a form provided by the department. The form shall be completed in accordance with the instructions supplied, and shall be accompanied by three copies of the materials which document that the training course meets the requirements of this chapter and by the fee required by 18 VAC 155-20-40 B 6 of this chapter. Receipt and deposit of the required fee do not indicate board approval.~~

B. Training courses shall be approved by the board prior to the training activity in accordance with the following:

- 1. Training providers.
 - a. Organizations. The board may approve training courses offered by a sponsor who is an identifiable organization which can demonstrate the capability to teach environmental or engineering material. The organization shall have a mission statement outlining its functions, structure, process and philosophy, and that a staff of one or more persons has the authority to administer and coordinate the training program.
 - b. Schools. The board may approve training courses offered by an accredited academic institution which can demonstrate the capability to teach environmental or engineering material.
 - c. Businesses. The board may approve training courses offered by a business entity which can demonstrate the capability to teach environmental or engineering material.
- 2. Instructors. The training course provider shall ensure training is only conducted by personnel who have demonstrated competence in the subject being taught, an understanding of the learning objective, a knowledge of the teaching process to be used, and a proven ability to communicate.
- 3. Objectives. The training course provider shall ensure that the course has a series of stated objectives that are consistent with the type of facility, operator job requirements, and state and federal regulation. The

training course shall be consistent with training criteria outlined in 18 VAC 155-20-220 ~~of this chapter~~.

4. The board shall only approve courses which provide the participants a complete tour of a facility appropriate to the course emphasizing operator responsibilities. The basic training course is exempt from this requirement.

5. Course completion requirements. For successful completion of a training program, participants must attend 90% or more of the class contact time and the tour of the facility.

6. The training provider shall provide an effective means for evaluation of the quality of the course and the instructor(s).

7. The training provider shall ensure the number of participants and physical facilities are appropriate for the course content and teaching method specified by the developer.

8. The training provider shall ensure all course materials are technically accurate, current and sufficient to meet the program's learning objectives.

C. Training records.

1. An approved training provider shall retain records for all participants for a period of 10 years and shall maintain a written policy on the retention and release of records.

2. All records pertaining to the approved training and participants shall be made available to the board immediately upon request.

D. The board shall consider the following information, ~~to be submitted to the board at least 45 days prior to the scheduled training activity before deciding to approve or disapprove an application for training provider approval:~~

1. Course information.

- a. Course title
- b. Planned audience
- c. Name of sponsor
- d. Name, address and telephone number of contact person
- e. Scheduled presentation dates
- f. Detailed course schedule on an hour-by-hour basis
- g. List of planned breaks
- h. Scheduled presentation locations
- i. Scheduled tour locations
- j. Instructor(s) resume

2. Training materials.

a. Course objectives. A listing of the course objectives stated in the terms of the skills and

knowledge the participant will be able to demonstrate as a result of the training.

b. Course outline. A detailed outline showing the planned activities that will occur during the training program, including major topics, planned presentation sequence, tour activities, audio-visual presentations and other major activities.

c. Course reference materials. A list of name, publisher, and publication of commercially available publications; for material developed specifically for the course, a copy of the reference material.

d. Audio-visual support materials. A list of any commercially available audio-visual support material that will be used in the course; a brief description of any audio-visual material generated by the sponsor or instructor.

e. Handouts. Identification of all commercially available handout material including regulations; copies of other handouts generated by the sponsor or instructor.

E. The board shall approve all substantial changes to the course ~~and all additional course dates and locations prior to the training activity~~ *before the changes may be implemented.*

F. The board reserves the right to withdraw approval if the board determines the course is not adequately teaching participants, or the sponsor or an instructor violates this chapter.

18 VAC 155-20-240. Continuing education requirement. (Repealed.)

~~A. All applicants for certification renewal shall complete at least 10 hours of continuing education during the term of the expiring certification. No continuing education shall be required for the first renewal after the issuance of the initial certification.~~

~~B. In order for the certified operator to receive continuing education credit, all credit hours shall be specific to the management of a solid waste management facility.~~

~~C. Certified individuals may seek board approval of a specific course on a case-by-case basis either before or after completing the course.~~

~~1. Certified individuals requesting an individual course be approved shall submit the name, address and telephone number of the sponsor, a copy of the syllabus and other available descriptive material to the board for review.~~

~~2. If the board approves the course, the applicant will receive a letter from the board stating the approval and the number of credit hours which will be awarded for completing the course.~~

~~D. The certified operator shall retain evidence of satisfactory completion of CPE credit hours for a period of three years. Such documentation shall be in a form of the certificate of completion from an approved sponsor or~~

Proposed Regulations

verification from the accredited institution offering the course. If, upon request, the certified operator cannot produce such documentation, the certified operator may be subject to disciplinary proceedings.

E. All CPE credit hours shall be reported to the board on a form provided by the board and subject to possible audit.

F. CPE credit hours, taken after the expiration of the individual's certificate to meet the CPE requirement of the prior certification cycle, shall not be reported for any future renewal.

G. Failing to meet the CPE requirement may result in reapplication for certification including possible training and examination requirements.

PART VII. APPROVAL OF CPE SPONSORS.

18 VAC 155-20-250. **General. (Repealed.)**

A. For the purposes of this section all courses, seminars and conference presentations related to the management of a solid waste management facility sponsored by state and federal government bodies are approved by the board.

B. Persons seeking registration as a board approved sponsor shall apply on an application form provided by the board and submit the application fee defined in 18 VAC 155-20-40 B 7 of this chapter. The receipt and deposit of fees do not indicate board approval.

C. Each applicant shall agree as a condition of registration to abide by the following provisions:

1. Each applicant shall possess the financial resources, sound administration, competent supervision and an effective and supportive organizational structure.
2. Programs shall contribute to the professional competence of participants in managing and operating a solid waste management facility.
3. CPE credit hours are allowed only for formal programs of learning that maintain or increase the professional competence of the participant.
4. Program sponsor shall select instructors qualified with respect to both program content and required teaching methods.
5. Program sponsors shall ensure the number of participants and the physical facilities are appropriate for the program content and teaching methods used by the instructors.
6. Sponsors shall provide an effective means for evaluating the quality of the program and instructors.

D. Failure of the sponsor to comply with the requirements relating to the responsibilities of program sponsors may result in the termination by the board of approved sponsor designation.

E. The board reserves the right to initiate an investigation of an approved sponsor.

F. Upon finding of any violation of the board's rules and regulations, the board may deny initial registration, deny renewal, suspend or revoke approval.

18 VAC 155-20-260. **Standards for CPE program development and presentation. (Repealed.)**

Each sponsor that submits an application to the board shall accept and abide by these provisions:

1. Program developers shall state learning objectives and specify the level of knowledge of the program. Each objective shall be written to be consistent with the program's specified level of knowledge. Levels of knowledge shall be described as basic, intermediate, advanced or updated.
2. Program developers shall state the prerequisites for education, experience, or both for all programs.
3. Program developers shall be qualified in the subject matter and be knowledgeable in instruction design through practical experience, education or both.
4. Program materials shall be technically accurate, current, and sufficient to meet the program's learning objectives.
5. Program sponsors shall inform all participants in advance of learning objectives, prerequisites, level of knowledge of the program, program content, need for any advanced preparation, teaching methods to be used, recommended CPE credit, and relevant administrative policies.
6. Brochures and other announcements shall disclose all policies and procedures concerning registration, payment of fees, refunds, attendance, and certificates of completion.
7. All programs shall be measured in 50-minute contact hours. The shortest program for CPE credit purposes shall consist of one contact hour.
8. Instructors shall be given CPE credit for their preparation and presentation time. Credit for instructors shall be measured in 50-minute contact hours. Preparation credit received shall be no greater than two times the number of presentation hours. An instructor may not receive credit for preparation time for a repeated presentation unless he can demonstrate that the program content involved was substantially changed.

18 VAC 155-20-270. **Certificates of completion and recordkeeping. (Repealed.)**

A. The sponsor shall provide participants, upon successful completion of each course, a certificate of completion indicating location, date(s), CPE credit hours, sponsor identification, address of sponsor, and title of course.

B. The sponsor shall maintain for a period of five years records of participation, copy of program materials, dates, location, instructor(s), number of CPE contact hours, and evaluations of the course and instructor.

~~C. All records shall be made available to the board immediately upon request.~~

~~PART VIII. V.~~

~~STANDARDS OF CONDUCT AND DISCIPLINARY ACTION.~~

18 VAC 155-20-280. ~~Prohibited acts. Grounds for denial of application, denial of renewal, or discipline.~~

~~A. Part VIII is intended to apply to both interim and full certification.~~

~~B. The following are grounds for disciplinary action by the board. A. The board shall have the authority to deny an application for and to deny renewal of a license or training course approval, and to revoke or suspend the license or training course approval as well as to discipline a licensee or an approved training provider for the following reasons:~~

- ~~1. The certificate holder violates or induces Violating or inducing another person to violate any provisions of Chapters 1, 2, 3 or 22.1 of Title 54.1 of the Code of Virginia, or any provisions of this chapter.~~
- ~~2. The certificate issued to a solid waste management facility operator was obtained Obtaining a license or training course approval through fraudulent means or misrepresentation.~~
- ~~3. Having been found guilty by the board, an administrative body or by a court of any material misrepresentation in the course of performing his operating duties.~~
- ~~4. Having been convicted or found guilty, regardless of jurisdiction, of any felony, or violation which resulted in the significant harm to human health or the environment, there being no appeal pending therefrom or the time of appeal having elapsed. Any plea of nolo contendere shall be considered a conviction for the purposes of this chapter. The record of a conviction authenticated in such form as to be admissible in evidence under the laws of the jurisdiction where convicted A certified copy of the final order, decree or case decision by a court or regulatory agency with lawful authority to issue such order, decree or case decision shall be admissible as prima facie evidence of such conviction.~~
- ~~5. Failing to inform the board in writing within 30 days of pleading guilty or nolo contendere or being convicted or found guilty of any felony which resulted in the significant harm or the imminent and substantial threat of significant harm to human health or the environment.~~
- ~~6. Gross negligence, or a continued pattern of incompetence, in the practice as a waste management facility operator.~~
- ~~7. Violating the permit conditions for the facility, or violating any federal, state or local laws or regulations which results in the significant harm or an imminent and substantial threat of significant harm to human health or the environment.~~

~~C. B. Any individual whose certification license is revoked under this section shall not be eligible to apply for certification licensure for a period of one year from the effective date of the final order of revocation. The individual shall meet all education, examination, experience and training requirements, complete the application and submit the required fee for consideration as a new applicant.~~

~~C. The board shall conduct disciplinary procedures in accordance with the Administrative Process Act (§ 9-6.14:1 et seq. of the Code of Virginia).~~

18 VAC 155-20-290. ~~Denial, suspension or revocation of certification or approval. (Repealed.)~~

~~A. Denial of certification or approval.~~

- ~~1. The board, at its discretion, may deny approval of a training course, CPE sponsor or individual certification for any reason specified in this chapter.~~
- ~~2. The applicant may request the board to reconsider its initial decision in writing within 30 days of the applicant's notification of the denial.~~
- ~~3. If the board's initial decision of denial is reconfirmed, the board will notify the applicant in writing outlining the reasons for denial. The response may also include any necessary steps that can be taken by the applicant to ensure compliance with this chapter.~~
- ~~4. All appeals for denied applicants for certification or approval shall be in accordance with the provisions of the Administrative Process Act (§ 9-6.14:1 et seq. of the Code of Virginia).~~

~~B. Suspension and revocation of certification.~~

- ~~1. The board, in its discretion, may suspend or revoke the certification of an individual, an approved course or CPE sponsor for any reason specified in this chapter.~~
- ~~2. The board shall conduct disciplinary proceedings in accordance with the Administrative Process Act (§ 9-6.14:1 et seq. of the Code of Virginia).~~
- ~~3. Any individual certified or training provider approved by the board who violates any statute or provision of this chapter and is not criminally prosecuted, shall be subject to a monetary penalty. The board shall determine the monetary penalty which shall not exceed \$1,000 for each violation.~~

NOTICE: The forms used in administering 18 VAC 155-20-10 et seq., Waste Management Facility Operators Regulations, are listed below. Any amended or added forms are reflected in the listing and are published following the listing.

FORMS

~~License Application for Full Certification (10/96), 46LIC (8/1/99).~~

~~Verification of Employment Experience (10/96) Verification Form, 46EXP (8/1/99).~~

Proposed Regulations

Education Verification of Education/Degree Granted (10/96) Form, 46ED (8/1/99).

Application for Virginia Approved Sponsor of Continuing Education (10/96) Sponsor Application, 46SPON (8/1/99).

Application for Approval of Waste Management Facility Operators Training Course (10/96) Approval, 46CRS (8/1/99).



Board for Waste Management Facility Operators
LICENSE APPLICATION
Fee \$75.00

Commonwealth of Virginia
 Department of Professional and Occupational Regulation
 3600 West Broad Street
 Post Office Box 11066
 Richmond, Virginia 23230-1066
 (804) 367-8595

A check or money order payable to the **TREASURER OF VIRGINIA**, or a completed credit card insert must be mailed with your application package. **APPLICATION FEES ARE NOT REFUNDABLE.**

To obtain a waste management facility operator license, your application package must include 1) a complete and legible **LICENSE APPLICATION**; 2) **50** copies of any training certificates proving that you successfully completed the board-approved basic training course and any required board-approved courses specific to the requested operator classification; 3) a completed **EDUCATION VERIFICATION FORM** or official school transcript; and 4) **EXPERIENCE VERIFICATION FORMS** (if applicable).

- Name: First Middle Last Generation (SR, JR, III)
- Social Security Number * -
- Date of Birth -
- Home Street Address (no PO Boxes)
 City, State, Zip Code
- E-mail Address
- Telephone & Facsimile Numbers: Telephone Facsimile Beeper/Cellular
- Check the one type of license you are requesting:
 Class I
 Class II
 Class III
 Class IV
- Do you hold a current or expired waste management facility operator license or certification issued by the Virginia Board for Waste Management Facility Operators?
 No Yes VA License/Certificate Number 4, 6 Expiration Date
- Do you hold a current waste management facility operator license or certification issued by another state?
 No Yes If yes, list all the licenses and certificates in the following table, then skip to question #13. An original Certification of Licensure Letter of Good Standing (no more than 60 days old), prepared by the state board or on the state board's behalf, through which you are currently licensed must be forwarded from the state board to the VA Waste Management Licensing Section.

State/Jurisdiction	License/Certification Number	Expiration Date

You must complete the Virginia board-approved basic training course within one year of licensure.

OFFICE ONLY	DATE	CLASS TYPE	CLASS #/FEE	LICENSE NUMBER	ISSUE DATE
				4602	

46LIC (8/1/99) 1 of 2 Board for Waste Management Facility Operators/LIC APP

Commonwealth of Virginia
 Department of Professional and Occupational Regulation
 3600 West Broad Street
 Post Office Box 11066
 Richmond, Virginia 23230-1066
 (804) 367-8595



**Board for Waste Management Facility Operators
 APPLICATION FOR TRAINING COURSE APPROVAL
 Fee \$125.00**

A check or money order payable to the **TREASURER OF VIRGINIA**, or a completed credit card must be mailed with your application package. **APPLICATION FEES ARE NOT REFUNDABLE.**

To obtain board approval of your waste management facility operator training course, your application package must include 3 copies of the following documentation (see 18 VAC 155-20-230.D.2 of the Board for Waste Management Facility Operators Rules and Regulations for a detailed description of the specific information to be included):

- * Audio-visual support materials
- * Course and instructor evaluation form
- * Course objectives
- * Course outline (hourly by hour detail including breaks)
- * Handouts
- * Instructor resume(s)
- * Sample of Certificate of Course Completion

1. Name of Training Provider/Sponsor _____
2. Federal Employer Identification Number _____
3. Street Address (PO Box not accepted) _____
- City, State, Zip Code _____
4. E-mail Address _____
5. Telephone & Facsimile Numbers _____ Telephone _____ Facsimile _____
 _____ Beeper/Cellular _____
6. Name & Title of Contact Person _____
7. Course Title _____
8. The course attendees will be trained for which license classification?
 Class I
 Class II
 Class III
 Class IV
9. Will this course be offered more than one time?
 No Scheduled course date _____
 Yes Scheduled course dates _____

10. Location(s) where course will be taught. _____
11. Name(s) and location(s) of facilities where site tour(s) will be conducted. **The basic training course is exempt from this site tour requirement.** _____

OFFICE ONLY	DATE	FEES	COURSE FEE	LICENSE NUMBER	ISSUE DATE
			4603		

46CRS (8/199) Board for Waste Management Facility Operators/CRS APP

1 of 2

12. Instructor(s) information

Instructor's Name	Title	Employer	Phone Number
			() -
			() -
			() -

13. How will satisfactory completion of this course be determined? Please select all that apply.

- Attendance
- Examination
- Site visits
- Site demonstrations
- Other

14. Contact Person's Signature _____ Date _____

46CRS (8/199)

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Board for Waste Management Facility Operators/CRS APP

FINAL REGULATIONS

For information concerning Final Regulations, see Information Page.

Symbol Key

Roman type indicates existing text of regulations. *Italic type* indicates new text. Language which has been stricken indicates text to be deleted. [Bracketed language] indicates a change from the proposed text of the regulation.

TITLE 7. ECONOMIC DEVELOPMENT

DEPARTMENT OF MINORITY BUSINESS ENTERPRISE

REGISTRAR'S NOTICE: The Department of Minority Business Enterprise is claiming an exemption from the Administrative Process Act in accordance with § 9-6.14:4.1 C 3, which excludes regulations that consist only of changes in style or form or corrections of technical errors. The Department of Minority Business Enterprise will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision.

Title of Regulation: 7 VAC 10-20-10 et seq. Regulation to Govern the Certification of Minority Business Enterprise (amending 7 VAC 10-20-10, 7 VAC 10-20-30 and 7 VAC 10-20-50).

Statutory Authority: § 2.1-64.35 of the Code of Virginia.

Effective Date: September 29, 1999.

Summary:

The amendments include changes in grammatical usage and style. The amendments clarify and simplify the regulation.

Agency Contact: Copies of the regulation may be obtained from Diane Harrison, Department of Minority Business Enterprise, 200-202 North 9th Street, 11th Floor, Richmond, VA 23219, telephone (804) 786-5560.

7 VAC 10-20-10. Definitions.

The following words and terms when used in this chapter, shall have the following ~~meaning~~ *meanings*, unless the context clearly indicates otherwise:

"*Administratively closed*" means an application for certification or recertification that has been placed in an inactive status by the department due to:

1. Insufficient information submitted and the failure of the applicant to respond to at least two written requests for such information; ~~or~~
2. The applicant has voluntarily withdrawn his application; or
3. The firm is no longer in business.

"*Applicant*" means any licensed for profit business entity that applies to the Department of Minority Business Enterprise for certification as a bona fide minority business enterprise.

"*Business enterprise*" means a legal entity which is organized in any form, other than as a joint venture, such as a sole proprietorship, partnership or corporation, to engage in lawful commercial transactions for profit.

"*Certification*" means a process through which a business enterprise is verified to be in fact owned and controlled by an individual or individuals of an identified minority group, and so eligible to participate in minority business programs designed to stimulate minority business development.

"*Certification staff*" means the ~~certification~~ staff of the Department of Minority Business Enterprise ~~which consists of the certification specialists and the deputy director for market development. The certification staff shall assigned to~~ review all matters relating to applications for certification, recertification and decertification at the direction of the director of the department.

"*Certified*" means any applicant that has satisfied the requirements of this chapter as a minority owned business and is placed on the department's certified list for a period of two years.

"*Control*" means the primary power to direct the management and operations of a business enterprise and:

1. "Operational control" means the applicant ~~should demonstrate that~~ *independently makes* basic decisions pertaining to the operations of the business ~~are independently made~~. This does not necessarily preclude the applicant from seeking paid assistance. An applicant must possess the knowledge to weigh all advice given and to make decisions regarding ~~their~~ *the applicant's* particular industry or field. Such control includes but is not limited to the following:

- a. The dominant control over the purchase of goods, equipment, business inventory, and services needed in the day-to-day operation of the business;
- b. The dominant control of corporate accounts such as savings, checking, and other financial affairs; and
- c. A thorough knowledge of the financial structure of the business and a control of the overall financial affairs and policy of the firm.

2. "Managerial control" means the applicant ~~should demonstrate the ability to make~~ *makes* independent and unilateral business decisions needed to guide the future and destiny of the business. Such control includes but is not limited to the following:

- a. Dominant control over management policy;
- b. Dominant control over the hiring and firing of employees; and

c. Dominant control over the solicitation and negotiation of contracts, the offering and acceptance or rejection of bids, and the administration of major aspects of the business.

3. "Operational and managerial noncontrol" exists when any one of the following conditions ~~create a presumption that the minority owners do not have dominant control of the company~~ *applies*:

a. The minority owners are current employees of a nonminority corporation, sole proprietorship, trust, or partnership which has ownership interest in the business firm applying for certification; or

b. The principals of the applicant company are substantially the same as in a nonminority firm that has an overt or undisclosed ownership or investment in the company; or

c. The applicant is a wholly-owned subsidiary or affiliate of a nonminority firm.

"Conversion rights" means any agreement, option, scheme or documents that will create any rights which, if exercised, would result in less than 51% minority ownership *by the minority owners* of the business enterprise and less than dominant control by minority owners.

"Day" means any day except Saturday, Sunday and legal state holidays.

"Decertification" means the process by which a company loses its minority business certification.

"Department" or "DMBE" means the Department of Minority Business Enterprise.

"Director" means the Director of the Department of Minority Business Enterprise.

"Investment" means as follows in the following contexts: A substantial personal investment equal to at least 51% of combined financial and nonfinancial investments in the business by the minority owners. Proof of such substantial investment shall be established by producing evidence of financial investment in the business or investments in the form of capital, equipment, contribution of property, space, patents or copyrights. Contributions of personal or professional services alone shall not be considered a substantial investment; however, a contribution of such services shall receive consideration when given in conjunction with other tangible forms of investment.

The requirement of investment as defined above may be waived provided the department has determined that the business has operated in a financially successful manner under the actual managerial and operational control of the *minority owner(s)* for not less than *the two preceding years*. The department must also find that the personal or professional services of the minority owner(s) during such period are equivalent in value to the substantial personal investment otherwise required above, and the minority owner(s) have shared in the profits, salaries or income of the business in a ratio at least equal to the share(s) or

percentage of their alleged majority ownership. Nothing in this paragraph shall be deemed a waiver of any other requirement imposed by law or these regulations as a prerequisite to certification.

"Minority" means a person who is a citizen of the United States or a legal resident alien and who satisfies one or more of the following definitions:

1. "Asian Americans" means all persons having origins in any of the original peoples of the Far East, Southeast Asia, the Indian subcontinent, or the Pacific Islands, including but not limited to Japan, China, Vietnam, Korea, Samoa, Laos, Cambodia, Taiwan, Northern Marinas, the Philippines, U.S. Territory of the Pacific, India, Pakistan, Bangladesh and Sri Lanka and who are regarded as such by the community of which these persons claim to be a part.

2. "~~Blacks~~ African-Americans" means all persons having origins in ~~any of the black racial groups in~~ Africa and who are regarded as ~~such~~ *the original or indigenous people* by the community of which these persons claim to be a part.

3. "Hispanic Americans" means all persons having origins in any of the Spanish speaking peoples of Mexico, South or Central America, or the Caribbean Islands or other Spanish or Portuguese cultures and who are regarded as such by the community of which these persons claim to be a part.

4. "~~American Indians~~ Native Americans" means all persons having origins in any of the original peoples of North America and who are regarded as such in the community of which these persons claim to be a part ~~or who are recognized by a tribal organization~~.

5. "Eskimos and Aleuts" means all persons having origins in any of the peoples of Northern Canada, Greenland, Alaska, and Eastern Siberia and who are regarded as such in the community of which these persons claim to be a part.

6. "Members of other groups" means all other individuals found to be socially *and economically* disadvantaged by the United States Small Business Administration under § 8(a) of the Small Business Act (15 USC 637 (a)).

"Owned" means as follows as it relates to the following legal entities of a business enterprise:

1. In a "corporation" minority principals must own at least 51% or more of all voting stock of the corporation. Any voting agreements, voting trusts or shareholder agreements among the stockholders must not dilute the beneficial ownership, the rights or the influence of minority owners of the stock or classes of stock of the corporation.

2. In a "partnership" ~~form of business~~ the minority principals must act as general partners, own *at least 51% or more* of the partnership interest, exert *at least 51%* control among other general partners, and must have made at least 51% of the total investment.

Final Regulations

3. In a "sole proprietorship" the individual shall be a minority and own 100% of the business interest including assets, both tangible and intangible.

"*Recertification*" means the review of firms currently certified by the department to determine whether or not certification will be renewed for another two years.

"*Recertify*" means to renew certification for another two years.

"*Revoked or decertified*" means a business is no longer recognized by the department as a bona fide minority business enterprise and has been deleted from the department's certified list.

"*Site visit*" means a visit by a certification staff member to the site of an applicant or certified company for the purpose of clarifying or obtaining additional information.

7 VAC 10-20-30. Who may file a certification application.

Any for profit business enterprise that believes it meets the criteria for a minority business enterprise may file an official application with the department to be certified and included on the minority business certification list. ~~The exceptions are~~ *However*, any businesses whose investment securities are offered for sale in interstate commerce *shall be ineligible*. For example, a business whose securities are listed with the National Association of Security Dealers, American or New York Stock Exchange for the purpose of selling shares of stock or other investment securities to the general public shall be ineligible to be certified under this chapter.

7 VAC 10-20-50. Request for additional information.

In the event that information obtained in an application or site visit is unclear, *incomplete* or inconsistent, the department shall request the applicant to provide additional information or documentation to clarify the application. Any applicant who is asked to provide additional information shall be notified by the department in writing and advised of the reason for the request.

FORMS

~~Minority Business Enterprise~~ Certification/*Recertification*
(with instructions) (eff. ~~2/94~~ 7/99).



**The Virginia Department of Minority Business Enterprise
Certification/Re-Certification Application**

The Virginia Department of Minority Business Enterprise (VDMBE) is dedicated to the establishment, preservation, and strengthening of minority business enterprises throughout the Commonwealth of Virginia. Among its many activities, VDMBE provides Certification for businesses wanting the benefits of participation in the Commonwealth's minority business programs. Information obtained from the VDMBE certification process will be used in the Department's quarterly *Minority Vendors List* and the Department's website, with the intent of increasing and creating procurement opportunities for minority businesses registering with the Commonwealth of Virginia. Thank you for choosing to certify your business with the Virginia Department of Minority Business Enterprise. FOR DIRECTIONS ON COMPLETING THIS APPLICATION, PLEASE REFER TO THE ENCLOSED *INSTRUCTIONS*.

Certification #:

PLEASE FILL IN ALL INFORMATION, AS APPLICABLE, IN CLEAR PRINT OR TYPE.

PART A – GENERAL INFORMATION (Please complete all information, as applicable)

Business or Trade Name _____

Legal Business Name _____

Business Mailing Address _____

Business' Principle Location _____ Telephone Numbers:
Office: () _____
Fax: () _____
E-Mail: _____

Federal Tax Identification Number (TIN, EIN or SSN): _____

DUNS Identification Number, if available: _____

Name of Principal Owner(s): _____

If this is a Corporation, Name of Registered Agent: _____
Street Address: _____
City/State/Zip: _____
Telephone Number: _____

If this is a **RECERTIFICATION**, please check this box and **one** of the next two boxes:
 there are no changes to the previous Certification form (proceed to Part D and complete);
 changes are shown as appropriate

PART B – BUSINESS OWNERSHIP AND CONTROL (Please complete all information, as applicable)

Please indicate the legal status of your business: () Sole Proprietorship () Partnership () Corporation ('S' or 'C')
() Limited Liability Company (LLC) () Limited Liability Partnership (LLP)

If a **PARTNERSHIP** -- Total Number of Partners: _____ Number of Minority Partners: _____
Please attach proof of voting arrangements if the number of minority partners is less than 51%.

OWNERSHIP/Names of all Partners – Please indicate name and percentage of ownership of each owner and that person's ethnic identity. If additional space is needed, please attach information. **(Percentages should total 100%)**

_____	_____	_____	_____	_____	_____
Name	Ethnic Identity	Ownership %	Name	Ethnic Identity	Ownership %
_____	_____	_____	_____	_____	_____
Name	Ethnic Identity	Ownership %	Name	Ethnic Identity	Ownership %

PLEASE COMPLETE THE REMAINDER OF PART 'B', PARTS 'C', 'D' AND 'E' IN THIS APPLICATION PACKAGE

Final Regulations

THE VIRGINIA DEPARTMENT OF MINORITY BUSINESS ENTERPRISE'S
 Certification/Re-Certification Application

Page Two

PART B (Continued) – BUSINESS OWNERSHIP AND CONTROL

If a **CORPORATION** – Total Number of Outstanding Voting Shares: _____; Number of Shares Owned by Minorities: _____; Total Number of Shares Authorized: _____; Number of Directors: _____; Number of Minority Directors: _____
 _____ Preferred or Other Classes of Stock Has Been Authorized: _____ Number of Shares Issued _____ Number of Shares Held by Minorities

If applicable, please attach a copy(ies) of your authority to transact business in your respective state; for example: if your business is a Partnership, or a Corporation, you should have a *Statement of Partnership Authority, a Certificate of Partnership or Articles of Incorporation* filed with the State Corporation Commission.

Daily Management Control

Please provide the name(s) of those responsible for the day-to-day operations. (If additional space is needed, please attach information)

_____	_____	Telephone Number :	() _____
Name	Title		
_____	_____	Telephone Number:	() _____
Name	Title		

Principal Owner's Minority Type:

() Asian American () African American () Hispanic American
 () Native American () Eskimo and/or Aleut () Member of Other Group (as defined under Section 8(a) of SBA Act)

Principal Owner's Sex: () Male () Female

The named business is: (Check only one box)

INDEPENDENT or a **DIVISION** an **AFFILIATE** a **SUBSIDIARY** of the following:

 Name of Company

 Address of Company

 Contact and Phone Number

Year Established: 19____ **Date Incorporated** (if applicable): 19____ **Number of Employees:** _____

If you are certified by the Virginia Department of Transportation (VDOT), or you are certified as an SBA 8(a) firm by the United States Small Business Administration, please indicate: my business is **certified with VDOT** () ; my business is **SBA 8(a) certified** ()
 (Please attach a copy of your VDOT or SBA 8(a) Certification Letter or Certificate)

Names of any other certifications held by this business. If additional space is needed, please attach the information.

 Type/Source of Certification

 Type/Source of Certification

PART C – BUSINESS PRODUCT, SERVICES, MARKETING AREA AND ANNUAL SALES

Type of Business:

() Broker () Construction () Manufacturer/Producer () Regular Dealer
 () Research and Development () Service Establishment () Surplus Dealer () Other _____

Description of Product Line/Service

(Provide Key Words associated with the product or service, as well as applicable Standard Industrial Classification (SIC Codes), the North American Industrial Classification System (NAICS), and/or Commonwealth of Virginia's Commodity Classification Code.) (If you do not know what Codes apply to your company, Code number(s) will be assigned by the VDMBE.)

Primary Product Line/Service	SIC Code Number/NAICS	Commodity Code Number
(Please identify only one; you may attach any applicable Product/Service literature or brochure)		

--	--	--

Secondary Product/Service	SIC Code Number /NAICS	Commodity Code Number
----------------------------------	-------------------------------	------------------------------

--	--	--

PLEASE COMPLETE THE REMAINDER OF PART 'C', AND PARTS 'D' AND 'E' IN THIS APPLICATION PACKAGE

THE VIRGINIA DEPARTMENT OF MINORITY BUSINESS ENTERPRISE'S
Certification/Re-Certification Application

Page Three

PART C (Continued) --

Geographic Marketing Area(s):
() Central Virginia () Eastern Shore/Tidewater Virginia () Northern Virginia () Southwest Virginia
() Exporter () Nationwide () Out of State () Statewide

Any previous business with the Commonwealth of Virginia? () Yes
If yes, please identify the agency: _____
Date of previous business: _____

Net Sales/Earnings (last two years) 19__ \$ _____; 19__ \$ _____ (if applicable, please attach copies of last two years of filed tax returns)

Annual Sales (last two years if available): 19__ \$ _____; 19__ \$ _____

PART D – REQUEST FOR EXEMPTION OF CERTIFICATION INFORMATION FROM DISCLOSURE UNDER THE
VIRGINIA FREEDOM OF INFORMATION ACT

The *Virginia Public Procurement Act* allows for the exemption of certain information from public disclosure. Under the Freedom of Information Act, an applicant must request the exemption(s) in writing in order that certain information such as financial statements, and confidential proprietary information or trade secrets (patent information) can be withheld from public view. Public disclosure can be accomplished by completing the *Exemption Disclosure Request* provided below.

Note: EXEMPTION CANNOT BE ACKNOWLEDGED WITHOUT A COMPLETED *EXEMPTION DISCLOSURE REQUEST*. IF YOU ARE NOT REQUESTING EXEMPTION, YOU MUST STILL CHECK THE APPROPRIATE BOX. Indicating that an entire file is to be exempted is not adequate and will not protect your information from being disclosed.

EXEMPTION DISCLOSURE REQUEST

[] NO EXEMPTION IS REQUESTED. (Please check here, and proceed to *Part E* of this Application.)

[] EXEMPTION IS REQUESTED in submission of certain information for consideration of certification,

_____ of _____
Applicant's Name Company's Name

hereby invokes the protection of Sec. 11-51(D) of the Code of Virginia (*Virginia Public Procurement Act*) and requests exemption(s) of the following described information and/or materials from public disclosure:

The reason(s) such protection is necessary: _____

An authorized officer of the company must sign this request.

Signature of Authorized Official _____ Date _____
Printed Name and Title _____ Business Street Address _____
Business Telephone Number _____ City/State/Zip Code _____
Signature of Business Owner _____ Date _____

PLEASE COMPLETE PART 'E' OF THIS APPLICATION PACKAGE – SEE PAGE '4' FOR MAILING INSTRUCTIONS

Final Regulations

THE VIRGINIA DEPARTMENT OF MINORITY BUSINESS ENTERPRISE'S Certification/Re-Certification Application

Page Four

PART E – DEBARMENT AND ACKNOWLEDGEMENT AFFIDAVIT

Debarment Certification: I certify that information supplied herein is correct and that neither the applicant nor any principal or officer so far as known is now debarred or otherwise declared ineligible by any agency of the Commonwealth of Virginia from making offers for furnishing materials, supplies or services to the Commonwealth of Virginia or any agency thereof.

I do solemnly declare and affirm under the penalties of perjury that the contents of the foregoing statements are true and correct and include all information necessary to identify and explain the operation of:

Name of Firm: _____

as well as the ownership thereof. The undersigned, in addition, swears or affirms that the above named firm is a *bona fide* minority business enterprise which is *majority* owned and controlled by one or more minorities or other qualified person who exercise independent day-to-day management.

I agree to notify the Virginia Department of Minority Business Enterprise within thirty days of any change in the ownership, control, management or status as on-going minority business concern.

I understand that any material misrepresentation or failure to notify the Department of changes as stipulated above will be grounds for denial or revocation of certification and initiation of action under Federal or State laws concerning falsely sworn statements.

Any company seeking certification with the Commonwealth of Virginia's Department of Minority Business Enterprise must execute a notarized affidavit stating this business is owned and controlled by a minority group member(s) and understands additional information may be requested. *Minority, Minority Business Enterprise and Member of Other Groups are defined within this application package and its accompanying instructions.*

Signature _____ Title _____

Print Name(s) _____ Date _____

If a corporation, please imprint corporate seal where appropriate: _____



City/County of _____ State _____

NOTARY

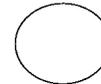
Commonwealth/State of _____

City/County of _____

Subscribed and Sworn before me this _____ day of _____, 19 _____

Notary Public _____

My Commission expires _____, 19 _____



NOTE: THE PENALTY FOR OBTAINING CERTIFICATION AS A MINORITY BUSINESS ENTERPRISE BY DECEPTION IS A CLASS 1 MISDEMEANOR IN THE COMMONWEALTH OF VIRGINIA, PUNISHABLE BY CONFINEMENT IN JAIL FOR NOT MORE THAN TWELVE MONTHS AND/OR A FINE OF NOT MORE THAN \$1,000. (Section 18.2-11, Code of Virginia)

Mailing/Submission Instructions:

THE VIRGINIA DEPARTMENT OF MINORITY BUSINESS ENTERPRISE CAN NOT PROCESS FAXED CERTIFICATION APPLICATIONS – All applications must be either mailed or delivered to:

The VIRGINIA DEPARTMENT OF MINORITY BUSINESS ENTERPRISE
200-202 NORTH NINTH STREET – 11TH FLOOR
RICHMOND, VIRGINIA 23219
(804)786-5560

VIRGINIA DEPARTMENT OF MINORITY BUSINESS ENTERPRISE'S
Certification-Recertification Application

THE VIRGINIA DEPARTMENT OF MINORITY BUSINESS ENTERPRISE'S
Certification-Recertification Application
For In-Office Use Only

Insert

Insert

Site Visit Form

Assigned to: _____
 Agency Representative (VDMBE) _____

Requested by: _____
 Name of Agency/Organization/Other _____
 Street Address _____
 City/State/Zip _____
 Phone # _____

_____ Site Visit

Information

Name of Firm: _____
 Contact's Name: _____
 Address: _____
 City: _____ State: _____ Zip: _____
 Telephone: _____

Date of Site Visit: _____ Date of Report: _____

Results of Visit/Comments:

Are there attachments: Yes No

Date Application Received: _____ Application Received by (please include first initial and full last name): _____

Date Application Process Began: _____ Date Application Reviewed: _____

Name of Reviewer (first initial and full last name): _____

Was Site Visit Conducted () Yes () No
 If Yes, Date of Site Visit: _____
 (Please attach all Site Visit notes)

Date Application Process Completed: _____

Application Approved: () Yes

Please note reason(s) for Approval below.

Application is Denied: () Yes

(Please note reason(s) for denial below, or attach any supporting notes/documentation)

Date Application/File Automated: _____ Application/File Entered in System by (name): _____

Cert-App/Frm 7/1999

Revised 7/99

Linda's picture

Linda Byrd-Hadden, Director

WELCOME

The Virginia Department of Minority Business Enterprise (VDMBE) is dedicated to the establishment, preservation, and strengthening of minority business enterprises throughout the Commonwealth of Virginia. Established in 1972 as the State Office of Minority Business Enterprise within the Office of the Governor, it was reorganized into a separate Department by the General Assembly in 1975.

Among its many activities, VDMBE provides for the Certification of those businesses that wish to achieve the benefits of participation in the Commonwealth's minority business programs. The most important of these programs are designed to open doors to state and local government contracting opportunities by assuring that a contractor is a *bonafide* minority owned business. Other programs include management and technical assistance on an individual or group basis, as well as a variety of educational, training, marketing and outreach programs. While programs sponsored by VDMBE are open to all firms, *Certified Firms* are targeted, contacted directly, and, as appropriate, given priority status for receiving services offered by the Department.

Agencies of the Commonwealth are encouraged to use an affirmative outreach program that includes solicitation to minority businesses selected from those which are certified by VDMBE. While other entities may also provide recognition of minority firms, only state agencies and many local governments recognize those firms certified by the Commonwealth of Virginia and its Department of Minority Business Enterprise.

A report on the number of solicitations and contracts awarded to minority businesses is reported annually to the Governor of Virginia, the General Assembly, and each state agency. VDMBE reviews these annual lists and compares them with previous years to assess the effectiveness of an agency's outreach program. If you and your business are interested in participating in this targeted program for minority businesses, please complete and return the enclosed Application for Certification by a Minority Business Enterprise. If you need assistance in completing the document, please call us at (804) 786-5560.

It is the policy of the Virginia Department of Minority Business Enterprise to work with any business, enterprise or firm seeking to participate in the certification process. While the Department can only certify firms on the basis of an identifiable ethnic identity, as set forth in the statute, any firm seeking assistance will be guided to an agency or organization able to assist them to the best ability of the Department and its staff.

COMMONWEALTH OF VIRGINIA

*The Virginia Department of
Minority Business Enterprise
Advocate for the Minority and Disadvantaged Business Community*

Minority Business Certification Application Instructions

The DEPARTMENT OF MINORITY BUSINESS ENTERPRISE
Advocate for the Minority and Disadvantaged Business Community

200 - 202 North Ninth Street
Richmond, Virginia 23219
(804) 786-5560/(804) 371-7359 (Fax)

The VIRGINIA DEPARTMENT OF MINORITY BUSINESS ENTERPRISE'S CERTIFICATION Program and Benefits

The Virginia Department of Minority Business Enterprise's *Certification* program manages the Commonwealth's Minority Certification Program for Minority and Disadvantaged Business Enterprises (MBEs/DBEs). This program is a simple, low-documentation application process which assures that a vendor is a *bonafide* minority owned and controlled entity. The primary purpose of Certification is to identify and then list in an automated directory MBE/DBE firms which have successfully completed the application process. The department's automated directory of certified firms is regularly distributed and marketed to government and private sector procurement officials — primarily in, but not limited to Virginia, Maryland, Washington, DC, and North Carolina — looking to procure goods and services from MBE/DBE firms.

Whether an MBE/DBE firm is new or existing, VDMBE works aggressively to encourage, promote, and increase contracting opportunities for all firms choosing to participate in the agency's Certification program. Other benefits of Certification are:

- ◊ Access to bid/contracting opportunities targeted to MBE/DBEs;
- ◊ Increased opportunities for subcontracting and joint ventures with other MBEs;
- ◊ Access to analysts who can provide advocacy and outreach business development services for targeted MBEs/DBEs.

The Certification division distributes the department's Certification Package, which includes a VDMBE Certification Application and resource information for starting and owning a business in Virginia.

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4
I. INSTRUCTIONS for the Virginia Department of Minority Business Enterprise's Certification/ Re-Certification Application

Part A -- General Information
All of the information requested in Part A must be completed whether a firm is seeking Certification or Re-Certification.

Business or Trade Name

Assumed or Fictitious Business Name

This is how your business, enterprise, or firm will be listed in the directory and the records of the Virginia Department of Minority Business Enterprise. The Business or Trade Name is not necessarily the same as the legal or corporate name of your firm. As an example, James Doe, as a sole proprietor, may be doing business as Jim's Paint and Decorator-Service. James Doe would be listed with the department as Jim's Paint and Decorator.

If the business is conducted in Virginia under a name other than the legal business name, an assumed or fictitious name certificate must be filed in the office of the Clerk of the Court in each county or city where business is to be conducted. In addition, if the entity is a limited partnership, a limited liability company, or a corporation, it must obtain a copy of each fictitious name certificate, attested by the Clerk of the Circuit Court where the original was filed and file it with the Clerk of the State Corporation Commission. A copy of the attested certificate must also be filed with this application.

Legal Business Name

This is the name in which the business, enterprise, or firm is owned. If the business is a corporation, it would be the corporate name registered with the State Corporation Commission (SCC). If it is a Virginia corporation. If the business, enterprise or firm is a partnership, it would be the partnership name if it is a registered partnership and possesses a Federal Tax Identification Number (TIN). If the business is an informal partnership, it would be the names of the partners followed by "d/b/a"; for example, Richard Adams, James Doe, William Roe d/b/a "ADR Consultants". If the business, enterprise or firm is a sole proprietorship, it would be the name of the individual who owns and operates the business. If the business is conducted in a name other than the legal business name, be sure to comply with the provisions regarding Assumed or Fictitious Business Names.

Business Mailing Address

For most businesses, enterprises, or firms the business mailing address is the same as the location of the business. Some entities may have several locations; in that case, it would be the headquarters address or the place where the principal executives function or work.

Principle Place of Business Address in Virginia

This would be the address from which most of the business in Virginia is conducted if it is different from the business mailing address.

Name of the Owner, Chief Executive Officer, or Managing Partner

This should be the name of the person responsible for the daily operations and control of the business, enterprise or firm.

Re-Certification

Please indicate if this is a Re-Certification application by checking the first box and *one* of the next two boxes to indicate if any changes have been made to the previous information filed with the Department.

Instructions Continued:

Part B -- Business Ownership and Control

Principle Owner's Racial/Minority Type

For the purpose of this program, the VDMBE can only certify firms on the basis of an identifiable ethnic identity as set forth in the statute. (Please see *Definitions*, Section II of this package)

Principle Owner's Sex

Please identify the sex of the principle owner.

Business Organization

Please check the appropriate box indicating whether your business, enterprise, or firm is a Sole Proprietorship, a Partnership, a Corporation, Limited Liability Company, or a Limited Liability Partnership.

If the business is a **CORPORATION**, please note the total number of outstanding voting shares, the number of shares owned by minorities, the number of shares authorized, the total number of directors and number of minority directors. Also, please provide the name, address, and telephone number of the Registered Agent.

If Preferred Stock or other classes of stock, including rights, warrants, options and convertible debentures, have been authorized, please check the box and show the number of shares, if any, that have been issued and the number of shares held by minorities. Please be sure to attach the provisions of your Articles, By-Laws, and Resolutions authorizing their issuance. Be sure to include provisions controlling their exercise or conversion. For further information, please contact the Department regarding the impact these securities may have on your application for certification.

If the business is a **PARTNERSHIP**, please provide evidence of voting arrangements if the number of minority partners is less than 51%. If the number of minority partners is 51% or more, please indicate if there are any circumstances whereby they would not have voting control over the partnership if all of the minority partners acted together.

OWNERSHIP/Names of all Partners

Please indicate the percentage of ownership held by each owner and that person's ethnic identity. Percentages should total 100%.

Daily Management and Control

Please provide the names of those individuals who are responsible for the day-to-day operations, major business decisions, and the hiring and firing of personnel.

Please indicate if the business is independent. If the business is a division, an affiliate, or a subsidiary of another entity, please give the entity's name, address and a telephone number.

Note: business owners may be asked to provide copies of LLC Agreements, Articles of Incorporation, By-Laws, Stock and Operating Agreements, and other documents used by the Department in determining the ownership and operating control of any business enterprise seeking certification. The Department requires this information with the Certification Application if the applicant feels it may expedite the certification process; however, this is not required unless requested by the Department.

Year Established/Date Incorporated

This is the year the business, enterprise or firm was established as a recognized and functioning entity. In the case of a corporation, that is generally the year of incorporation. If the business was incorporated *after* it was originally established, please indicate the year.

Instructions Continued:

Number of Employees

The Number of Employees refers to the number of persons who are salaried or to whom the entity issued a W-2 tax form. It does not include independent contractors as the Internal Revenue Service defines that term.

Recognition of Other Certification Programs

If you are certified by the Virginia Department of Transportation (VDOT) under their Disadvantaged and Women Owned Business Enterprise Program, please attach a copy of the certification. Or, if you are certified as an SBA 8(a) firm by the United States Small Business Administration, please attach a copy of the certification letter.

Part C – BUSINESS PRODUCT, SERVICE, MARKETING AREA AND ANNUAL SALES

Type of Business/Service

If your business, enterprise or firm is generally identified by providing a specific type of service please indicate in the space provided.

Product Line/Service

Please indicate the service or product that your business, enterprise or firm offers by Standard Industrial Classification (SIC), the North American Industrial Classification System (NAICS) and the Commonwealth of Virginia's Commodity Classification Code. If you are unfamiliar with these code systems, choose a category and further define it in your own words; use the "key words" associated with the product or service and, if possible, include a copy of any literature or brochure that you use.

While some firms do engage in a number of different businesses, it is important that you identify your main or principle business activity. You may also choose a secondary product/service.

Note: Buyers are reluctant to do business with an entity that cannot define with some precision what they offer. If you are organized as a corporation with a holding company which owns more than one subsidiary that is engaged in several activities, it would probably be best to certify each subsidiary.

Geographic Marketing Areas

Please indicate the area in which you do most of your business. If your business, enterprise or firm does business in several counties, the entire Commonwealth of Virginia or additional states, please indicate by checking the appropriate space.

Previous Business Experience with the Commonwealth of Virginia

If you have done business with the Commonwealth of Virginia, please indicate the agency or agencies, and the date service was provided. If the name under which previous business was done is different than the one shown here, please provide that name and the EIN or TIN associated with it.

Annual Sales

Annual Sales refers to the gross amount of receipts the business, enterprise, or firm received in any one taxable year. The Virginia Department of Minority Business Enterprise seeks information on the past three years for statistical purposes only.

Part D – Request for Exemption of Certification Information

The Virginia Public Procurement Act allows for the exemption of certain information from public disclosure. Under the Freedom of Information Act, an applicant must request the exemption(s) in writing in order that certain information such as financial statements, and confidential proprietary information or trade secrets (patent information) can be withheld from public view. If you are requesting exemption of certain information from your Certification Application, please complete the Exemption Disclosure Request provided on your Certification Application form. **EXEMPTION CANNOT BE ACKNOWLEDGED WITHOUT A COMPLETED EXEMPTION DISCLOSURE FORM.**

Instructions Continued:

Part D – Exemption of Certification Information Continued

Indicating that an entire file is to be exempted is not adequate and will not protect your information from being disclosed. If you are not requesting Exemptions, you must still check the appropriate box on the Certification Application Form.

Part E – Debarment and Acknowledgement Affidavit

Please read carefully the Debarment Certification section, indicate the name of the applying firm, and acknowledge that the information given on this application is accurate by signing the name of applicant.

All applications must be notarized when submitted. Applications not subscribed and sworn by a Notary Public are considered incomplete and will be returned to the applicant.

Note: the penalty for obtaining certification as a minority business enterprise by deception is a Class 1 Misdemeanor in the Commonwealth of Virginia, punishable by confinement in jail for not more than twelve months and/or a Fine of not more than \$1,000. (Section 18.2-11, Code of Virginia)

THE VIRGINIA DEPARTMENT OF MINORITY BUSINESS ENTERPRISE CAN NOT PROCESS FAXED CERTIFICATION APPLICATIONS. All applications must be either mailed or delivered to:

The Virginia Department of Minority
Business Enterprise
200-202 North Ninth Street – 1st Floor
Richmond, VA 23219
(804) 786-5560

II. a) DEFINITIONS

For purposes of the Virginia Department of Minority Business Enterprise's program, the following definitions apply:

"Minority business enterprise" means a business enterprise that is owned and controlled by one or more socially and economically disadvantaged persons. Such disadvantage may arise from cultural, racial, ethnic, chronic economic circumstances or background or other similar cause. Such persons include, but are not limited to African Americans, Hispanic Americans, Asian Americans, Native American, Eskimos, and Aleuts. (Sec. 2.1-64.32:1 of the Code of Virginia)

"Minority" means a person who is a citizen of the United States or a legal resident alien and who satisfies one or more of the following definitions:

1. "Asian Americans" means all persons having origins in any of the original peoples of the Far East, Southeast Asia, the Indian subcontinent, or the Pacific Islands including but not limited to Japan, China, Vietnam, Korea, Laos, Cambodia, Taiwan, northern Marianas, the Philippines, U. S. territory of the Pacific, India, Pakistan, Bangladesh and Sri Lanka, and who are regarded as such by the community of which these persons claim to be a part.
2. "African Americans" means all persons having origins in any of the original peoples of Africa and who are regarded as such by the community of which these persons claim to be a part.
3. "Hispanic Americans" means all persons having origins in any of the Spanish speaking peoples of Mexico, South or Central America, or the Caribbean Islands or other Spanish or Portuguese cultures, and who are regarded as such by the community of which these persons claim to be a part.
4. "Native Americans" means all persons having origins in any of the original peoples of North America and who are regarded as such by the community of which these persons claim to be a part or who are recognized by a tribal organization.
5. "Eskimos and Aleuts" means all persons having origins in any of Northern Canada, Greenland, Alaska, and Eastern Siberia, and who are regarded as such in the community of which these persons claim to be a part.
6. "Members of other groups" means all other individuals found to be socially and economically disadvantaged by the United States Small Business Administration under Section 8(a) of the Small Business Act (15USC637(a)). (VR486-01-02; Sept 9, 1992)

II. b) CHECKLIST for CERTIFICATION

CHECKLIST OF INFORMATION TO BE INCLUDED WITH THE APPLICATION FOR CERTIFICATION

Please include the following information with your application. If an item is not applicable to your application, please check the [N/A] box. If your business, enterprise, or firm is a corporation, please be sure that your certificate is current and up-to-date. The Department of Minority Business Enterprise cannot certify a corporation if the Certificate of Incorporation is not current or has lapsed.

Y	N/A	
<input type="checkbox"/>	<input type="checkbox"/>	Resumes of principals, partners, sole proprietor and key employees
<input type="checkbox"/>	<input type="checkbox"/>	Articles of Incorporation
<input type="checkbox"/>	<input type="checkbox"/>	By-Laws of the Corporation
<input type="checkbox"/>	<input type="checkbox"/>	Certificate of Incorporation
<input type="checkbox"/>	<input type="checkbox"/>	IRS Tax Identification Number Form (SS-4)
<input type="checkbox"/>	<input type="checkbox"/>	Certificate of Fictitious Name
<input type="checkbox"/>	<input type="checkbox"/>	Business or Professional License(s)
<input type="checkbox"/>	<input type="checkbox"/>	Stock Transfer Ledger
<input type="checkbox"/>	<input type="checkbox"/>	Stock Agreements including Option Agreements
<input type="checkbox"/>	<input type="checkbox"/>	Stockholders List
<input type="checkbox"/>	<input type="checkbox"/>	Buyout Agreements
<input type="checkbox"/>	<input type="checkbox"/>	Profit Sharing Agreements
<input type="checkbox"/>	<input type="checkbox"/>	Loan Agreements and Conversion Agreements
<input type="checkbox"/>	<input type="checkbox"/>	List of the Members of the Board of Directors
<input type="checkbox"/>	<input type="checkbox"/>	Proof of protected class membership such as birth certificate, driver's license, passport, or INS documentation.

III. COMPLIANCE AND ENFORCEMENT

COMPLIANCE

Approval or denial of certification is determined by procedures set forth in the Regulations. In the case of denial of certification, an applicant may appeal the decision which will be heard, first, by an informal hearing committee, and, if the denial is upheld, may be reheard upon petition, by a hearing officer designated by the Executive Secretary of the Virginia Supreme Court. Further review may be taken in the Courts of the Commonwealth of Virginia as provided by law.

While many applications for certification are readily approved on the basis of the initial application, additional information is sometimes requested. Site visits are also performed on both a random basis and when the Virginia Department of Minority Business Enterprise needs to assess operational issues.

Compliance with the terms of the application, including requests for additional information and cooperation with site visits, is important for continued participation in the certification program. Any failure to comply could lead to either denial or de-certification under the regulations.

Any business, enterprise, or firm, which is unsure about its status or whether it would qualify for certification, should feel free to contact the department. There is no charge for any of the services of the department and no prejudice will be attached to any firm seeking guidance on how it may come into compliance as to issues of ownership, control, or operations.

ENFORCEMENT

The "Regulation to Govern the Certification of Minority Business Enterprise" (VR 486-01-02) states "*Any applicant that knowingly provides false or misleading information on his application or in supporting documentation shall be automatically denied certification and shall be prohibited from reapplying for certification for a period of two years.*"

Any business, enterprise or firm submitting a falsely sworn affidavit to obtain minority business certification will be prosecuted to the full extent of the law. The penalty for obtaining a certification as a minority business enterprise by deception is a *Class 1 Misdemeanor* in the Commonwealth of Virginia, punishable by confinement in jail for not more than 12 months and/or a Fine of not more than \$1,000. (Sec. 18.2-11 of the Code of Virginia)

Any change in the status of a certified firm must be reported to the Department of Minority Business Enterprise within 30 days of such change. Failure to notify the department may result in revocation or de-certification of the firm. Since the regulations do not provide for temporary suspension of certification, any revocation or de-certification would require an enterprise to submit a new application. A new submission does not entail prejudice resulting from the revocation or de-certification as resulting from change of status.

VA.R. Doc. No. R99-259; Filed July 28, 1999, 3:18 p.m.

Final Regulations

TITLE 12. HEALTH

DEPARTMENT OF MEDICAL ASSISTANCE SERVICES

REGISTRAR'S NOTICE: The agency is claiming an exemption from the Administrative Process Act in accordance with § 9-6.14:4.1 C 4 (a) of the Code of Virginia, which excludes regulations that are necessary to conform to changes in Virginia statutory law where no agency discretion is involved. The Department of Medical Assistance Services will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision.

Title of Regulation: 12 VAC 30-50-10 et seq. Amount, Duration and Scope of Medical and Remedial Care Services: Preventive Services (amending 12 VAC 30-50-220).

Statutory Authority: § 32.1-325 of the Code of Virginia.

Effective Date: October 1, 1999.

Summary:

This technical amendment to the State Plan for Medical Assistance conforms the Plan to the current Guidelines for Perinatal Care, i.e., standards of care prepared by the American Academy of Pediatrics and the American College of Obstetricians and Gynecologists. The sections removed from the state plan contain specific perinatal care requirements taken from the 3rd edition of the Guidelines, rather than the current version (4th edition).

Agency Contact: Copies of the regulation may be obtained from Vicki Simmons, Regulatory Coordinator, Department of Medical Assistance Services, 600 East Broad Street, Suite 1300, Richmond, VA 23219, telephone (804) 371-8850.

12 VAC 30-50-220. Other diagnostic, screening, preventive, and rehabilitative services, i.e., other than those provided elsewhere in this plan.

A. Diagnostic services are provided but only when necessary to confirm a diagnosis.

B. Screening services.

1. Screening mammograms for the female recipient population aged 35 and over shall be covered, consistent with the guidelines published by the American Cancer Society.
2. Screening PSA (prostate specific antigen) and the related DRE (digital rectal examination) for males shall be covered, consistent with the guidelines published by the American Cancer Society.
3. Screening Pap smears shall be covered annually for females, consistent with the guidelines published by the American Cancer Society.

C. Maternity length of stay and early discharge.

1. If the mother and newborn, or the newborn alone, are discharged earlier than 48 hours after the day of delivery, DMAS will cover one early discharge follow-up visit as recommended by the physicians in accordance with and as indicated by the "Guidelines for Perinatal Care", 4th Edition, August 1997, as developed by the American Academy of Pediatrics and the American College of Obstetricians and Gynecologists (1992). The mother and newborn, or the newborn alone if the mother has not been discharged, must meet the criteria for early discharge to be eligible for the early discharge follow-up visit. This early discharge follow-up visit does not affect or apply to any usual postpartum or well-baby care or any other covered care to which the mother or newborn is entitled; it is tied directly to an early discharge. The criteria for an early discharge are as follows:

a. Discharge criteria for early discharge of mother.

~~(1) Uncomplicated vaginal, full-term delivery following a normal antepartum course;~~

~~(2) Postpartum observation has sufficiently documented a stable course, including the following observations:~~

~~(a) Vital signs are stable;~~

~~(b) Uterine fundus is firm, bleeding (lochia) is controlled, of normal amount and color;~~

~~(c) Hemoglobin is greater than eight, hematocrit is greater than or equal to 24 and estimated blood loss is not greater than 500 cc or blood loss does not result in the patient being symptomatic for anemia, i.e., lightheadedness, syncope, tachycardia, or shortness of breath;~~

~~(d) Episiotomy/repaiored laceration is not inflamed and there is no evidence of infection or hematoma;~~

~~(e) Tolerating prescribed diet post delivery;~~

~~(f) Voiding without difficulty and passing flatus. Bowel sounds present; and~~

~~(g) If not previously obtained, ABO and Rh typing must be done and, if indicated, the appropriate amount of Rho(D) immunoglobulin must be administered.~~

b. Discharge criteria for early discharge of infant. ~~The newborn must be deemed normal by physical examination and stable meeting the following criteria:~~

~~(1) Term delivery and weight is considered normal;~~

~~(2) Infant is able to maintain a stable body temperature under normal conditions;~~

~~(3) Infant is able to take and tolerate feedings by mouth and demonstrates normal sucking and swallowing reflexes;~~

(4) Laboratory data must be reviewed to include:

(a) ~~Maternal testing for syphilis and hepatitis B surface antigen;~~

(b) ~~Cord or infant blood type and direct Coombs test (if the mother is Rho(D) negative, or is type O, or if screening has not been performed for maternal antibodies);~~

(c) ~~Hemoglobin or hematocrit and blood glucose determinations, as clinically indicated; and~~

(d) ~~Any screening tests required by law.~~

(5) ~~Initial hepatitis B vaccine must be administered in accordance with the time requirements in the current Recommended Childhood Immunization Schedule developed by the Advisory Committee on Immunization Practices under the requirements of § 1905(r)(1) of the Social Security Act (42 USC § 1396 d).~~

c. ~~Discharge criteria for early discharge of mother and infant.~~

(1) ~~Family members or other support persons must be available to the mother for the first few days following discharge;~~

(2) ~~The mother or caretaker has demonstrated the ability to care for her infant, including feeding, bathing, cord care, diapering, body temperature assessment, and measurement with a thermometer;~~

(3) ~~The mother or caretaker has been taught basic assessment skills, including neonatal well-being and recognition of illness. She verbalizes understanding of possible complications and has been instructed to notify the appropriate practitioner as necessary; and~~

(4) ~~A physician-directed source of continuing medical care for both mother and baby must be identified and arrangements made for the baby to be examined within 48 hours of discharge.~~

2. The early discharge follow-up visit must be provided as directed by a physician. The physician may coordinate with the provider of his choice to provide the early discharge follow-up visit, within the following limitations. Qualified providers are those hospitals, physicians, nurse midwives, nurse practitioners, federally qualified health clinics, rural health clinics, and health departments clinics that are enrolled as Medicaid providers and are qualified by the appropriate state authority for delivery of the service. The staff providing the follow-up visit, at a minimum, must be a registered nurse having training and experience in maternal and child health. The visit must be provided within 48 hours of discharge.

3. The visit must include, at a minimum, the following:

a. ~~Maternal assessment must include, but is not limited to:~~

(1) ~~Vital signs;~~

(2) ~~Assessment of lochia, height and firmness of the uterus;~~

(3) ~~Assessment of the episiotomy, if applicable;~~

(4) ~~Assessment for and of hemorrhoids;~~

(5) ~~Assessment of bowel and bladder function;~~

(6) ~~Assessment of the breasts, especially the nipples if the mother is breast feeding. Assessment of the mother's understanding of breast/nipple care and understanding of proper care;~~

(7) ~~Assessment of eating habits for nutritional balance, stressing good nutrition especially in the breast feeding mother;~~

(8) ~~Assessment for signs and symptoms of anemia and, if present, notification of the responsible physician for further instructions;~~

(9) ~~Confirmation that the mother has an appointment for a six-week postpartum check-up; and~~

(10) ~~Identification of the need for and make referrals to the appropriate resources for identified medical, social, and nutritional concerns and needs.~~

b. ~~Newborn assessment must include, but is not limited to:~~

(1) ~~Vital signs;~~

(2) ~~Weight;~~

(3) ~~Examination of the umbilical cord and circumcision, if applicable;~~

(4) ~~Assessment of hydration status;~~

(5) ~~Evaluation of acceptance and tolerance of feedings, including the frequency of feeds and the amount taken each feed. If possible, observation of the mother or caretaker feeding the infant for technique assessment;~~

(6) ~~Assessment of bowel and bladder function;~~

(7) ~~Assessment of skin coloration; if the infant demonstrates any degree of jaundice, notification of the physician for further instruction. If infant is pale, mottled, lethargic, or with poor muscle tone, immediate notification of the physician for further instruction;~~

(8) ~~Assessment of infant behavior, sleep/wake patterns;~~

(9) ~~Assessment of the quality of mother/infant interaction, bonding;~~

(10) ~~Blood samples for lab work, or a urine sample as directed by state law, physician, or clinical judgment;~~

Final Regulations

~~(11) Confirmation that the infant has an appointment for routine two-week check-up;~~

~~(12) Discussion with the mother or caretaker planning for health maintenance, including preventive care, periodic evaluations, immunizations, signs and symptoms of physical change requiring immediate attention, and emergency services available; and~~

~~(13) Identification of the need for and make referrals to any other existing appropriate resources for identified medical, social and nutritional concerns and needs.~~

DOCUMENTS INCORPORATED BY REFERENCE

Diagnostic and Statistical Manual of Mental Disorders-III-R (DSM-III-R).

Length of Stay by Diagnosis and Operation, Southern Region, 1996, HCIA, Inc.

Guidelines for Perinatal Care, 4th Edition, August 1997, American Academy of Pediatrics and the American College of Obstetricians and Gynecologists.

VA.R. Doc. No. R99-260; Filed July 30, 1999, 11:30 a.m.

TITLE 19. PUBLIC SAFETY

DEPARTMENT OF STATE POLICE

Title of Regulation: 19 VAC 30-70-10 et seq. **Motor Vehicle Safety Inspection Rules and Regulations (amending Appendix A).**

Statutory Authority: § 46.2-1165 of the Code of Virginia.

Effective Date: July 29, 1999.

Summary:

Appendix A of this regulation is issued as a Proclamation by the Governor of the Commonwealth of Virginia which describes the requirements for inspection of motor vehicles, trailers or semi-trailers which operate over the streets and highways of Virginia. The following Proclamation replaces the one that became effective May 29, 1998.

Agency Contact: Jerry S. Conner, Major, Deputy Director, Bureau of Administrative and Support Services, Department of State Police, 7700 Midlothian Turnpike, Richmond, VA 23225, telephone (804) 674-2060.

APPENDIX A. GOVERNOR'S PROCLAMATION

The successful carrying out of the Virginia traffic safety program is dependent to a large extent upon the proper mechanical maintenance of motor vehicles, trailers or semi-trailers which operate over the streets and highways of Virginia.

Motor vehicles, trailers or semi-trailers inspected under this Proclamation which continue to be registered in and operated upon the highways of this Commonwealth shall be reinspected within twelve months from each month of inspection thereafter. Any motor vehicle, trailer or semi-trailer presently being operated in Virginia which bears a current inspection sticker as of the date of this proclamation shall not be required to be reinspected pursuant to this Proclamation until the current twelve-month period has expired.

The owner or operator of a motor vehicle, trailer, or semi-trailer subject to this Proclamation shall submit the same to an official inspection station for inspection before operating such motor vehicle, trailer or semi-trailer upon the highways of Virginia, except as follows:

1. Four-wheel vehicles weighing less than 500 pounds and having less than 6 horsepower;
2. Trailers not equipped with brakes;
3. Motor vehicles defined under Section 46.2-100 of the Code of Virginia as an antique motor vehicle and licensed as an antique motor vehicle pursuant to the provisions of Section 46.2-730 of the Code;
4. Any motor vehicle, trailer or semi-trailer which is outside of the Commonwealth of Virginia at the time its inspection expires may be returned to the owner's or operator's place of residence or the owner's legal place of business in the State before it will be required to be submitted for a reinspection;

In addition, any truck, tractor truck, trailer or semi-trailer which is outside of the Commonwealth of Virginia at the time its inspection expires may be operated (i) from a point outside the Commonwealth to the place where such vehicle is kept or garaged within the Commonwealth or (ii) to a destination within the Commonwealth where such vehicle will be (a) unloaded within twenty-four hours of entering the Commonwealth, (b) inspected within such twenty-four hour period, and (c) after being unloaded, will be operated only to an inspection station or to the place where it is kept or garaged within the Commonwealth;

5. Motor vehicles owned and operated by persons on active duty with the United States Armed Forces, who are Virginia residents stationed outside of Virginia at the time its inspection expires, may operate such vehicle on the highways of the Commonwealth while on leave, provided such vehicle displays a valid inspection sticker issued by another state and not be in violation of Section 46.2-1157 of the Code of Virginia;

6. New motor vehicles, new trailers or new semi-trailers may be operated upon the highways of Virginia for the purpose of delivery from the place of manufacture to the dealer's or distributor's designated place of business, or between places of business if such manufacturer, dealer or distributor has more than one place of business, without being inspected; dealers or distributors may take delivery and operate upon the

highways of Virginia new motor vehicles, new trailers or new semi-trailers from another dealer or distributor provided a motor vehicle, trailer or semi-trailer shall not be considered new if driven upon the highways for any purpose other than the delivery of the vehicle.

7. New motor vehicles, new trailers or new semi-trailers bearing a manufacturer's license may be operated for test purposes by the manufacturer without an inspection;

8. Motor vehicles, trailers or semi-trailers may be operated for test purposes by a certified inspector without an inspection during the performance of an official inspection;

9. New motor vehicles, new trailers or new semi-trailers may be operated upon the highways of Virginia over the most direct route to a location for installation of permanent body without being inspected;

10. Motor vehicles, trailers or semi-trailers purchased outside the Commonwealth of Virginia may be driven to the purchaser's place of residence or the dealer's or distributor's designated place of business without being inspected.

11. Prior to purchase from auto auctions within the Commonwealth, motor vehicles, trailers or semi-trailers may be operated upon the highways not to exceed a five-mile radius of such auction by prospective purchasers for the purpose of road testing only without being inspected;

Motor vehicles, trailers or semi-trailers purchased from auto auctions within the Commonwealth also may be operated upon the highways from such auction to the purchaser's place of residence or business without being inspected;

12. Motor vehicles, trailers or semi-trailers, after the expiration of a period fixed for the inspection thereof, may be operated over the most direct route between the place where such vehicle is kept or garaged and an official inspection station for the purpose of having the same inspected pursuant to a prior appointment with such station for such inspection as provided in Section 46.2-1157 of the Code of Virginia;

13. Vehicles transporting well drilling machinery and mobile equipment as defined in Section 46.2-700 of the Code of Virginia;

14. Motor vehicles being towed in a legal manner as exempted by Section 46.2-1150 of the Code of Virginia;

15. Log trailers as exempted by Section 46.1-1159 of the Code of Virginia;

16. Motor vehicles designed or altered and used exclusively for racing or other exhibition purposes, as exempted by Section 46.2-1160 of the Code of Virginia;

17. Any tow dolly or converter gear as defined in Section 46.2-1119.

Motor vehicles, trailers or semi-trailers not registered in Virginia are not subject to this Proclamation. Accordingly, mopeds as defined in Section 46.2-100 and vehicles exempted from licensing under Sections 46.2-662 through 46.2-683, are not required to be inspected.

NOW, THEREFORE, I, James S. Gilmore, III, Governor of the Commonwealth of Virginia, do hereby proclaim that, with the exception of those vehicles specifically exempted heretofore in this document, all motor vehicles, trailers or semi-trailers bearing a Virginia registration plate or plates, or registered as a motor vehicle, trailer or semi-trailer under any provision of Virginia law and operated upon the highways of this Commonwealth shall be submitted to inspection at an official inspection station and shall have corrected all defects thus found to exist.

Given under my hand and under the lesser seal of the Commonwealth, at Richmond, this 29th day of July, in the year of Our Lord, one thousand nine hundred and ninety-ninth, and in the two hundred twenty-fourth year of the Commonwealth.

/s/ James S. Gilmore, III
Governor

VA.R. Doc. No. R99-263; Filed August 9, 1999, 11:02 a.m.



EMERGENCY REGULATIONS

TITLE 4. CONSERVATION AND NATURAL RESOURCES

MARINE RESOURCES COMMISSION

Title of Regulation: **4 VAC 20-595-10 et seq. Pertaining to the Clam Relay Season.**

Statutory Authority: §§ 28.2-210 and 28.2-816 of the Code of Virginia.

Summary:

This emergency regulation extends the season for the harvest of clams for relay purposes in the James River from August 15, 1999, through August 31, 1999. This emergency regulation is promulgated pursuant to the authority contained in §§ 28.2-210 and 28.2-816 of the Code of Virginia.

Effective Dates: August 15, 1999, through August 31, 1999.

Agency Contact: Copies of the regulation may be obtained from Deborah Cawthon, Regulatory Coordinator, Marine Resources Commission, P. O. Box 756, Newport News, VA 23607.

CHAPTER 595.

PERTAINING TO THE CLAM RELAY SEASON.

4 VAC 20-595-10. Purpose.

The purpose of this regulation is to extend the season for clam harvesting and relaying in the James River.

4 VAC 20-595-20. Season extension.

The season for the harvesting and relaying of hard clams from condemned areas in the James River is extended from August 15, 1999, through August 31, 1999.

/s/ William A. Pruitt
Commissioner
Date: July 29, 1999

VA.R. Doc. No. R99-261; Filed August 9, 1999, 11:01 a.m.



GENERAL NOTICES/ERRATA

STATE CORPORATION COMMISSION

AT RICHMOND, JULY 29, 1999

nunc pro tunc to
July 1, 1999

IN RE: Application fees for
branches and office relocations
of banks, savings and loan
associations and savings
banks.

ADMINISTRATIVE ORDER ESTABLISHING REDUCED FEES

Recent amendments to § 6.1-39.3 of the Code of Virginia, as well as to §§ 6.1-94, 6.1-194.85, and 6.1-194.149, relating to applications for branches of banks, savings and loan associations and savings banks, and to the relocation of offices of such entities, provide that the fees paid by applicants in such cases may be reduced. The Commission, having reviewed a memorandum submitted by the Commissioner of Financial Institutions, finds that the memorandum states a reasonable basis for reducing such fees and that such a reduction will not be detrimental to the effectiveness of the Bureau of Financial Institutions.

Accordingly, IT IS ORDERED THAT the following fees shall be payable with applications filed by banks, savings and loan associations, and savings banks on and after the date of this order: branch application - nine hundred dollars (\$900); application to relocate an office - five hundred dollars (\$500).

The above fees shall remain in effect until further order of the Commission. This Order shall be attested by the Clerk, retained on file in the Bureau of Financial Institutions, and published in the Virginia Register of Regulations.

VIRGINIA DEPARTMENT OF HEALTH (STATE BOARD OF)

Periodic Review of Regulations

Pursuant to Executive Order Number Twenty-five (1998), the Virginia Department of Health (State Board of) will review the regulations listed below to determine whether they should be terminated, amended or retained in their current form. The reviews of these regulations will be guided by the principles listed in Executive Order Twenty-five. The regulations to be reviewed include:

1. Rules and Regulations Governing Emergency Medical Services Do Not Resuscitate Program, 12 VAC 5-65
2. Rules and Regulations for the Immunization of School Children, 12 VAC 5-110

3. Regulations for the Sanitary Control of Storing, Processing, Packing or Repacking of Oysters, Clams and Other Shellfish, 12 VAC 5-150
4. Regulations Governing Eligibility Standards and Charges for Health Care Services to Individuals, 12 VAC 5-200
5. Charges and Payment Requirements by Income Levels, 12 VAC 5-210
6. Regulations of the Patient Level Data System, 12 VAC 5-217
7. State Medical Facilities Plan (SMFP) -- Perinatal Services, 12 VAC 5-250
8. SMFP -- Diagnostic Imaging Services, 12 VAC 5-320
9. SMFP -- Lithotripsy Services, 12 VAC 5-330
10. SMFP -- Radiation Therapy Services, 12 VAC 5-340
11. SMFP -- Nursing Home Services, 12 VAC 5-360
12. Regulations for the Licensure of Hospices, 12 VAC 5-390
13. Rules and Regulations Governing the Practice of Midwifery, 12 VAC 5-400
14. Rules and Regulations for the Licensure of Hospitals in Virginia, 12 VAC 5-410
15. Regulations for Summer Camps, 12 VAC 5-440
16. Rules and Regulations Governing Campgrounds, 12 VAC 5-450
17. Regulations Governing Tourist Establishment Swimming Pools and Other Public Pools, 12 VAC 5-460
18. Rules and Regulations for the Identification of Medically Underserved Areas in Virginia, 12 VAC 5-540
19. Rules and Regulations Governing the Virginia Nurse Practitioner/Nurse Midwife Scholarship Program, 12 VAC 5-542
20. Waterworks Regulations, 12 VAC 5-590
21. Regulations Governing Application Fees for Construction Permits for Onsite Sewage Disposal Systems and Private Wells, 12 VAC 5-620
22. Alternative Discharging Sewage Treatment Regulations for Individual Single Family Dwellings, 12 VAC 5-640

The department and board seek public comment on the review of the above-listed regulations regarding any pertinent issue relating to these regulations, including: (i) whether the regulations are effective in achieving their goals; (ii) whether the regulations are essential to protect the health, safety or welfare of citizens or for the economical performance of important governmental functions; (iii) whether there are less burdensome and less intrusive alternatives for achieving the

General Notices/Errata

purpose of the regulations; and (iv) whether the regulations are clearly written and easily understandable by affected persons.

Written and electronically-submitted comments on any of the above-listed regulations are welcome and will be accepted until 5 p.m., September 30, 1999. All comments should be addressed to Douglas R. Harris, Office of the State Health Commissioner, Virginia Department of Health, 1500 East Main Street, Suite 214, Richmond, Virginia 23219, e-mail: dharris@vdh.state.va.us, FAX (804) 786-4616.

VIRGINIA HEALTH PLANNING BOARD

Periodic Review of Regulations

Pursuant to Executive Order Number Twenty-five (1998), the Virginia Health Planning Board will review regulations titled Administration of State Funding for Regional Health Planning, 12 VAC 20-50, to determine whether they should be terminated, amended or retained in their current form. The reviews of these regulations will be guided by the principles listed in Executive Order Twenty-five.

The board seeks public comment on the review of the regulations regarding any pertinent issue relating to these regulations, including: (i) whether the regulations are effective in achieving their goals; (ii) whether the regulations are essential to protect the health, safety or welfare of citizens or for the economical performance of important governmental functions; (iii) whether there are less burdensome and less intrusive alternatives for achieving the purpose of the regulations; and (iv) whether the regulations are clearly written and easily understandable by affected persons.

Written and electronically-submitted comments on the above-listed regulations are welcome and will be accepted until 5 p.m., September 30, 1999. All comments should be addressed to Douglas R. Harris, Office of the State Health Commissioner, Virginia Department of Health, 1500 East Main Street, Suite 214, Richmond, Virginia 23219, e-mail: dharris@vdh.state.va.us, FAX (804) 786-4616.

THE VIRGINIA STATE BOARD OF HEALTH and THE VIRGINIA DEPARTMENT OF MEDICAL ASSISTANCE SERVICES

Legal Notice of Request for Certificate of Public Need Applications

Pursuant to the requirements of § 32.1-102.3:2 of the Code of Virginia, notice is hereby given of the issuance of a proposed Request for Applications (RFA). This RFA reviews the qualification of Virginia's twenty-two planning districts for the authorization of additional nursing facility beds pursuant to applicable law (the aforementioned Va. Code § 32.1-102.3:2) and regulation (12 Virginia Administrative Code 5-360).

Projected Need for Additional Nursing Facility Beds

The Nursing Home Services component of the Virginia State Medical Facilities Plan (12 VAC 5-360) contains a nursing facility bed need forecasting method (12 VAC 5-360-40 C). This method has been employed by the Virginia Department of Health to compute a Year 2002 forecast of needed nursing facility beds in each of twenty-two planning districts. The following table displays, by planning district, these Year 2002 nursing facility bed need forecasts, the current licensed and authorized inventory of nursing facility beds, and the net bed need forecast for Year 2002.

Planning District	Year 2002 Bed Need Forecast	Existing and Authorized Beds	Net Bed Need - Year 2002
1	536	670	(134)
2	557	547	10
3	1,237	1,437	(200)
4	732	781	(49)
5	2,373	2,129	244
6	1,520	1,544	(24)
7	920	974	(54)
8	5,221	4,291	930
9	687	702	(15)
10	971	1,025	(54)
11	1,531	1,553	(22)
12	1,926	1,931	(5)
13	722	851	(129)
14	575	635	(60)
15	3,877	3,917	(40)
16	695	611	84
17	439	462	(23)
18	612	574	38
19	1,062	1,075	(13)
20	4,714	4,607	107
21	2,281	1,889	392
22	422	389	33

Sources: Virginia State Medical Facilities Plan (12 VAC 5-360)

Sources: Virginia Employment Commission (population projections, 1999 series)

1998 Virginia Nursing Home Patient Survey, Virginia Association of Regional Health Planning Agencies (for age-specific nursing home use rates)
Center for Quality Health Care Services and Consumer Protection, VDH (for bed inventory)

Consistent with the Virginia State Medical Facilities Plan (12 VAC 5-360-40 A), no planning district is considered to have a need for additional nursing facility beds unless the estimated average annual occupancy of all existing nonfederal Medicaid-certified nursing facility beds in the planning district was at least 95% for the most recent three years for which bed utilization has been reported to the Virginia Department of Health. (The inventory and utilization of the Virginia Veterans Care Center is excluded from consideration in the determination of nursing facility bed need.)

For purposes of this document, utilization data for reporting years 1996 to 1998 are considered to be the most recent three years. Also, the estimated average annual occupancy rates of 17 planning districts were adjusted to account for regulatory sanctions that affected the ability of 56 nursing facilities to admit Medicare and/or Medicaid patients for varying periods of time during 1996 through 1998.

Additionally, no planning district will be considered to have a need for additional nursing home beds if there are uncompleted nursing facility beds authorized for the planning district that will be Medicaid-certified beds. (Amendments to the certificate of public need law effective in 1999 prohibit the Department of Health from using this criteria if the uncompleted beds were authorized under exceptions to the prohibition on the issuance of nursing facility certificates in place from 1988 to 1996.) The following table displays the estimated average annual occupancy rate of Medicaid-certified nursing facility beds in Virginia's planning districts for the reporting years of 1996 through 1998, adjusted for regulatory sanctions, and identifies the status of these planning districts with respect to authorized but uncompleted nursing facility beds.

Planning District	Estimated Average Annual Occupancy Rate of Medicaid Nursing Facility Beds, 1996-1998	Authorized but Uncompleted Medicaid Nursing Facility Beds (as of 7/9/99)
1	95.6%	YES
2	92.5%	NO
3*	93.8%	NO
4*	96.2%	YES**
5*	95.5%	NO***
6*	94.5%	NO
7*	97.6%	YES
8*	92.6%	NO
9*	95.2%	NO
10*	96.7%	NO
11*	94.6%	YES
12*	95.9%	YES
13*	94.5%	YES
14	95.4%	NO
15*	95.4%	YES**
16	97.4%	NO***
17*	96.8%	YES
18*	97.5%	YES
19	96.5%	YES
20*	92.0%	NO
21*	93.7%	NO
22*	91.3%	NO

Source: Virginia Department of Health

Footnotes (from table on previous page):

*The estimated average annual occupancy rate of Medicaid-certified beds in this district was adjusted to account for regulatory sanctions which may have

affected utilization of facilities in this district in the 1996-1998 period.

**The uncompleted beds in these planning districts were authorized through exceptions to the prohibition on the issuance of nursing facility bed COPNs in effect from 1988 to 1996.

***These planning districts have been targeted for additional beds in previously issued RFAs and additional beds will be authorized for these districts in 1999.

Methodological Note (from table on previous page):

The estimated average annual occupancy rate of Medicaid-certified nursing home beds in facilities with a combination of Medicaid-certified nursing home beds and beds not certified for Medicaid was assumed to be equivalent to the average annual occupancy rate for all beds in the facility unless the average daily census of Medicaid patients reported by each facility for the annual reporting period, divided by the number of Medicaid-certified beds in the facility, yielded a higher occupancy rate, in which case, this higher occupancy rate estimate was assumed.

Proposal

It is proposed that no general Request for Certificate of Public Need Applications proposing the addition of nursing facility beds in Virginia be issued in 1999. No planning district is identified by the standards of the Virginia State Medical Facilities Plan as having an "effective" forecasted need for nursing home beds by the year 2002. No planning district in the Commonwealth currently meets the three part test for qualification by:

- 1) Having a positive formula-generated need projection, and;
- 2) Having an estimated average annual occupancy rate of Medicaid-certified beds over the last three years of 95% or higher, and;
- 3) Having no outstanding authorized nursing facility beds (authorized through an RFA) which will be Medicaid-certified beds (or no beds in the "pipeline" by virtue of being targeted in a previous Request for Applications).

STATE WATER CONTROL BOARD

Proposed Consent Special Order Ennstone, Inc. Colonial Concrete Plant

The State Water Control Board (board) proposes to issue a consent special order (order) to Ennstone, Inc. (permittee) regarding the Colonial Concrete Plant (facility) located in Stafford County, Virginia.

Colonial Concrete Plant is subject to VPDES Permit No. VA0088366. The order requires that the permittee install a

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concrete recycling system at the facility and provides interim effluent permit limitations for Total Suspended Solids until the concrete recycling system is installed.

On behalf of the board, the Department of Environmental Quality's Northern Virginia Regional Office will receive written comments relating to the order through September 29, 1999. Please address comments to Susan A. Oakes, Northern Virginia Regional Office, Department of Environmental Quality, 13901 Crown Court, Woodbridge, Virginia 22193. Please write or visit the Woodbridge address, or call (703) 583-3863 in order to examine or to obtain a copy of the Order.

Proposed Consent Special Order Virginia Power -- North Anna Station

The State Water Control Board proposes to take an enforcement action in the form of a consent special order for Virginia Power regarding its North Anna Station facility. This facility is dependent on surface water withdrawals from Lake Anna to ensure the safe production of electricity from the nuclear power facility. In response to worsening drought conditions, the board proposes to provide temporary relief from water discharge requirements to ensure adequate lake levels are maintained.

The Department of Environmental Quality will receive written comments relating to the special order until September 30, 1999. Comments should be addressed to Amy Clarke, Department of Environmental Quality, 629 East Main Street, Richmond Virginia 23219 and should refer to the consent special order.

The orders may be examined at the same address. Copies of the orders may also be obtained in person or by mail.

VIRGINIA CODE COMMISSION

Notice to State Agencies

Mailing Address: Virginia Code Commission, 910 Capitol Street, General Assembly Building, 2nd Floor, Richmond, VA 23219. You may FAX in your notice; however, we ask that you FAX two copies and do not follow up with a mailed copy. Our FAX number is: (804) 692-0625.

Forms for Filing Material for Publication in *The Virginia Register of Regulations*

All agencies are required to use the appropriate forms when furnishing material for publication in *The Virginia Register of Regulations*. The forms may be obtained from: Virginia Code Commission, 910 Capitol Street, General Assembly Building, 2nd Floor, Richmond, VA 23219, telephone (804) 786-3591.

Internet: Forms and other *Virginia Register* resources may be printed or downloaded from the *Virginia Register* web

page:
<http://legis.state.va.us/codecomm/register/regindex.htm>

FORMS:

NOTICE of INTENDED REGULATORY ACTION - RR01
NOTICE of COMMENT PERIOD - RR02
PROPOSED (Transmittal Sheet) - RR03
FINAL (Transmittal Sheet) - RR04
EMERGENCY (Transmittal Sheet) - RR05
NOTICE of MEETING - RR06
AGENCY RESPONSE TO LEGISLATIVE OBJECTIONS
- RR08

ERRATA

DEPARTMENT OF MEDICAL ASSISTANCE SERVICES

Title of Regulation: State Plan for Medical Assistance Services Relating to Hospice Services.

12 VAC 30-50-10 et seq. Amount, Duration, and Scope of Medical and Remedial Care Services (amending 12 VAC 30-50-270).

12 VAC 30-60-10 et seq. Standards Established and Methods Used to Assure High Quality Care (amending 12 VAC 30-60-130).

12 VAC 30-80-10 et seq. Methods and Standards for Establishing Payment Rates; Other Types of Care (amending 12 VAC 30-80-30).

12 VAC 30-130-10 et seq. Amount, Duration and Scope of Selected Services (repealing 12 VAC 30-130-270 through 12 VAC 30-130-530).

Publication: 15:22 VA.R. 2769 July 19, 1999.

Correction to Public Comment Periods - Proposed Regulations:

Public comments may be submitted until September 17, 1999.

Publication: 15:22 VA.R. 2786-2800 July 19, 1999.

Correction to Proposed Regulation:

Public comments on these regulations may be submitted until September 17, 1999.

CALENDAR OF EVENTS

Symbol Key

† Indicates entries since last publication of the *Virginia Register*

♿ Location accessible to handicapped

☎ Teletype (TTY)/Voice Designation

NOTICE

Only those meetings which are filed with the Registrar of Regulations by the filing deadline noted at the beginning of this publication are listed. Since some meetings are called on short notice, please be aware that this listing of meetings may be incomplete. Also, all meetings are subject to cancellation and the *Virginia Register* deadline may preclude a notice of such cancellation.

For additional information on open meetings and public hearings held by the standing committees of the legislature during the interim, please call Legislative Information at (804) 698-1500 or Senate Information and Constituent Services at (804) 698-7410 or (804) 698-7419/TTY☎, or visit the General Assembly web site's Legislative Information System (<http://leg1.state.va.us/lis.htm>) and select "Meetings."

VIRGINIA CODE COMMISSION

EXECUTIVE

BOARD OF ACCOUNTANCY

August 30, 1999 - 10 a.m. -- Open Meeting

September 20, 1999 - 10 a.m. -- Open Meeting
Department of Professional and Occupational Regulation,
3600 West Broad Street, Conference Room 5W, Richmond,
Virginia.♿

A meeting to conduct regulation review.

Contact: David E. Dick, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8505, FAX (804) 367-2475 or (804) 367-9753/TTY☎

October 18, 1999 - 10 a.m. -- Open Meeting
Department of Professional and Occupational Regulation,
3600 West Broad Street, Conference Room 5W, Richmond,
Virginia.♿

The board will conduct routine business. A public comment period will be held at the beginning of the meeting.

Contact: David E. Dick, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8505, FAX (804) 367-2475 or (804) 367-9753/TTY☎

COMMONWEALTH COUNCIL ON AGING

† **September 30, 1999 - 10 a.m.** -- Open Meeting
Department for the Aging, 1600 Forest Avenue, Suite 102,
Richmond, Virginia.♿

A regular business meeting.

Contact: Marsha Mucha, Administrative Staff Assistant, Department for the Aging, 1600 Forest Ave., Ste. 102, Richmond, VA 23229, telephone (804) 662-9312.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Board of Agriculture and Consumer Services

† **September 29, 1999 - 9 a.m.** -- Open Meeting
Department of Agriculture and Consumer Services,
Washington Building, 1100 Bank Street, 2nd Floor, Board
Room, Richmond, Virginia.♿

A meeting to discuss issues related to Virginia agriculture and consumer protection. The board will entertain public comment at the conclusion of all other business for a period not to exceed 30 minutes. Any person who needs any accommodation in order to participate in the meeting should contact Roy E. Seward at least five days before the meeting date so that suitable arrangements can be made for any appropriate accommodation.

Contact: Roy E. Seward, Secretary of the Board, Department of Agriculture and Consumer Services, 1100 Bank St., Ste. 211, P.O. Box 1163, Richmond, VA 23218, telephone (804) 786-3538 or FAX (804) 371-7679.

Virginia Cattle Industry Board

† **September 15, 1999 - 1 p.m.** -- Open Meeting
† **September 16, 1999 - 8:30 a.m.** -- Open Meeting
Four Points Hotel Harrisonburg, 1400 East Market Street,
Harrisonburg, Virginia.♿

During the annual budget meeting, the board will approve minutes from the May 1999 meeting in addition to reviewing the financial statement for fiscal year 1998-1999. Each of the three committees will recommend funding allocations for project proposals FY 1999-2000 to the board, which will then finalize the project proposals for FY 1999-2000 and funding associated for each. The board will entertain public comment at the conclusion of all other business for a period not to exceed 30 minutes. Any person who needs any

Calendar of Events

accommodation in order to participate in the meeting should contact Reginald B. Reynolds at least five days before the meeting date so that suitable arrangements can be made for any appropriate accommodation.

Contact: Reginald B. Reynolds, Executive Director, Virginia Cattle Industry Board, Department of Agriculture and Consumer Services, P.O. Box 9, Daleville, VA 24083, telephone (540) 992-1992 or FAX (540) 992-4632.

Virginia Charity Food Assistance Advisory Board

September 2, 1999 - 10 a.m. -- Open Meeting
Department of Agriculture and Consumer Services, Washington Building, 1100 Bank Street, 2nd Floor, Board Room, Richmond, Virginia. 

A meeting to discuss issues related to food insecurity. The board will entertain public comment at the conclusion of all other business for a period not to exceed 30 minutes. Any person who needs any accommodation in order to participate in the meeting should contact Steven W. Thomas at least five days before the meeting date so that suitable arrangements can be made.

Contact: Steven W. Thomas, Executive Director, Virginia Charity Food Assistance Advisory Board, Department of Agriculture and Consumer Services, 1100 Bank St., Room 809, Richmond, VA 23219, telephone (804) 786-3936 or FAX (804) 371-7788.

Virginia Horse Industry Board

September 14, 1999 - 10 a.m. -- Open Meeting
Morven Park, 17263 Southern Planter Lane, Coach House, Vaughan Room, Leesburg, Virginia. 

A meeting to review projects for the past fiscal year and discuss plans and programs for FY 1999-2000. The board will entertain public comments at the conclusion of all other business for a period not to exceed 30 minutes. Any person who needs any special accommodations in order to participate at the meeting should contact Andrea S. Heid at least five days before the meeting date so that suitable arrangements can be made.

Contact: Andrea S. Heid, Equine Marketing Specialist/Program Manager, Virginia Horse Industry Board, Washington Bldg., 1100 Bank St., Suite 1004, Richmond, VA 23219, telephone (804) 786-5842 or FAX (804) 371-7786.

Virginia Irish Potato Board

September 14, 1999 - 8 p.m. -- Open Meeting
Brewers East Inn, 2484 North Landing Road, Virginia Beach, Virginia. 

A meeting to (i) hear and approve minutes of the last meeting; (ii) receive the board's financial statement; (iii) discuss promotion, research and educational programs; and (iv) establish the board's annual budget. The board will entertain public comment at the conclusion of all other business for a period not to exceed 30 minutes. Any person who needs any special accommodations in order to participate at the meeting should contact J. William Mapp at least five days before the meeting date so that suitable arrangements can be made.

Contact: J. William Mapp, Program Director, Virginia Irish Potato Board, P.O. Box 26, Onley, VA 23418, telephone (757) 787-5867 or FAX (757) 787-5973.

Virginia Sweet Potato Board

† September 22, 1999 - 7 p.m. -- Open Meeting
Little Italy Restaurant, 10227 Rogers Drive, Nassawadox, Virginia. 

The board will hear and approve minutes of the last meeting and the presentation of the board's financial statement. The board will discuss and consider programs (promotion, research, and education), the annual budget and other business that may be presented. The board will entertain public comment at the conclusion of all other business for a period not to exceed 30 minutes. Any person who needs any special accommodations in order to participate at the meeting should contact J. William Mapp at least five days before the meeting date so that suitable arrangements can be made for any appropriate accommodation.

Contact: J. William Mapp, Program Director, Virginia Sweet Potato Board, P.O. Box 26, Onley, VA 23418, telephone (757) 787-5867 or FAX (757) 787-5973.

ALCOHOLIC BEVERAGE CONTROL BOARD

September 8, 1999 - 9:30 a.m. -- Open Meeting
September 20, 1999 - 9:30 a.m. -- Open Meeting
Department of Alcoholic Beverage Control, 2901 Hermitage Road, Richmond, Virginia. 

A meeting to receive reports from staff members, discuss activities, and discuss other matters not yet determined.

Contact: W. Curtis Coleburn, Secretary to the Board, Department of Alcoholic Beverage Control, 2901 Hermitage Rd., P.O. Box 27491, Richmond, VA 23261, telephone (804) 213-4409 or FAX (804) 213-4442.

BOARD FOR ARCHITECTS, PROFESSIONAL ENGINEERS, LAND SURVEYORS, CERTIFIED INTERIOR DESIGNERS AND LANDSCAPE ARCHITECTS

September 1, 1999 - 9 a.m. -- Open Meeting
Department of Professional and Occupational Regulation, 3600 West Broad Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

The Landscape Architect Section will conduct board business. Persons desiring to participate in the meeting and requiring special accommodations or interpreter services should contact the department at least 10 days prior to the meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.

Contact: Mark N. Courtney, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8514, FAX (804) 367-2475 or (804) 367-9753/TTY 

September 8, 1999 - 9 a.m. -- Open Meeting
Department of Professional and Occupational Regulation, 3600 West Broad Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

The Certified Interior Designer Section will conduct board business. Persons desiring to participate in the meeting and requiring special accommodations or interpreter services should contact the department at least 10 days prior to the meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.

Contact: Mark N. Courtney, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8514, FAX (804) 367-2475 or (804) 367-9753/TTY 

September 15, 1999 - 9 a.m. -- Open Meeting
Department of Professional and Occupational Regulation, 3600 West Broad Street, Richmond, Virginia. 

A meeting of the full board to conduct business. Persons desiring to participate in the meeting and requiring special accommodations or interpreter services should contact the department at least 10 days prior to the meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.

Contact: Mark N. Courtney, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8514, FAX (804) 367-2475 or (804) 367-9753/TTY 

ART AND ARCHITECTURAL REVIEW BOARD

NOTE CHANGE IN MEETING DATE

† September 10, 1999 - 10 a.m. -- Open Meeting

† October 8, 1999 - 10 a.m. -- Open Meeting
The Library of Virginia, 800 East Broad Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A monthly meeting to review projects submitted by state agencies.

Contact: Richard L. Ford, AIA, Chairman, Art and Architectural Review Board, 1011 E. Main St., Richmond, VA 23219, telephone (804) 643-1977 or (804) 786-6152/TTY 

COMMISSION FOR THE ARTS

† September 28, 1999 - 9 a.m. -- Open Meeting
Art Museum of Western Virginia, Bridge Gallery, Center in the Square, Roanoke, Virginia.  (Interpreter for the deaf provided upon request)

Quarterly meeting of advisory board. Topics include discussion of possible changes in guidelines for funding FY 2000-2002; approval of FY 1999-2000 media arts fellowships; and action on appeals of grant decisions. There will be an opportunity for public comment on the guidelines for funding. For a complete agenda, contact the commission office.

Contact: Peggy Baggett, Executive Director, Commission for the Arts, 223 Governor St., Richmond, VA 23219, telephone (804) 225-3132, FAX (804) 225-4327 or (804) 225-3132/TTY 

VIRGINIA BOARD FOR ASBESTOS AND LEAD

† November 9, 1999 - 10 a.m. -- Open Meeting
Department of Professional and Occupational Regulation, 3600 West Broad Street, Conference Room 5W, Richmond, Virginia. 

A meeting to conduct routine business. Public comment will be received at the beginning of the meeting.

Contact: David E. Dick, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-2176, FAX (804) 367-2475 or (804) 367-9753/TTY 

COMPREHENSIVE SERVICES FOR AT-RISK YOUTH AND THEIR FAMILIES

State Management Team

† September 2, 1999 - 9:15 a.m. -- Open Meeting
St. Joseph's Villa, 8000 Brook Road, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting to discuss recommendations for policy and procedure to the State Executive Council on the Comprehensive Services Act. Public comment will be received from 9:45 to 10 a.m.

Calendar of Events

Contact: Elisabeth Hutton, Secretary, Department of Health, P.O. Box 2448, Richmond, VA 23218, telephone (804) 371-4099.

BOARD FOR BARBERS

† **October 4, 1999 - 10 a.m.** -- Open Meeting
Department of Professional and Occupational Regulation, 3600 West Broad Street, 4th Floor, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting to discuss regulatory review and other matters requiring board action, including disciplinary cases. A public comment period will be held at the beginning of the meeting. All meetings are subject to cancellation and the meeting time is subject to change. Persons desiring to participate in the meeting and requiring special accommodations or interpreter services should contact the department at least 10 days prior to the meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.

Contact: Nancy Taylor Feldman, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., 4th Floor, Richmond, VA 23230-4917, telephone (804) 367-8590, FAX (804) 367-2474 or (804) 367-9753/TTY 

CHILD DAY-CARE COUNCIL

† **September 9, 1999 - 10 a.m.** -- Open Meeting
Department of Social Services, Theater Row Building, 730 East Broad Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting to discuss issues and concerns that impact child day centers, camps, school age programs, and preschool/nursery schools. Public comment will be received at noon. Please call ahead for possible change in meeting time.

Contact: Arlene Kasper, Department of Social Services, 730 E. Broad St., Richmond, VA 23219, telephone (804) 692-1791 or FAX (804) 692-2370.

COMMONWEALTH COMPETITION COUNCIL

August 31, 1999 - 1 p.m. -- Open Meeting
Tidewater Community College, Portsmouth Campus, 7700 College Drive, Portsmouth, Virginia.  (Interpreter for the deaf provided upon request)

September 28, 1999 - 11 a.m. -- Open Meeting
Virginia Western Community College, 3085 Colonial Avenue, S.W., Roanoke, Virginia.  (Interpreter for the deaf provided upon request)

A meeting of the task force studying and analyzing the food delivery system for prisons and mental health

hospitals, and examining alternatives to increase efficiency and lower the cost to the Virginia taxpayers while supporting maximum inmate assignments within the Department of Corrections.

Contact: Peggy R. Robertson, Executive Assistant, Commonwealth Competition Council, James Madison Bldg., 109 Governor St., P.O. Box 1475, Richmond, VA 23218-1475, telephone (804) 786-0240 or FAX (804) 786-1594.

† **September 21, 1999 - 10 a.m.** -- Open Meeting
Department of Planning and Budget, 9th Street Office Building, Conference Room 414 and Room 522, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting of the council. Council members will see a demonstration of the "COMPETE" cost accounting program in Room 522.

Contact: Peggy R. Robertson, Executive Assistant, Commonwealth Competition Council, James Madison Bldg., 109 Governor St., P.O. Box 1475, Richmond, VA 23218-1475, telephone (804) 786-0240 or FAX (804) 786-1594.

DEPARTMENT OF CONSERVATION AND RECREATION

Chippokes Plantation Farm Foundation

† **September 1, 1999 - 9:30 a.m.** -- Open Meeting
September 22, 1999 - 9:30 a.m. -- Open Meeting
Chippokes Plantation State Park, Mansion Conference Room, 695 Chippokes Park Road, Surry, Virginia. 

A general business meeting of the foundation's Board of Trustees.

Contact: Katherine R. Wright, Executive Secretary, Department of Conservation and Recreation, Division of Planning and Recreation Resources, 203 Governor St., Suite 326, Richmond, VA 23219, telephone (804) 786-7950 or FAX (804) 371-8500.

Chippokes Plantation State Park Master Plan Advisory Committee

† **September 1, 1999 - 1 p.m.** -- Open Meeting
Chippokes Plantation State Park, Mansion, 695 Chippokes Park Road, Surry, Virginia. 

The comments made on the Draft Plan at the last meeting will be reviewed, and the committee will be updated on the Chippokes Farm Foundation study.

Contact: Richard G. Gibbons, Environmental Program Planner, Department of Conservation and Recreation, Division of Planning and Recreation Resources, 203 Governor St., Suite 326, Richmond, VA 23219, telephone (804) 786-4132, FAX (804) 371-7899 or (804) 786-2121/TTY 

Board on Conservation and Development of Public Beaches

† **September 14, 1999 - 10 a.m.** -- Open Meeting
Hampton City Hall, Hampton City Council Chambers,
Hampton, Virginia. 

A meeting to discuss proposed projects by localities requesting matching grant funds; to review the Draft Report on the "Status of Engineered Beaches in Virginia"; and to receive public comment about public beaches or the activities of the board.

Contact: Carlton Lee Hill, Staff Advisor, Department of Conservation and Recreation, 203 Governor St., Suite 206, Richmond, VA 23219, telephone (804) 786-3998 or FAX (804) 786-1798.

Falls of the James Scenic River Advisory Board

† **September 9, 1999 - Noon** -- Open Meeting
City Hall, 900 East Broad Street, Planning Commission Conference Room, 5th Floor, Richmond, Virginia. 
(Interpreter for the deaf provided upon request)

A meeting to discuss river issues. A public comment period will follow the business meeting.

Contact: Richard G. Gibbons, Environmental Program Manager, Department of Conservation and Recreation, Division of Planning and Recreation Resources, 203 Governor St., Suite 326, Richmond, VA 23219, telephone (804) 786-4132, FAX (804) 371-7899 or (804) 786-2121/TTY 

Goose Creek Scenic River Advisory Board

† **September 13, 1999 - 1:30 p.m.** -- Open Meeting
Lovettsville Room, Loudoun County Administration Building, 1 Harrison Street S.E., Leesburg, Virginia. 
(Interpreter for the deaf provided upon request)

A meeting to discuss river issues. A public comment period will follow the business meeting.

Contact: Richard Gibbons, Environmental Program Manager, Department of Conservation and Recreation, Division of Planning and Recreation Resources, 203 Governor St., Suite 326, Richmond, VA 23219, telephone (804) 786-4132, FAX (804) 371-7899 or (804) 786-2121/TTY 

STATE BOARD FOR COMMUNITY COLLEGES

† **September 22, 1999 - 12:30 p.m.** -- Open Meeting
Northern Virginia Community College, Annandale Campus, 4001 Wakefield Chapel Road, Annandale, Virginia. 
(Interpreter for the deaf provided upon request)

Committees will meet as follows:

Facilities Committee - 12:30 p.m.

Personnel Committee - 2:30 p.m.
Academic and Student Affairs Committee - 4 p.m.
Audit Committee - 4 p.m.
Budget and Finance Committee - 4 p.m.

Contact: Dr. Joy Graham, Assistant Chancellor for Public Affairs, Virginia Community College System, James Monroe Bldg., 101 N. 14th St., 15th Floor, Richmond, VA 23219, telephone (804) 225-2126, FAX (804) 371-0085 or (804) 371-8504/TTY 

† **September 23, 1999 - 9 a.m.** -- Open Meeting
Northern Virginia Community College, Annandale Campus, 4001 Wakefield Chapel Road, Annandale, Virginia. 
(Interpreter for the deaf provided upon request)

A regular meeting. Public comment will be received at the beginning of the meeting.

Contact: Dr. Joy Graham, Assistant Chancellor for Public Affairs, Virginia Community College System, James Monroe Bldg., 101 N. 14th St., 15th Floor, Richmond, VA 23219, telephone (804) 225-2126, FAX (804) 371-0085 or (804) 371-8504/TTY 

BOARD FOR COSMETOLOGY

September 13, 1999 - 8:30 a.m. -- Open Meeting
Department of Professional and Occupational Regulation, 3600 West Broad Street, 4th Floor, Richmond, Virginia. 
(Interpreter for the deaf provided upon request)

A meeting to discuss regulatory review, comments from informational proceedings, and other matters requiring board action, including disciplinary cases. A public comment period will be held at the beginning of the meeting. Please call the board for possible changes. Persons desiring to participate in the meeting and requiring special accommodations or interpreter services should contact the department at least 10 days prior to the meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.

Contact: Nancy Taylor Feldman, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8590, FAX (804) 367-2474 or (804) 367-9753/TTY 

CRIMINAL JUSTICE SERVICES BOARD

† **September 21, 1999 - 10 a.m.** -- Open Meeting
General Assembly Building, 9th and Broad Streets, House Room C, Richmond, Virginia. 

A meeting to discuss criminal justice issues throughout the Commonwealth of Virginia.

Contact: Karen Sullivan, Board Secretary, Department of Criminal Justice Services, 805 E. Broad St., Richmond, VA 23219, telephone (804) 786-7841 or FAX (804) 786-0588.

Calendar of Events

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October 1, 1999 -- Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Criminal Justice Services Board intends to **repeal** regulations entitled: **6 VAC 20-170-10 et seq. Regulations Relating to Private Security Services** and **adopt** regulations entitled: **6 VAC 20-171-10 et seq. Regulations Relating to Private Security Services**. The purpose of the proposed action is to promulgate regulations to establish the training standards, application procedures and compliance requirements for the private security services industry, which will replace existing regulations.

Statutory Authority: § 9-182 of the Code of Virginia.

Contact: Leon D. Baker, Jr., Section Chief, Private Security Services Section, Department of Criminal Justice Services, P.O. Box 10110, Richmond, VA 23240-9998, telephone (804) 786-0460 or FAX (804) 786-6344.

Committee on Training

† **September 1, 1999 - 10 a.m.** -- Open Meeting
General Assembly Building, 9th and Broad Streets, House Room D, Richmond, Virginia. 

A meeting to the changes suggested by affected law-enforcement personnel to the Law Enforcement Entry-Level Training Standards.

Contact: George Gotschalk, Chief, Training and Standards, Department of Criminal Justice Services, 805 E. Broad St., Richmond, VA 23219, telephone (804) 786-8001 or FAX (804) 786-0410.

Victim/Witness Issues Advisory Committee

† **September 21, 1999 - Noon** -- Open Meeting
General Assembly Building, 9th and Broad Streets, 4th Floor West Conference Room, Richmond, Virginia. 

A meeting to discuss victim/witness issues throughout the state of Virginia. The meeting will begin immediately after adjournment of full Criminal Justice Services Board (approximately noon).

Contact: Mandie Patterson, Chief, Victim Services Section, Department of Criminal Justice Services, 805 E. Broad St., Richmond, VA 23219, telephone (804) 786-3923 or FAX (804) 786-7980.

BOARD OF DENTISTRY

September 16, 1999 - 9:30 a.m. -- Public Hearing
Hyatt Regency, 1800 Presidents Street, Reston, Virginia. 
(Interpreter for the deaf provided upon request)

October 15, 1999 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board of Dentistry intends to amend regulations entitled: **18 VAC 60-20-10 et seq. Regulations Governing the Practice of Dentistry and Dental Hygiene**. The proposed amendments replace emergency regulations, which were promulgated to comply with statutory provisions authorizing the board to issue volunteer restricted licenses in dentistry and dental hygiene.

Statutory Authority: §§ 54.1-2400, 54.1-2712.1 and 54.1-2726.1 of the Code of Virginia.

Contact: Marcia J. Miller, Executive Director, Board of Dentistry, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9901.

† **September 16, 1999 - 10 a.m.** -- Open Meeting
Hyatt Regency, 1800 Presidents Street, Reston, Virginia. 
(Interpreter for the deaf provided upon request)

A business meeting with committee reports, review of consent orders, minutes and general requests made to the board. Public comment will be received at the beginning of the meeting.

Contact: Marcia J. Miller, Executive Director, Board of Dentistry, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9906 or (804) 662-7197/TTY 

† **September 17, 1999 - 9 a.m.** -- Open Meeting
Hyatt Regency, 1800 Presidents Street, Reston, Virginia. 
(Interpreter for the deaf provided upon request)

A quorum of the board will conduct a formal administrative hearing on a disciplinary case. This is a public meeting; however, no public comment will be received.

Contact: Marcia J. Miller, Executive Director, Board of Dentistry, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9906 or (804) 662-7197/TTY 

VIRGINIA ECONOMIC DEVELOPMENT PARTNERSHIP

September 7, 1999 - 11 a.m. -- Open Meeting
Virginia Economic Development Partnership, Riverfront Plaza, 901 East Byrd Street, West Tower, 9th Floor, Board Room, Richmond, Virginia. 

A meeting to discuss issues pertaining to the Virginia Economic Development Partnership.

Contact: Kimberly M. Ellett, Administrative Assistant, Virginia Economic Development Partnership, P.O. Box 798, Richmond, VA 23218-0798, telephone (804) 371-8108 or FAX (804) 371-8112.

BOARD OF EDUCATION

† **September 23, 1999 - 9 a.m.** -- Open Meeting
General Assembly Building, 9th and Broad Streets, Senate Room B, Richmond, Virginia. (Interpreter for the deaf provided upon request)

The Board of Education and the Board of Vocational Education will hold its regularly scheduled meeting. Business will be conducted according to items on the agenda. The agenda is available upon request.

Contact: Dr. Margaret Roberts, Executive Assistant for Board Relations, Department of Education, Monroe Bldg., 101 N. 14th St., P.O. Box 2120, Richmond, VA 23218-2120, telephone (804) 225-2540, FAX (804) 225-2524 or toll-free 1-800-292-3820.

BOARDS OF EDUCATION; JUVENILE JUSTICE; MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES; AND SOCIAL SERVICES

October 1, 1999 -- Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Boards of Education; Juvenile Justice; Mental Health, Mental Retardation and Substance Abuse Services; and Social Services intend to repeal regulations entitled: **8 VAC 20-50-10 et seq., 6 VAC 35-50-10 et seq., 12 VAC 35-30-10 et seq., and 22 VAC 40-150-10 et seq. Standards for Interdepartmental Regulation of Residential Facilities for Children.** These regulations are being repealed as the proposed revisions are so extensive that it is more efficient to repeal the existing regulations and promulgate a new regulation in its place. The proposed regulation, 22 VAC 42-10-10 et seq., Standards for the Interagency Regulation of Children's Residential Facilities, was published in 15:22 VA.R. 2834-2870 July 19, 1999.

Statutory Authority: §§ 16.1-309.9, 22.1-321, 22.1-323, 22.1-323.2, 37.1-182, 37.1-189.1, 63.1-25, 63.1-217, 66-10 and 66-24 of the Code of Virginia.

Contact: Charlene Vincent, Acting Coordinator, Office of Interdepartmental Regulation, Department of Social Services, 730 E. Broad St., Richmond, VA 23219-1849, telephone (804) 692-1962 or FAX (804) 692-1965.

September 17, 1999 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Boards of Education; Juvenile Justice; Mental Health, Mental Retardation and Substance Abuse Services; and Social Services intend to adopt regulations entitled: **22 VAC 42-10-10 et seq.**

Standards for Interagency Regulation of Children's Residential Facilities. The purpose of the proposed regulation is to ensure that a minimally acceptable level of care, treatment and education are provided by children's residential facilities.

Statutory Authority: §§ 16.1-309.9, 22.1-321, 22.1-323, 22.1-323.2, 37.1-182, 37.1-189.1, 63.1-25, 63.1-217, 66-10 and 66.24 of the Code of Virginia.

Contact: Charlene Vincent, Coordinator, Office of Interdepartmental Regulation, Department of Social Services, 730 E. Broad St., Richmond, VA 23219-1849, telephone (804) 692-1961 or FAX (804) 692-1965.

LOCAL EMERGENCY PLANNING COMMITTEE - WINCHESTER

September 2, 1999 - 3 p.m. -- Open Meeting
Shawnee Fire Company, 2333 Roosevelt Boulevard, Winchester, Virginia.

A meeting to finalize the packets for distribution to the public on Y2K, make a decision on distribution points, who will distribute the packets and who will maintain the inventory at these distribution locations. There will be a review of the annual update of SARA Title III Emergency Response Plan.

Contact: L. A. Miller, Fire and Rescue Chief, Winchester Fire and Rescue Department, 126 N. Cameron St., Winchester, VA 22601, telephone (540) 662-2298 or (540) 662-4131/TTY ☎

LOCAL EMERGENCY PLANNING COMMITTEE - CITY OF ALEXANDRIA

† **September 8, 1999 - 4 p.m.** -- Open Meeting
Lee Center Training Academy, 1108 Jefferson Street, Alexandria, Virginia. (Interpreter for the deaf provided upon request)

A meeting with committee members and facility emergency coordinators to conduct business in accordance with SARA Title III, Emergency Planning and Community Right-to-Know Act of 1986.

Contact: Charles McRorie, Coordinator, 900 Second St. Alexandria, VA 22314, telephone (703) 838-3825 or (703) 838-5056/TTY ☎

DEPARTMENT OF ENVIRONMENTAL QUALITY

† **August 31, 1999 - 10 a.m.** -- Open Meeting
† **September 29, 1999 - 10 a.m.** -- Open Meeting
Department of Environmental Quality, 629 East Main Street, Richmond, Virginia. (Interpreter for the deaf provided upon request)

A meeting of the Citizens Wetlands Advisory Committee to discuss a wetlands strategy for the Commonwealth.

Calendar of Events

Contact: William K. Norris, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4022, FAX (804) 698-4019 or (804) 698-4021/TTY ☎

† **August 31, 1999 - 9 a.m.** -- Open Meeting

† **September 16, 1999 - 9 a.m.** -- Open Meeting

† **September 28, 1999 - 9 a.m.** -- Open Meeting

Department of Environmental Quality, Piedmont Regional Office, 4949-A Cox Road, Glen Allen, Virginia. ♿

A meeting of the Water Reuse Advisory Group to discuss issues surrounding land application, and reclamation and reuse of wastewater, as required by 1999 legislation, House Joint Resolution 662.

Contact: Lily Choi, Environmental Engineer Senior, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4054, FAX (804) 698-4032 or (804) 698-4021/TTY ☎

Virginia Ground Water Protection Steering Committee

September 21, 1999 - 9 a.m. -- Open Meeting

Department of Environmental Quality, 629 East Main Street, Richmond, Virginia. ♿

A regular meeting.

Contact: Mary Ann Massie, Environmental Program Planner, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240-0009, telephone (804) 698-4042, FAX (804) 698-4032 or (804) 698-4021/TTY ☎

Solid Waste Management Regulation Advisory Committee

† **October 4, 1999 - 9 a.m.** -- Open Meeting

† **October 28, 1999 - 9 a.m.** -- Open Meeting

Department of Environmental Quality, 629 East Main Street, Richmond, Virginia. ♿

A meeting of the advisory committee for Amendment 2 to the Solid Waste Management Regulations.

Contact: John Ely, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240-0009, telephone (804) 698-4249.

DEPARTMENT OF ENVIRONMENTAL QUALITY and DEPARTMENT OF CONSERVATION AND RECREATION

† **September 15, 1999 - 1 p.m.** -- Open Meeting

General Assembly Building, 9th and Broad Streets, House Room C, Richmond, Virginia. ♿

A public hearing to receive input on the allocation of funds to the Water Quality Improvement Fund. The Secretary of Natural Resources is seeking public

comment on the assignment of approximately 5.23 million dollars in state cost-share funds between the Cooperative Point Source and Nonpoint Source Programs under the WQIF. These funds were appropriated by the 1999 General Assembly.

Contact: John Kennedy, Environmental Program Manager, Department of Environmental Quality, P. O. Box 10009, Richmond, VA 23240-0009, telephone (804) 698-4312 or FAX (804) 698-4319.

VIRGINIA FIRE SERVICES BOARD

October 14, 1999 - 8:30 a.m. -- Open Meeting

Bernard's Landing at Smith Mountain Lake, 775 Ashmeade Road, Moneta, Virginia.

Committee meetings of the board to discuss fire training and policies will meet as follows:

Fire/EMS Education and Training Committee - 8:30 a.m.

Legislative/Liaison Committee - 10 a.m.

Fire Prevention and Control Committee - 1 p.m.

The meetings are open to the public for input and comments.

Contact: Troy H. Lapetina, Executive Director, Department of Fire Programs, James Monroe Bldg., 101 N. 14th St., 18th Floor, Richmond, VA 23219, telephone (804) 371-0220.

October 15, 1999 - 9 a.m. -- Open Meeting

Bernard's Landing at Smith Mountain Lake, 775 Ashmeade Road, Moneta, Virginia.

A business meeting to discuss fire training and policies. The meeting is open to the public for input and comments.

Contact: Troy H. Lapetina, Executive Director, Department of Fire Programs, James Monroe Bldg., 101 N. 14th St., 18th Floor, Richmond, VA 23219, telephone (804) 371-0220.

BOARD OF FUNERAL DIRECTORS AND EMBALMERS

September 15, 1999 - 9 a.m. -- Public Hearing

Department of Health Professions, 6606 West Broad Street, 5th Floor, Richmond, Virginia.

October 15, 1999 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board of Funeral Directors and Embalmers intends to amend regulations entitled: **18 VAC 65-20-10 et seq. Regulations of the Board of Funeral Directors and Embalmers.** The proposed amendments replace emergency regulations, which were promulgated to comply with statutory provisions authorizing the board to register crematories.

Statutory Authority: §§ 54.1-2400 and Chapter 28 (§ 54.1-2800 et seq.) of Title 54.1 of the Code of Virginia.

Contact: Elizabeth Young Tisdale, Executive Director, Board of Funeral Directors and Embalmers, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9907.

September 15, 1999 - 9 a.m. -- Public Hearing
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 3, Richmond, Virginia.📍

A public hearing on crematory regulations.

Contact: Cheri Emma-Leigh, Administrative Staff Assistant, Board of Funeral Directors and Embalmers, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9907 or FAX (804) 662-9523.

September 21, 1999 - Noon -- Public Hearing
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 4, Richmond, Virginia.📍

A meeting of the Special Conference Committee to hold informal hearings. Public comment will not be received.

Contact: Cheri Emma-Leigh, Administrative Staff Assistant, Board of Funeral Directors and Embalmers, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9907 or FAX (804) 662-9523.

September 22, 1999 - 9 a.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 2, Richmond, Virginia.📍

A general meeting of the board. There will be a 15-minute public comment period.

Contact: Cheri Emma-Leigh, Administrative Staff Assistant, Board of Funeral Directors and Embalmers, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9907 or FAX (804) 662-9523.

September 22, 1999 - 1 p.m. -- Open Meeting

September 23, 1999 - 9 a.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 2, Richmond, Virginia.📍

Meetings to conduct formal hearings. Public comment will not be received.

Contact: Cheri Emma-Leigh, Administrative Staff Assistant, Board of Funeral Directors and Embalmers, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9907 or FAX (804) 662-9523.

October 12, 1999 - 9 a.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 1, Richmond, Virginia.📍

The Legislative Committee will review and discuss future legislative proposals. There will be a 15-minute public comment period at the beginning of the meeting.

Contact: Cheri Emma-Leigh, Administrative Staff Assistant, Board of Funeral Directors and Embalmers, 6606 W. Broad

St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9907 or FAX (804) 662-9523.

October 12, 1999 - 11 a.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 1, Richmond, Virginia.📍

A meeting of the Regulatory and Bylaws Committee to discuss and review future regulatory proposals. There will be a 15 minute public comment period at the beginning of the meeting.

Contact: Cheri Emma-Leigh, Administrative Staff Assistant, Board of Funeral Directors and Embalmers, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9907 or FAX (804) 662-9523.

STATE BOARD OF HEALTH

September 7, 1999 - 10 a.m. -- Public Hearing
J. Sargent Reynolds Corporate Center, North Run Business Park, 1630 East Parham Road, Richmond, Virginia.

September 9, 1999 - 1 p.m. -- Public Hearing
Central Rappahannock Regional Library, 1201 Caroline Street, Fredericksburg, Virginia.

September 16, 1999 - 1 p.m. -- Public Hearing
Lynchburg Public Library, 2315 Memorial Avenue, Lynchburg, Virginia.

September 23, 1999 - 1 p.m. -- Public Hearing
Main Street Library, 110 Main Street, Newport News, Virginia.

October 15, 1999 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the State Board of Health intends to adopt regulations entitled: **12 VAC 5-408-10 et seq. Regulations for the Certification of Managed Care Health Insurance Plan Licenses.** Senate Bill 712 (1998) established a quality assurance certification program for managed care health insurance plan (MCHIP) licensees. All MCHIP licensees will have to obtain certification and remain certified by the State Health Commissioner to confirm the quality of health care services they deliver. The regulation will define the expectations relating to quality upon which certification will be based.

Statutory Authority: § 32.1-137.3 of the Code of Virginia.

Public comments may be submitted until October 15, 1999, to Nancy R. Hofheimer, Director, Department of Health, 3600 West Broad Street, Richmond, VA 23230.

Contact: Carrie Eddy, Policy Analyst, Center for Quality Health Care Services and Consumer Protection, Department of Health, 3600 W. Broad St., Suite 216, Richmond, VA 23230, telephone (804) 367-2157 or FAX (804) 367-2149.

Calendar of Events

Biosolids Use Regulations Advisory Committee

† **September 15, 1999 - 10 a.m.** -- Open Meeting
The UVA Richmond Center, 7740 Shrader Road, Suite E,
Richmond, Virginia. 

A meeting to discuss issues concerning the implementation of the Biosolids Use Regulations involving land application, distribution, or marketing of biosolids.

Contact: C.M. Sawyer, Director, Division of Wastewater Engineering, Department of Health, P.O. Box 2448, Richmond, VA 23218, telephone (804) 786-1755 or FAX (804) 371-2891.

Biosolids Use Information Committee

† **September 15, 1999 - 1 p.m.** -- Open Meeting
The UVA Richmond Center, 7740 Shrader Road, Suite E,
Richmond, Virginia. 

A meeting immediately following the Biosolids Use Regulations Advisory Committee meeting to discuss specific concerns relating to the agricultural use of biosolids including issues involving the final Biosolids Use Regulations and the land application, marketing, or distribution of biosolids.

Contact: C.M. Sawyer, Director, Division of Wastewater Engineering, Department of Health, P.O. Box 2448, Richmond, VA 23218, telephone (804) 786-1755 or FAX (804) 786-5567.

BOARD FOR HEARING AID SPECIALISTS

† **September 28, 1999 - 8:30 a.m.** -- Open Meeting
Department of Professional and Occupational Regulation,
3600 West Broad Street, 4th Floor, Richmond, Virginia. 
(Interpreter for the deaf provided upon request)

A meeting to discuss regulatory review and other matters requiring board action, including disciplinary cases. All meetings are subject to change or cancellation. A public comment period will be held at the beginning of the meeting. Persons desiring to participate in the meeting and requiring special accommodations or interpreter services should contact the department at least 10 days prior to the meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.

Contact: Nancy Taylor Feldman, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., 4th Floor, Richmond, VA 23230-4917, telephone (804) 367-8590, FAX (804) 367-2474 or (804) 367-9753/TTY 

DEPARTMENT OF HISTORIC RESOURCES

Board of Historic Resources and State Review Board

† **September 15, 1999 - 10 a.m.** -- Open Meeting
Wilton House Museum, Dependency Building, 215 South
Wilton Road, Richmond, Virginia. 

A quarterly meeting to consider completed and proposed reports for the National Register of Historic Places and the Virginia Landmarks Register, easements and highway markers.

Contact: Marc C. Wagner, National Register Manager, Department of Historic Resources, 2801 Kensington Ave., Richmond, VA 23221, telephone (804) 367-2323/ext. 115, FAX (804) 367-2391 or (804) 367-2386/TTY 

HOPEWELL INDUSTRIAL SAFETY COUNCIL

September 7, 1999 - 9 a.m. -- Open Meeting
Hopewell Community Center, 100 West City Point Road,
Hopewell, Virginia. 
(Interpreter for the deaf provided upon request)

Local Emergency Preparedness Committee meeting on emergency preparedness as required by SARA Title III.

Contact: Robert Brown, Emergency Services Coordinator, 300 N. Main St., Hopewell, VA 23860, telephone (804) 541-2298.

BOARD OF HOUSING AND COMMUNITY DEVELOPMENT

September 8, 1999 - 2:30 p.m. -- Open Meeting
Norfolk Waterside Marriott, 235 East Main Street, Norfolk,
Virginia. 

A regular monthly business meeting of the board. Public comment will be received.

Contact: Stephen W. Calhoun, CPA, Senior Policy Analyst, Board of Housing and Community Development, The Jackson Center, 501 N. 2nd St., Richmond, VA 23219, telephone (804) 371-7015, FAX (804) 371-7092 or (804) 371-7089/TTY 

STATEWIDE INDEPENDENT LIVING COUNCIL

September 8, 1999 - 10 a.m. -- Open Meeting
Department of Rehabilitative Services, 8004 Franklin Farms
Drive, Conference Room 101, Richmond, Virginia. 
(Interpreter for the deaf provided upon request)

A meeting of the Executive Committee to review and amend the spending plan for the State Plan for Independent Living.

Contact: James A. Rothrock, Statewide Independent Living Council Staff, 1802 Marroit Rd., Richmond, VA 23229, telephone (804) 673-0119 or FAX (804) 282-7118.

VIRGINIA INFORMATION PROVIDERS NETWORK AUTHORITY

October 28, 1999 - 1 p.m. -- Open Meeting
Division of Motor Vehicles, 2300 West Broad Street, Room 702, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular bimonthly meeting.

Contact: Fred Marcus, Agency Management Analyst, Virginia Information Providers Network Authority, 2300 W. Broad St., Room 321, Richmond, VA 23269, telephone (804) 367-2850 or FAX (804) 367-2536.

VIRGINIA ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS

† **October 17, 1999 - 2 p.m.** -- Open Meeting
Williamsburg Lodge and Conference Center, Dominion Room, Second Floor, Williamsburg, Virginia. 

A meeting coinciding with the beginning of the Virginia Municipal League's annual conference to discuss the ACIR's legislative agenda for the 2000 General Assembly session.

Contact: Adele MacLean, Secretary, Virginia Advisory Commission on Intergovernmental Relations, Pocahontas Bldg., 900 E. Main St., Suite 103, Richmond, VA 23219, telephone (804) 786-6508, FAX (804) 371-7999 or (804) 828-1120/TTY 

STATE LAND EVALUATION ADVISORY COUNCIL

September 27, 1999 - 10 a.m. -- Open Meeting
Department of Taxation, 2220 West Broad Street, Richmond, Virginia. 

A meeting to adopt suggested ranges of values for agricultural, horticultural, forest and open-space land use and the use-value assessment program.

Contact: H. Keith Mawyer, Property Tax Manager, Department of Taxation, Office of Customer Services, Property Tax Unit, 2220 W. Broad St., Richmond, VA 23220, telephone (804) 367-8020.

DEPARTMENT OF LABOR AND INDUSTRY

Virginia Apprenticeship Council

NOTE CHANGE IN MEETING DATE

September 16, 1999 - 10 a.m. -- Open Meeting

University of Virginia, Newcomb Hall, 3rd Floor, South Meeting Room, Charlottesville, Virginia.  (Interpreter for the deaf provided upon request)

A business meeting. Agenda will be announced.

Contact: Beverly Donati, Assistant Program Director, Department of Labor and Industry, Powers-Taylor Bldg, 13 S. 13th St., Richmond, VA 23219, telephone (804) 786-2382, FAX (804) 786-8418 or (804) 786-2376/TTY 

Migrant and Seasonal Farmworkers Board

† **September 22, 1999 - 10 a.m.** -- Open Meeting
General Assembly Building, 9th and Broad Streets, House Room D, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular quarterly meeting of the board.

Contact: Patti C. Bell, Public Relations Coordinator, Department of Labor and Industry, Powers-Taylor Bldg., 13 S. 13th St., Richmond, VA 23219, telephone (804) 225-3083, FAX (804) 786-8418 or (804) 786-2376/TTY 

COMMISSION ON LOCAL GOVERNMENT

September 13, 1999 - 10 a.m. -- Open Meeting
Commission on Local Government, Pocahontas Building, 900 East Main Street, Suite 103, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting to consider such matters as may be presented.

Contact: Barbara Bingham, Administrative Assistant, Pocahontas Building, 900 East Main Street, Suite 103, Richmond, VA 23219-3513, telephone (804) 786-6508, FAX (804) 371-7999 or (800) 820-1120/TTY 

VIRGINIA MANUFACTURED HOUSING BOARD

† **September 23, 1999 - 10 a.m.** -- Open Meeting
Department of Housing and Community Development, 501 North 2nd Street, The Jackson Center, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular monthly meeting.

Contact: Curtis L. McIver, Associate Director, Department of Housing and Community Development, Manufactured Housing Office, The Jackson Center, 501 N. 2nd St., Richmond, VA 23219, telephone (804) 371-7160 or (804) 371-7089/TTY 

MARINE RESOURCES COMMISSION

September 28, 1999 - 9:30 a.m. -- Open Meeting

Calendar of Events

Marine Resources Commission, 2600 Washington Avenue, Room 403, Newport News, Virginia.  (Interpreter for the deaf provided upon request)

The commission will hear and decide the following marine environmental matters beginning at 9:30 a.m.: permit applications for projects in wetlands, bottom lands, coastal primary sand dunes and beaches; appeals of local wetland board decisions; and policy and regulatory issues. The commission will hear and decide the following fishery management items beginning at approximately noon: regulatory proposals; fishery management plans; fishery conservation issues; licensing; and shellfish leasing. Meetings are open to the public. Testimony will be taken under oath from parties addressing agenda items on permits and licensing. Public comments will be taken on resource matters, regulatory issues and items scheduled for public hearing.

Contact: LaVerne Lewis, Secretary to the Commission, Marine Resources Commission, P.O. Box 756, Newport News, VA 23607-0756, telephone (757) 247-2261, toll-free 1-800-541-4646 or (757) 247-2292/TTY 

BOARD OF MEDICAL ASSISTANCE SERVICES

September 14, 1999 - 9 a.m. -- Open Meeting
University of Virginia, Rotunda, West Oval Room, Charlottesville, Virginia.

A meeting to discuss medical assistance services policy and to take action on issues pertinent to the board.

Contact: Leah D. Hamaker, Board Liaison, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 786-8099 or FAX (804) 371-4981.

† November 9, 1999 - 10 a.m. -- Open Meeting
Department of Medical Assistance Services, 600 E. Broad Street, Richmond, Virginia. 

A regular meeting.

Contact: Leah D. Hamaker, Board Liaison, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 786-4626 or FAX (804) 371-4981.

DEPARTMENT OF MEDICAL ASSISTANCE SERVICES

NOTE: CHANGE IN PUBLIC COMMENT DEADLINE

September 17, 1999 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Department of Medical Assistance Services intends to amend regulations entitled: **12 VAC 30-50-10 et seq., Amount, Duration,**

and Scope of Medical and Remedial Care Services; 12 VAC 30-60-10 et seq., Standards Established and Methods Used to Assure High Quality Care; 12 VAC 30-80-10 et seq., Methods and Standards for Establishing Payment Rates; Other Types of Care; and 12 VAC 30-130-10 et seq., Amount, Duration and Scope of Selected Services. This regulatory action realigns the Title XIX Medicaid hospice services with those of the Title XVIII Medicare hospice services. The benefits periods will be the same across the two programs, payments for services will be based on location of service delivery and not the agency's home office address, and hospices will be permitted to contract out their physician services.

Statutory Authority: § 32.1-325 of the Code of Virginia.

Public comments may be submitted until September 17, 1999, to Vivian Horn, Division of Program Operations, Department of Medical Assistance Services, 600 East Broad Street, Suite 1300, Richmond, VA 23219.

Contact: Victoria P. Simmons, Regulatory Coordinator, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 371-8854.

BOARD OF MEDICINE

September 3, 1999 - 9 a.m. -- Open Meeting
Roanoke Airport Marriott Hotel, 2801 Hershberger Road, N.W., Roanoke, Virginia.

A meeting to inquire into allegations that certain practitioners may have violated laws and regulations governing the practice of medicine and other healing arts in Virginia. The panel will meet in open and closed sessions pursuant to § 2.1-344 A 7 and A 15 of the Code of Virginia. Public comment will not be received.

Contact: Karen W. Perrine, Deputy Executive Director, Board of Medicine, Department of Health Professions, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-7693, FAX (804) 662-9943 or (804) 662-7197/TTY 

September 8, 1999 - 9 a.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

The Advisory Committee on Acupuncturists will discuss regulatory review of 18 VAC 85-110-10 et seq., Regulations Governing the Practice of Licensed Acupuncturists, and such other issues which may be presented. The committee will entertain public comments during the first 15 minutes on agenda items.

Contact: Warren W. Koontz, M.D., Executive Director, Board of Medicine, Department of Health Professions, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717,

telephone (804) 662-9960, FAX (804) 662-9517 or (804) 662-7197/TTY ☎

September 8, 1999 - 1 p.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Richmond, Virginia.☎ (Interpreter for the deaf provided upon request)

The Advisory Committee on Radiologic Technologists will review public comments and make recommendations to the board regarding 18 VAC 85-101-10 et seq., Regulations Governing the Licensure of Radiologic Technologists and Radiologic Technologists-Limited, and such other issues which may be presented. The advisory committee will entertain public comments during the first 15 minutes on agenda items.

Contact: Warren W. Koontz, M.D., Executive Director, Board of Medicine, Department of Health Professions, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9960, FAX (804) 662-9517 or (804) 662-7197/TTY ☎

September 9, 1999 - 1 p.m. -- Public Hearing
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 4, Richmond, Virginia.

October 1, 1999 -- Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board of Medicine intends to amend regulations entitled: **18 VAC 85-40-10 et seq. Regulations Governing the Practice of Respiratory Care Practitioners.** The purpose of the proposed action is to replace emergency regulations for the licensure of respiratory care practitioners.

Statutory Authority: § 54.1-2400 and Chapter 29 (§ 54.1-2900 et seq.) of Title 54.1 of the Code of Virginia.

Contact: Warren W. Koontz, M.D., Executive Director, Board of Medicine, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9908 or FAX (804) 662-9943.

September 9, 1999 - 1 p.m. -- Public Hearing
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 4, Richmond, Virginia.

October 15, 1999 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board of Medicine intends to amend regulations entitled: **18 VAC 85-101-10 et seq. Regulations for the Licensure of Occupational Therapists.** The amendments are proposed to replace emergency regulations, effective January 29, 1999, which were promulgated to comply with statutory provisions requiring licensure of occupational therapists. Proposed amendments clarify the requirements for licensure and clarify that evidence of active practice is required for renewal or reinstatement of a license and for an applicant applying

for licensure from another state. Active practice is defined as 160 hours within a 24-month period.

Statutory Authority: §§ 54.1-2400 and Chapter 29 (§ 54.1-2900 et seq.) of Title 54.1 of the Code of Virginia.

Contact: Warren W. Koontz, M.D., Executive Director, Board of Medicine, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9908.

September 9, 1999 - 9 a.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Richmond, Virginia.☎ (Interpreter for the deaf provided upon request)

The Advisory Board on Occupational Therapy will review public comments and make recommendations to the board regarding the regulatory review of 18 VAC 85-80-10 et seq., Regulations for Licensure of Occupational Therapists, and such other issues which may be presented. The advisory board will entertain public comments during the first 15 minutes on agenda items.

Contact: Warren W. Koontz, M.D., Executive Director, Board of Medicine, Department of Health Professions, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9960, FAX (804) 662-9517 or (804) 662-7197/TTY ☎

September 9, 1999 - 1 p.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Richmond, Virginia.☎ (Interpreter for the deaf provided upon request)

The Advisory Board on Respiratory Care will review public comments and make recommendations to the board regarding the regulatory review of 18 VAC 85-40-10 et seq., Regulations Governing the Practice of Respiratory Care Practitioners, and such other issues which may be presented.

Contact: Warren W. Koontz, M.D., Executive Director, Board of Medicine, Department of Health Professions, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9960, FAX (804) 662-9517 or (804) 662-7197/TTY ☎

September 10, 1999 - 9 a.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Richmond, Virginia.☎ (Interpreter for the deaf provided upon request)

The Advisory Board on Physical Therapy will review public comments and make recommendations to the board regarding the regulatory review of 18 VAC 85-31-10 et seq., Regulations Governing the Practice of Physical Therapy, and such other issues which may be presented. The advisory board will entertain public comments during the first 15 minutes on agenda items.

Contact: Warren W. Koontz, M.D., Executive Director, Board of Medicine, Department of Health Professions, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9960, FAX (804) 662-9517 or (804) 662-7197/TTY ☎

Calendar of Events

September 10, 1999 - 1 p.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street,
5th Floor, Richmond, Virginia. (Interpreter for the deaf
provided upon request)

The Advisory Committee on Physician Assistants will review public comments and make recommendations to the board regarding the regulatory review of 18 VAC 85-50-10 et seq., Regulations Governing the Practice of Physician Assistants, and such other issues which may be presented. The committee will entertain public comments during the first 15 minutes on agenda items.

Contact: Warren W. Koontz, M.D., Executive Director, Board of Medicine, Department of Health Professions, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9960, FAX (804) 662-9517 or (804) 662-7197/TTY

September 24, 1999 - 1 p.m. -- Public Hearing
Department of Health Professions, 6606 West Broad Street,
5th Floor, Conference Room 2, Richmond, Virginia.

October 15, 1999 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board of Medicine intends to amend regulations entitled: **18 VAC 85-20-10 et seq. Regulations Governing the Practice of Medicine, Osteopathy, Podiatry, Chiropractic and Physician Acupuncture.** The amendments are proposed pursuant to a statutory mandate in § 54.1-2910.1 of the Code of Virginia to establish a physician profile system which would provide information on the practice and disciplinary history of doctors of medicine and osteopathy.

Statutory Authority: §§ 54.1-2400 and 54.1-2910.1 of the Code of Virginia.

Contact: Warren W. Koontz, M.D., Executive Director, Board of Medicine, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9908.

† October 14, 1999 - 8 a.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street,
5th Floor, Richmond, Virginia. (Interpreter for the deaf
provided upon request)

A meeting to conduct general board business, receive committee and board reports, and discuss any other items which may come before the board. The board will also meet on Thursday, Friday, and Saturday, October 14, 15, and 16, to review reports, interview licensees/applicants, conduct administrative proceedings, and make decisions on disciplinary matters. The board will also review any regulations that may come before it. The board will entertain public comments during the first 15 minutes on agenda items.

Contact: Warren W. Koontz, M.D., Executive Director, Board of Medicine, Department of Health Professions, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717,

telephone (804) 662-9960, FAX (804) 662-9517 or (804) 662-7197/TTY

Informal Conference Committee

September 15, 1999 - 8:30 a.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street,
Richmond, Virginia.

September 2, 1999 - 9 a.m. -- Open Meeting
Sheraton Inn, 2801 Plank Road, Fredericksburg, Virginia.

September 9, 1999 - 9:30 a.m. -- Open Meeting
September 15, 1999 - 8:30 a.m. -- Open Meeting
Roanoke Airport Marriott, 2801 Hershberger Road, Roanoke,
Virginia.

† October 22, 1999 - 9 a.m. -- Open Meeting
Williamsburg Marriott, 50 Kingsmill Road, Williamsburg,
Virginia.

A meeting to inquire into allegations that certain practitioners may have violated laws and regulations governing the practice of medicine and other healing arts in Virginia. The committee will meet in open and closed sessions pursuant to § 2.1-344 A 7 and A 15 of the Code of Virginia. Public comment will not be received.

Contact: Karen W. Perrine, Deputy Executive Director, Board of Medicine, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-7332, FAX (804) 662-9517 or (804) 662-7197/TTY

Legislative Committee

† September 24, 1999 - 1 p.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street,
5th Floor, Richmond, Virginia. (Interpreter for the deaf
provided upon request)

A meeting to discuss legislative issues related to board activities and regulations, to review any pending regulations pursuant to regulatory review or legislative action, and to consider any other information that may come before the committee. The committee will entertain public comments during the first 15 minutes on agenda items.

Contact: Warren W. Koontz, M.D., Executive Director, Board of Medicine, Department of Health Professions, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9960, FAX (804) 662-9517 or (804) 662-7197/TTY

MOTOR VEHICLE DEALER BOARD

† September 21, 1999 - 9 a.m. -- Open Meeting
Department of Motor Vehicles, 2300 West Broad Street, 7th
Floor, Room 702, Richmond, Virginia. (Interpreter for the
deaf provided upon request)

Committees will meet as follows:

Transaction Recovery Fund Committee - 9 a.m.
Licensing Committee - 10 a.m.
Dealer Practices Committee - 1 p.m.
Advertising Committee - 3 p.m.

Any person who needs any accommodation in order to participate in the meeting should contact the board at least 10 days before the meeting so that suitable arrangements can be made.

Contact: Alice R. Weedon, Administrative Assistant, Motor Vehicle Dealer Board, 2201 W. Broad St., Suite 104, Richmond, VA 23220, telephone (804) 367-1100, FAX (804) 367-1053 or toll free 1-877-270-0203.

† **September 22, 1999 - 9:30 a.m.** -- Open Meeting
Department of Motor Vehicles, 2300 West Broad Street, 7th Floor, Room 702, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting of the full board. Prior to the meeting the following committees will meet:

Finance Committee - 8:30 a.m. -- Room 702
Franchise Law Committee - 9 a.m. -- Executive Conference Room

Any person who needs any accommodation in order to participate in the meeting should contact the board at least 10 days before the meeting so that suitable arrangements can be made.

Contact: Alice R. Weedon, Administrative Assistant, Motor Vehicle Dealer Board, 2201 W. Broad St., Suite 104, Richmond, VA 23220, telephone (804) 367-1100, FAX (804) 367-1053 or toll free 1-877-270-0203.

VIRGINIA MUSEUM OF FINE ARTS

† **September 7, 1999 - 8 a.m.** -- Open Meeting
Virginia Museum of Fine Arts, 2800 Grove Avenue, Main Lobby Conference Room, Richmond, Virginia. 

A work session of the Executive Committee for a monthly briefing with the staff.

Contact: Emily C. Robertson, Secretary of the Museum, Virginia Museum of Fine Arts, 2800 Grove Ave., Richmond, VA 23221-2466, telephone (804) 367-0553 or FAX (804) 367-2633.

† **September 15, 1999 - 3:15 p.m.** -- Open Meeting
Center for Education and Outreach, 2800 Grove Avenue, 2nd Floor Meeting Room, Richmond, Virginia. 

A meeting of the Communications and Marketing Committee to review marketing efforts for Splendors of Ancient Egypt and to discuss new marketing plans and ideas. Public comment will not be received.

Contact: Emily C. Robertson, Secretary of the Museum, Virginia Museum of Fine Arts, 2800 Grove Ave., Richmond, VA 23221, telephone (804) 367-0553 or FAX (804) 367-2633.

† **September 15, 1999 - 2 p.m.** -- Open Meeting
Center for Education and Outreach, 2800 Grove Avenue, Multipurpose Meeting Room, Richmond, Virginia. 

Initial meeting for the season of the Education and Programs Committee to receive updates on existing programming and discuss upcoming efforts. Public comment will not be received.

Contact: Emily C. Robertson, Secretary of the Museum, Virginia Museum of Fine Arts, 2800 Grove Ave., Richmond, VA 23221, telephone (804) 367-0553 or FAX (804) 367-2633.

† **September 15, 1999 - 4:30 p.m.** -- Open Meeting
Center for Education and Outreach, 2800 Grove Avenue, Multipurpose Meeting Room, First Floor, Richmond, Virginia. 

A meeting of the Exhibitions Committee to review the current exhibition schedule and consider proposed exhibitions. A portion of the meeting will be held in closed session. Public comment will not be received.

Contact: Emily C. Robertson, Secretary of the Museum, Virginia Museum of Fine Arts, 2800 Grove Ave., Richmond, VA 23221, telephone (804) 367-0553 or FAX (804) 367-2633.

† **September 15, 1999 - 12:30 p.m.** -- Open Meeting
Virginia Museum of Fine Arts, 2800 Grove Avenue, Main Lobby Conference Room, Richmond, Virginia. 

The initial planning meeting of the season of the Planning Committee to review the master Site Plan and schedule. Public comment will not be received.

Contact: Emily C. Robertson, Secretary of the Museum, Virginia Museum of Fine Arts, 2800 Grove Ave., Richmond, VA 23221, telephone (804) 367-0553 or FAX (804) 367-2633.

† **September 16, 1999 - 1 p.m.** -- Open Meeting
Virginia Museum of Fine Arts, 2800 Grove Avenue, Auditorium, Richmond, Virginia. 

A quarterly meeting of the Board of Trustees to hear reports from the president, director, museum foundation, and committees, and to consider approval of acquisition of art works. Portions of the meeting will be held in closed session. Public comment will not be received.

Contact: Emily C. Robertson, Secretary of the Museum, Virginia Museum of Fine Arts, 2800 Grove Ave., Richmond, VA 23221, telephone (804) 367-0553 or FAX (804) 367-2633.

† **September 16, 1999 - 8:30 a.m.** -- Open Meeting
Center for Education and Outreach, 2800 Grove Avenue, 2nd Floor Meeting Room, Richmond, Virginia. 

The initial meeting of the season of the Buildings and Grounds Committee to hear updates on the Site Plan and on ongoing projects in the main building. Public comment will not be received.

Calendar of Events

Contact: Emily C. Robertson, Secretary of the Museum, Virginia Museum of Fine Arts, 2800 Grove Ave., Richmond, VA 23221, telephone (804) 367-0553 or FAX (804) 367-2633.

† **September 16, 1999 - 9:30 a.m.** -- Open Meeting
Virginia Museum of Fine Arts, 2800 Grove Avenue, Auditorium, Richmond, Virginia. 

A quarterly meeting of the Collections Committee to consider acquisitions and loans of art works for referral to the Board of Trustees and to hear curatorial collection reports. Closed session. Public comment will not be received.

Contact: Emily C. Robertson, Secretary of the Museum, Virginia Museum of Fine Arts, 2800 Grove Ave., Richmond, VA 23221, telephone (804) 367-0553 or FAX (804) 367-2633.

† **September 16, 1999 - 11:30 a.m.** -- Open Meeting
Virginia Museum of Fine Arts, 2800 Grove Avenue, Main Lobby Conference Room, Richmond, Virginia. 

Initial meeting of the season of the Finance Committee for budget review and update.

Contact: Emily C. Robertson, Secretary of the Museum, Virginia Museum of Fine Arts, 2800 Grove Ave., Richmond, VA 23221, telephone (804) 367-0553 or FAX (804) 367-2633.

BOARD OF NURSING

† **September 8, 1999 - 8:30 a.m.** -- Open Meeting
† **September 16, 1999 - 8:30 a.m.** -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A Special Conference Committee will conduct informal conferences with licensees and certificate holders. Public comment will not be received.

Contact: Nancy K. Durrett, R.N., Executive Director, Board of Nursing, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9909, FAX (804) 662-9943 or (804) 662-7197/TTY 

BOARD OF NURSING HOME ADMINISTRATORS

August 31, 1999 - 10 a.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Richmond, Virginia. 

A meeting of the Special Conference Committee to conduct an informal fact-finding hearing. Public comments will not be received.

Contact: Senita Booker, Administrative Staff Assistant, Board of Nursing Home Administrators, 6606 W. Broad St.,

4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9111, FAX (804) 662-9523 or (804) 662-7197/TTY 

† **October 13, 1999 - 9:30 a.m.** -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Richmond, Virginia. 

A regular meeting to discuss general board business. Public comments will be received for 15 minutes prior to the start of the meeting.

Contact: Senita Booker, Administrative Staff Assistant, Board of Nursing Home Administrators, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9111, FAX (804) 662-9523 or (804) 662-7197/TTY 

BOARD OF OPTOMETRY

† **September 16, 1999 - 8:30 a.m.** -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Room 1, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

An informal conference hearing. This is a public meeting; however, public comment will not be received.

Contact: Carol Stamey, Administrative Assistant, Department of Health Professions, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9910, FAX (804) 662-7098 or (804) 662-7197/TTY 

BOARD OF PHARMACY

August 31, 1999 - 9 a.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Rooms 1 and 3, Richmond, Virginia. 

A meeting of the Special Conference Committee to hear informal conferences.

Contact: Elizabeth Scott Russell, Executive Director, Board of Pharmacy, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9911 or FAX (804) 662-9313.

† **September 9, 1999 - 1 p.m.** -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 2, Richmond, Virginia. 

A panel of the board will conduct formal hearings. Public comments will not be received.

Contact: Elizabeth Scott Russell, Executive Director, Board of Pharmacy, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9911 or FAX (804) 662-9313.

† **September 28, 1999 - 9 a.m.** -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 1, Richmond, Virginia. 

A meeting of the Special Conference Committee to hear informal conferences. Public comments will not be received.

Contact: Elizabeth Scott Russell, Executive Director, Board of Pharmacy, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9911 or FAX (804) 662-9313.

VIRGINIA POLLUTION PREVENTION ADVISORY COMMITTEE

† **September 24, 1999 - 10 a.m.** -- Open Meeting
Department of Environmental Quality, Piedmont Regional Office, 4949-A Cox Road, Glen Allen, Virginia. ♿

A periodic meeting to advise the Department of Environmental Quality on its voluntary pollution prevention program.

Contact: Sharon K. Baxter, Pollution Prevention Manager, Virginia Pollution Prevention Advisory Committee, 629 E. Main St., Richmond, VA 23221, telephone (804) 698-4344 or toll-free (800) 592-5482.

BOARD FOR PROFESSIONAL AND OCCUPATIONAL REGULATION

† **September 13, 1999 - 10 a.m.** -- Open Meeting
† **November 16, 1999 - 10 a.m.** -- Open Meeting
Department of Professional and Occupational Regulation, 3600 West Broad Street, Richmond, Virginia. ♿

A general business meeting. Persons desiring to participate in the meeting and requiring special accommodations or interpreter services should contact the board at least 10 days prior to the meeting. The department fully complies with the Americans with Disabilities Act.

Contact: Debra L. Vought, Agency Management Analyst, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8519 or (804) 367-9753/TTY ♿

DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION

† **October 27, 1999 - 1:30 p.m.** – Public Hearing
Department of Professional and Occupational Regulation, 3600 West Broad Street, Conference Room 4, Richmond, Virginia.

November 1, 1999 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Department of Professional and Occupational Regulation intends to amend regulations entitled: **18 VAC 120-10-10 et seq.**

Public Participation Guidelines. The proposed amendments make technical changes to this regulation so that it will apply to all regulatory programs that are under the authority of the Director of the Department of Professional and Occupational Regulation rather than a regulatory board. The result will be that the regulation will apply to the newly created professional boxing and wrestling program as well as to the polygraph examiners regulatory program and to any regulatory program assigned to the Director of the Department of Professional and Occupational Regulation in the future.

Statutory Authority: §§ 9-6.14:7.1 and 54.1-201 of the Code of Virginia.

Contact: David Dick, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8507, FAX (804) 367-2475 and (804) 367-9753/TTY ♿

BOARD OF LICENSED PROFESSIONAL COUNSELORS, MARRIAGE AND FAMILY THERAPISTS AND SUBSTANCE ABUSE TREATMENT PROFESSIONALS

October 15, 1999 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board of Licensed Professional Counselors, Marriage and Family Therapists and Substance Abuse Treatment Professionals intends to amend regulations entitled: **18 VAC 115-30-10 et seq. Regulations Governing the Certification of Substance Abuse Treatment Counselors.** The purpose of the proposed amendments is to respond to Executive Order 15 (94) by clarifying and reformatting the regulations, extending the endorsement provision to include holders of certain national certifications, reducing the burden of the supervised training requirement, and clarifying the standard of practice pertaining to dual relationships. To reduce the financial burden on individuals who wish to renew a certification which has lapsed for more than four years, the board is proposing a reapplication alternative to the current cumulative renewal and penalty fee.

Statutory Authority: §§ 54.1-2400 and Chapter 35 (§ 54.1-3500 et seq.) of Title 54.1 of the Code of Virginia.

Contact: Janet Delorme, Deputy Executive Director, Board of Licensed Professional Counselors, Marriage and Family Therapists and Substance Abuse Treatment Professionals, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9575, FAX (804) 662-9943 or (804) 662-7197/TTY ♿

Calendar of Events

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October 15, 1999 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board of Licensed Professional Counselors, Marriage and Family Therapists and Substance Abuse Treatment Professionals intends to amend regulations entitled: **18 VAC 115-50-10 et seq. Regulations Governing the Practice of Marriage and Family Therapy.** The purpose of the proposed amendments is to respond to a petition for rulemaking to make it possible for individuals to be licensed if their educational programs do not offer all course work currently required; to conform the residency requirements to those required for the licensed professional counselors as mandated by statute; to simplify documentation of credentials for endorsement applicants; and to recognize all acceptable accrediting bodies for graduate programs.

Statutory Authority: §§ 54.1-2400 and Chapter 35 (§ 54.1-3500 et seq.) of Title 54.1 of the Code of Virginia.

Contact: Janet Delorme, Deputy Executive Director, Board of Licensed Professional Counselors, Marriage and Family Therapists and Substance Abuse Treatment Professionals, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9575, FAX (804) 662-9943 or (804) 662-7197/TTY ☎

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October 15, 1999 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board of Licensed Professional Counselors, Marriage and Family Therapists and Substance Abuse Treatment Professionals intends to amend regulations entitled: **18 VAC 115-60-10 et seq. Regulations Governing the Practice of Substance Abuse Treatment Practitioners.** The purpose of the proposed amendments is to promulgate new regulations establishing qualifications for licensure of substance abuse treatment practitioners, fees, and standards of ethical practice as required by statutory mandate.

Statutory Authority: §§ 54.1-2400 and Chapter 35 (§ 54.1-3500 et seq.) of Title 54.1 of the Code of Virginia.

Contact: Janet Delorme, Deputy Executive Director, Board of Licensed Professional Counselors, Marriage and Family Therapists and Substance Abuse Treatment Professionals, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9575, FAX (804) 662-9943 or (804) 662-7197/TTY ☎

BOARD OF PSYCHOLOGY

September 21, 1999 - 10 a.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 1, Richmond, Virginia. ♿

A regular meeting to hear committee reports and discuss general business. Public comment will be received at the beginning of the meeting.

Contact: Evelyn Brown, Executive Director, Board of Psychology, 6606 W. Broad St., 4th Floor, Richmond, VA 23230, telephone (804) 662-9967 or FAX (804) 662-9943.

VIRGINIA RECYCLING MARKETS DEVELOPMENT COUNCIL

† **September 14, 1999 - 10 a.m.** -- Open Meeting
Central Virginia Waste Management Authority, 2104 West Laburnum Avenue, Board Room, Richmond, Virginia. ♿
(Interpreter for the deaf provided upon request)

A quarterly meeting. Meetings are dependent on a quorum of 10. Subcommittee meetings may be held prior to or after the general council meeting.

Contact: Michael P. Murphy, Director, Environmental Enhancement, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240-0009, telephone (804) 698-4003, FAX (804) 698-4319, (804) 698-4021/TTY ☎, toll free 1-800-592-5482 or e-mail mpmurphy@deq.state.va.us.

BOARD OF REHABILITATIVE SERVICES

September 9, 1998 -9 a.m. -- Open Meeting
Woodrow Wilson Rehabilitation Center, Fishersville, Virginia. ♿ (Interpreter for the deaf provided upon request)

A quarterly business meeting.

Contact: Barbara G. Tyson, Administrative Staff Specialist, Department of Rehabilitative Services, 8004 Franklin Farms Dr., P.O. Box 300 K, Richmond, VA 23288-0300, telephone (804) 662-7010, toll-free 1-800-552-5019 or (804) 662-7000/TTY ☎

STATE BOARD OF SOCIAL SERVICES

September 17, 1999 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the State Board of Social Services intends to amend regulations entitled: **22 VAC 40-60-10 et seq. Standards and Regulations for Licensed Adult Day Care Centers.** The purpose of the proposed amendment is to comply with Code of Virginia mandates and to reflect the current needs of participants in adult day care centers.

Statutory Authority: §§ 63.1-25 and 63.1-194.2 of the Code of Virginia.

Contact: Kathryn Thomas, Program Development Supervisor, Division of Licensing Programs, Department of Social Services, 730 E. Broad St., 7th Floor, Richmond, VA 23219, telephone (804) 692-1793 or FAX (804) 692-2370.

September 17, 1999 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the State Board of Social Services intends to repeal regulations entitled: **22 VAC 40-710-10 et seq. Child Protective Services Client Appeals.** The Child Protective Services Client Appeals regulation is no longer necessary because its provisions are currently available to appellants through 22 VAC 40-705-10 et seq., Child Protective Services, which combines both programmatic and appeals regulations.

Statutory Authority: §§ 63.1-25 and 63.1-248.6:1 of the Code of Virginia.

Contact: Janice M. Sigler, Appeals and Fair Hearings Program Manager, Department of Social Services, 730 E. Broad St., 8th Floor, Richmond, VA 23219, telephone (804) 692-1832 or FAX (804) 692-1804.

September 17, 1999 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the State Board of Social Services intends to repeal regulations entitled: **22 VAC 40-820-10 et seq. Policy Regarding Purchased Services.** The purpose of the chapter being repealed was to establish uniform policies and procedures for the purchase of services within local departments of social services. The chapter is no longer needed because the local departments currently follow regulations for each program area when purchasing services for their customers.

Statutory Authority: § 63.1-25 of the Code of Virginia.

Contact: Marjorie L. Marker, Adult Services Program Consultant, Department of Social Services, 730 E. Broad St., Richmond, VA 23219, telephone (804) 692-1262 or FAX (804) 692-2215.

† **September 24, 1999 - 9 a.m.** -- Open Meeting
Hotel Roanoke and Conference Center, 110 Shenandoah Avenue, Roanoke, Virginia. 

A work session of the Child Protective Service Subcommittee.

Contact: Pat Rengnerth, State Board Liaison, Department of Social Services, 730 E. Broad St., Richmond, VA 23219, telephone (804) 692-1826, FAX (804) 692-1962, toll-free 1-800-552-3431, or toll-free 1-800-552-7096/TTY 

September 27, 1999 - 1 p.m. -- Public Hearing
Albemarle County Public Building, Board Room 241, Charlottesville, Virginia.  (Interpreter for the deaf provided upon request)

A public hearing to solicit public comment regarding the amendment to the mandated reporting requirement for suspected child abuse or neglect, wherein attending physicians report to their local department of social services' child protective services program evidence that newborn infants have been exposed to a controlled substance or display symptoms of fetal alcohol syndrome.

Contact: Betty Jo Zarris, Program Consultant, Department of Social Services, 730 E. Broad St., 2nd Floor, Richmond, VA 23219, telephone (8904) 692-1220 or FAX (804) 692-2215.

September 27, 1999 - 1 p.m. -- Public Hearing
Albemarle County Public Building, Board Room 241, Charlottesville, Virginia.

October 15, 1999 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the State Board of Social Services intends to amend regulations entitled: **22 VAC 40-705-10 et seq. Child Protective Services.** The purpose of the proposed amendments is to require attending physicians to respond to their local department of social services office evidence that newborn infants have been exposed to a controlled substance or display symptoms of fetal alcohol syndrome as required by § 63.1-248.3 A1 and 63.1-248.1 E 1 and E 2 of the Code of Virginia.

Statutory Authority: §§ 63.1-25, 63.1-248.3 and 63.1-248.6 of the Code of Virginia.

Contact: Betty Jo Zarris, Program Consultant, Department of Social Services, Child Protective Services Program, 730 E. Broad St., 2nd Floor, Richmond, VA 23219, telephone (804) 692-1220 or FAX (804) 692-2215.

† **October 13, 1999 - 9 a.m.** -- Open Meeting
† **October 14, 1999 - 9 a.m.** -- Open Meeting
Western Regional Office, 190 Patton Street, Abingdon, Virginia. 

A work session and formal business meeting.

Contact: Pat Rengnerth, State Board Liaison, Department of Social Services, 730 E. Broad St., Richmond, VA 23219, telephone (804) 692-1826, FAX (804) 692-1962, toll-free 1-800-552-3431, or toll-free 1-800-552-7096/TTY 

Calendar of Events

VIRGINIA SOIL AND WATER CONSERVATION BOARD

† **September 16, 1999 - 9 a.m.** -- Open Meeting
Natural Resources Conservation Service, 1606 Santa Rosa Road, Suite 209, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A quarterly business meeting. Public comment will be received at the end of the meeting.

Contact: Leon E. App, Acting Deputy Director, Department of Conservation and Recreation, 203 Governor St., Suite 302, Richmond, VA 23219, telephone (804) 786-6124, FAX (804) 786-6141 or (804) 786-2121/TTY 

† **September 9, 1999 - 1 p.m.** -- Open Meeting
Department of Game and Inland Fisheries, Director's Conference Room, 4010 West Broad Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A general business meeting of the Dam Safety Technical Advisory Committee for discussion of recommendations for presentation to the Virginia Soil and Water Conservation Board.

Contact: Joseph S. Haugh, Director, Division of Dam Safety, Department of Conservation and Recreation, 203 Governor St., Richmond, VA 23219, telephone (804) 786-1369, FAX (804) 371-2630 or (804) 786-2121/TTY 

VIRGINIA TOURISM CORPORATION

† **September 20, 1999 - 1 p.m.** -- Open Meeting
Virginia Economic Development Partnership, 901 East Byrd Street, Riverfront Plaza, West Tower, 20th Floor, Presentation Room, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting of the Motion Picture Development Committee of the Virginia Tourism Corporation Board to continue discussion regarding the Governor's Motion Picture Opportunity Fund and finalize the fund proposal. The agenda is available upon request. Public comment will be taken at the beginning of the meeting.

Contact: Judy H. Bulls, Assistant to the President and CEO, Virginia Tourism Corporation, 901 East Byrd St., Richmond, VA 23219, telephone (804) 371-8174, FAX (804) 786-1919 or (804) 371-0327/TTY 

COMMONWEALTH TRANSPORTATION BOARD

† **September 15, 1999 - 2 p.m.** -- Open Meeting
Ramada Inn, Route 29 and Odd Fellows Road, Lynchburg, Virginia.  (Interpreter for the deaf provided upon request)

A work session of the board and the Department of Transportation staff.

Contact: Shirley J. Ybarra, Secretary of Transportation, 1401 E. Broad St., Richmond, VA 23219, telephone (804) 786-6675.

† **September 16, 1999 - 10 a.m.** -- Open Meeting
Ramada Inn, Route 29 and Odd Fellows Road, Lynchburg, Virginia.  (Interpreter for the deaf provided upon request)

A monthly meeting of the board to vote on proposals presented regarding bids, permits, additions and deletions to the highway system, and any other matters requiring board approval. Public comment will be received at the outset of the meeting on items on the meeting agenda for which the opportunity for comment has not been afforded the public in another forum. Remarks will be limited to five minutes. Large groups are asked to select one individual to speak for the group. The board reserves the right to amend these conditions. Separate committee meetings may be held on call of the chairman. Contact Department of Transportation Public Affairs at (804) 786-2715 for schedule.

Contact: Shirley J. Ybarra, Secretary of Transportation, 1401 E. Broad St., Richmond, VA 23219, telephone (804) 786-6675.

GOVERNOR'S COMMISSION ON TRANSPORTATION POLICY

August 30, 1999 - 9:30 a.m. -- Open Meeting
General Assembly Building, 9th and Broad Streets, House Room D, Richmond, Virginia. 

A meeting to provide members of the commission with options for solving Virginia's transportation issues. The public is invited to present to the commission innovative ideas and recommendations on how to improve Virginia's transportation system. The public will be received from 10 a.m. to 4 p.m. Elected officials will receive priority in recognition. The commission requests written testimony from all presenters. In addition, all written comments will be accepted whether or not an oral presentation is made. All presenters will be asked to sign in on a list to receive recognition to speak. The list will be followed in order throughout the day. Questions regarding the meeting should be addressed to Dan Shoemaker.

Contact: Dan Shoemaker, Staff Director, Governor's Commission on Transportation Policy, telephone (804) 786-3655.

TRANSPORTATION SAFETY BOARD

September 13, 1999 - 9 a.m. -- Open Meeting
Department of Motor Vehicles, 2300 West Broad Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting to discuss FY 2000 federal highway safety grants and other highway safety matters.

Contact: Angelisa Jennings, Management Analyst, Department of Motor Vehicles, 2300 W. Broad St., Room 405, Richmond, VA 23269, telephone (804) 367-2026.

† **October 19, 1999 - 11 a.m.** -- Open Meeting
Insurance Institute for Highway Safety, Ruckersville, Virginia.  (Interpreter for the deaf provided upon request)

A quarterly meeting to discuss matters of interest regarding traffic safety.

Contact: Angelisa Jennings, Management Analyst, Department of Motor Vehicles, 2300 W. Broad St., P.O. Box 27412, Room 405, Richmond, VA 23269, telephone (804) 367-2026.

TREASURY BOARD

† **September 29, 1999 - 9 a.m.** -- Open Meeting
Department of the Treasury, James Monroe Building, 101 North 14th Street, 3rd Floor, Treasury Board Room, Richmond, Virginia. 

A regular business meeting. This is a change in date from the regular third Wednesday of the month.

Contact: Dena W. Roberts, Confidential Assistant, Department of the Treasury, James Monroe Bldg., 101 N. 14th St., Richmond, VA 23219, telephone (804) 371-6011.

BOARD FOR THE VISUALLY HANDICAPPED

October 19, 1999 - 1 p.m. -- Open Meeting
Department for the Visually Handicapped, Administrative Headquarters, 397 Azalea Avenue, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular quarterly meeting to receive information regarding department activities and operations, review expenditures from the board's endowment fund, and discuss other issues raised by board members.

Contact: Katherine C. Proffitt, Executive Secretary Senior, Department for the Visually Handicapped, 397 Azalea Ave., Richmond, VA 23227, telephone (804) 371-3145, toll-free 1-800-622-2155, FAX (804) 371-3157 or (804) 371-3140/TTY 

DEPARTMENT FOR THE VISUALLY HANDICAPPED

Statewide Rehabilitation Council for the Blind

September 18, 1999 - 10 a.m. -- Open Meeting
Department for the Visually Handicapped, Administrative Headquarters, 397 Azalea Avenue, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A quarterly meeting of the council to advise the Department for the Visually Handicapped on matters

related to vocational rehabilitation services for the blind and visually impaired citizens of the Commonwealth.

Contact: James G. Taylor, Vocational Rehabilitation Program Director, Department for the Visually Handicapped, 397 Azalea Ave., Richmond, VA 23227, telephone (804) 371-3111, FAX (804) 371-3351, toll-free 1-800-622-2155 or (804) 371-3140/TTY 

Vocational Rehabilitation Services

† **October 2, 1999 - 10 a.m.** -- Public Hearing
Best Western Inn, 6633 Arlington Boulevard, Falls Church, Virginia.  (Interpreter for the deaf provided upon request)

† **October 23, 1999 - 11:30 a.m.** -- Public Hearing
Holiday Inn, 725 Woodlake Drive, Chesapeake, Virginia.  (Interpreter for the deaf provided upon request)

Public hearing to invite comments from the public regarding vocational rehabilitation services for persons with visual disabilities. All comments will be considered in developing the state plan for this program.

Contact: James G. Taylor, Vocational Rehabilitation Program Director, Department for the Visually Handicapped, 397 Azalea Ave., Richmond, VA 23227, telephone (804) 371-3111, FAX (804) 371-3351, toll-free 1-800-622-2155 or (804) 371-3140/TTY 

VIRGINIA VOLUNTARY FORMULARY BOARD

September 9, 1999 - 10:30 a.m. -- Public Hearing
Washington Building, 1100 Bank Street, 2nd Floor, Board Room, Richmond, Virginia. 

A meeting to review public hearing comments and product data for drug products being considered for inclusion in the Virginia Voluntary Formulary.

Contact: James K. Thomson, Director, Bureau of Pharmacy, Virginia Voluntary Formulary Board, James Monroe Bldg., 101 N. 14th St., Room S-45, Richmond, VA 23219, telephone (804) 786-4326.

VIRGINIA WAR MEMORIAL FOUNDATION

September 17, 1999 - Noon -- Open Meeting
Virginia War Memorial, 621 South Belvidere Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

The annual meeting of the Board of Trustees and election of officers. The meeting will be preceded at 10 a.m. by a POW/MIA Recognition Day ceremony with Lt. Governor Hager as the invited speaker (attendance not confirmed).

Contact: Jon C. Hatfield, Executive Director, Virginia War Memorial Foundation, 621 S. Belvidere St., Richmond, VA

Calendar of Events

23220, telephone (804) 786-2060, FAX (804) 786-6652 or (804) 786-6152/TTY ☎

BOARD FOR WASTE MANAGEMENT FACILITY OPERATORS

† **October 27, 1999 - 11 a.m.** -- Public Hearing
Department of Professional and Occupational Regulation, 3600 West Broad Street, Conference Room 4, Richmond, Virginia.

November 1, 1999 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board for Waste Management Facility Operators intends to amend regulations entitled: **18 VAC 155-20-10 et seq. Waste Management Facility Operators Regulations.** The proposed amendments will revise definitions, delete the interim certification provisions, delete the Class V license provisions, empower one license to be issued with all classifications, delete the continuing education requirements, and delete the CPE sponsor approval process.

Statutory Authority: § 54.1-2211 of the Code of Virginia.

Contact: Thomas Perry, Office Manager, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8507, FAX (804) 367-2475 and (804) 367-9753/TTY ☎

† **November 4, 1999 - 10 a.m.** -- Public Hearing
Department of Professional and Occupational Regulation, 3600 West Broad Street, Conference Room 5W, Richmond, Virginia. ♿

A meeting to conduct routine board business. A public comment period will be held at the beginning of the meeting.

Contact: David E. Dick, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8595, FAX (804) 367-2475 or (804) 367-9753/TTY ☎

STATE WATER CONTROL BOARD

† **September 7, 1999 - 10 a.m.** -- Open Meeting
Department of Forestry Headquarters, 900 Natural Resources Drive, Charlottesville, Virginia.

† **October 28, 1999 - 10 a.m.** -- Open Meeting
Department of Environmental Quality, Tidewater Regional Office, 5636 Southern Boulevard, Virginia Beach, Virginia.

A meeting of the Poultry Advisory Group to continue development of a draft general permit regulation for poultry waste management. Meeting dates and time are subject to change. The public may wish to confirm these with the contact person.

Contact: Richard Ayers, Technical Services Administrator, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4075.

September 23, 1999 - 9:30 a.m. -- Open Meeting
General Assembly Building, 9th and Broad Streets, House Room C, Richmond, Virginia. ♿

A regular meeting.

Contact: Cindy M. Berndt, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4378.

BOARD FOR WATERWORKS AND WASTEWATER WORKS OPERATORS

September 9, 1999 - 8:30 a.m. -- Open Meeting
† **September 16, 1999 - 8:30 a.m.** -- Open Meeting
Department of Professional and Occupational Regulation, 3600 West Broad Street, Conference Room 5W, Richmond, Virginia. ♿

A routine business meeting. A public comment period will be held at the beginning of the meeting.

Contact: David E. Dick, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA, telephone (804) 367-2176, FAX (804) 367-2475 or (804) 367-9753/TTY ☎

COLLEGE OF WILLIAM AND MARY

† **September 9, 1999 - 1 p.m.** -- Open Meeting
† **September 10, 1999 - 8 a.m.** -- Open Meeting
Blow Memorial Hall, Richmond Road, Williamsburg, Virginia.

A regularly scheduled meeting of the Board of Visitors to receive reports from several committees of the board and to act on those resolutions that are presented by the administrations of the College of William and Mary and Richard Bland College. Public comment will not be received at this meeting. An informational release will be available four days prior to the board meeting for those individuals and organizations who request it.

Contact: William T. Walker, Jr., Director, Office of University Relations, College of William and Mary, 312 Jamestown Rd., P.O. Box 8795, Williamsburg, VA 23187-8795, telephone (757) 221-2624.

VIRGINIA WORKERS' COMPENSATION COMMISSION

October 6, 1999 - 10 a.m. -- Open Meeting
Virginia Workers' Compensation Commission, 1000 DMV Drive, 2nd Floor Courtroom, Richmond, Virginia.

An informational meeting to receive comments and suggestions from the public and interested parties

pertaining to the Self-Insurance Program. This meeting is not part of a current regulatory proceeding.

Contact: Judy Brooks, Virginia Workers' Compensation Commission, 1000 DMV Dr., Richmond, VA 23220, telephone (804) 367-2193 or toll-free 1-877-664-2566, or e-mail judy.brooks@VWC.state.va.us.

LEGISLATIVE

VIRGINIA CODE COMMISSION

September 13, 1999 - 2 p.m. -- Open Meeting

September 14, 1999 - 9:30 a.m. -- Open Meeting

† **October 18, 1999 - 2 p.m.** -- Open Meeting

† **October 19, 1999 - 9:30 a.m.** -- Open Meeting

General Assembly Building, 9th and Broad Streets, 6th Floor, Speaker's Conference Room, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting to continue with the recodification of Titles 2.1 and 9. Public comment will be received at the end of the meeting for a period not to exceed 15 minutes.

Contact: Jane D. Chaffin, Registrar of Regulations, General Assembly Building, 910 Capitol St., 2nd Floor, Richmond, VA 23219, telephone (804) 786-3591, FAX (804) 692-0625 or e-mail jchaffin@leg.state.va.us.

COMMISSION ON THE CONDITION AND FUTURE OF VIRGINIA'S CITIES (HJR 432, 1998)

September 9, 1999 - 2 p.m. -- Open Meeting

General Assembly Building, 9th and Broad Streets, House Room D, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting. Questions regarding the meeting should be addressed to Jeff Sharp or Nikki Rovner, Division of Legislative Services, (804) 786-3591. Individuals requiring interpreter services or other special assistance should contact the Committee Operations Office at least 10 working days prior to the meeting.

Contact: Barbara Regen, Committee Operations, House of Delegates, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY 

September 17, 1999 - 10 a.m. -- Open Meeting

Kiptopeke State Park, Eastern Shore, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting. Questions regarding the meeting should be directed Shannon Varnier, Division of Legislative Services, (804) 786-3591. Individuals requiring interpreter services or other special assistance should contact Lois Johnson at least 10 working days prior to the meeting. You can also access information on the Internet at <http://legis.state.va.us/jchc/jchchome.htm>.

Contact: Lois Johnson, Committee Operations, House of Delegates, State Capitol, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY 

BY-LETTER SUBCOMMITTEE OF THE COMMITTEE ON EDUCATION STUDYING RESIDENTIAL ACADEMIES (HJR 538)

† **September 15, 1999 - 10 a.m.** -- Open Meeting

State Capitol, Capitol Square, House Room 2, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting of the special subcommittee. Questions regarding the meeting should be addressed to Kathleen Harris, Division of Legislative Services, (804) 786-3591. Individuals requiring interpreter services or other special assistance should contact the Committee Operations Office at least 10 working days prior to the meeting.

Contact: Barbara Regen, Committee Operations, House of Delegates, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY 

COMMISSION ON EDUCATIONAL INFRASTRUCTURE (HJR 670)

† **September 21, 1999 - 2 p.m.** -- Open Meeting

General Assembly Building, 9th and Broad Streets, House Room D, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting of the special subcommittee continued from HJR 165, 1998. Questions regarding the meeting should be addressed to Norma Szakal, Division of Legislative Services, (804) 786-3591. Individuals requiring interpreter services or other special assistance should contact the committee operations office at least 10 working days prior to the meeting.

Contact: Lois Johnson, Committee Operations, House of Delegates, State Capitol, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY 

SPECIAL TASK FORCE STUDYING FAITH-BASED COMMUNITY SERVICE GROUPS WHO MAY PROVIDE ASSISTANCE TO MEET SOCIAL NEEDS (HJR 764, 1999)

† **September 14, 1999 - 1 p.m.** -- Open Meeting

† **November 8, 1999 - 1 p.m.** -- Open Meeting

General Assembly Building, 9th and Broad Streets, House Room C, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting. Questions regarding the meeting should be addressed to Gayle Vergara, Senior Research Associate, Division of Legislative Services, (804) 786-3591. Individuals requiring interpreter services or other special assistance should contact Kimberly Rockhold at

Calendar of Events

least 10 working days prior to the meeting. You can also access information on the Internet at <http://legis.state.va.us/jchc/jchchome.htm>.

Contact: Kimberly Rockhold, Committee Operations, House of Delegates, State Capitol, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY ☎

COMMISSION ON THE FUTURE OF VIRGINIA'S ENVIRONMENT

September 2, 1999 - 10 a.m. -- Open meeting
Douthat State Park, Park Office Conference Room, Millboro, Virginia.

A regular meeting. Any questions regarding the agenda for the meeting should be directed to Nikki Rovner, Division of Legislative Services, (804) 786-3591. For further assistance, or if you are unable to attend, please call committee operations. Individuals requiring interpreter services or other accommodations should call or write House Committee Operations at least 10 days prior the meeting.

Contact: Lois Johnson, Committee Operations, House of Delegates, State Capitol, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY ☎

JOINT COMMISSION ON HEALTH CARE

September 15, 1999 - 10 a.m. -- Open Meeting
General Assembly Building, 9th and Broad Streets, Senate Room A, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A regular meeting. Individuals requiring interpreter services or other special assistance should contact Kimberly Rockhold at least 10 working days prior to the meeting. You can also access information on the Internet at <http://legis.state.va.us/jchc/jchchome.htm>.

Contact: Kimberly Rockhold, Committee Operations, House of Delegates, State Capitol, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY ☎

Drug Switching Subcommittee (HJR 734)

September 29, 1999 - 10 a.m. -- Open Meeting
General Assembly Building, 9th and Broad Streets, Senate Room A, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A regular meeting of the subcommittee. Individuals requiring interpreter services or other special assistance should contact Kimberly Rockhold at least 10 working days prior to the meeting. You can also access information on the Internet at <http://legis.state.va.us/jchc/jchchome.htm>.

Contact: Kimberly Rockhold, Committee Operations, House of Delegates, State Capitol, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY ☎

Midwifery Subcommittee (HJR 646)

September 15, 1999 - ½ hour after adjournment of the full joint commission meeting -- Open Meeting
General Assembly Building, 9th and Broad Streets, Senate Room A, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A regular meeting. Individuals requiring interpreter services or other special assistance should contact Kimberly Rockhold at least 10 working days prior to the meeting. You can also access information on the Internet at <http://legis.state.va.us/jchc/jchchome.htm>.

Contact: Kimberly Rockhold, Committee Operations, House of Delegates, State Capitol, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY ☎

JOINT LEGISLATIVE AUDIT AND REVIEW COMMISSION

† **September 13, 1999 - 10 a.m.** -- Open Meeting
General Assembly Building, 9th and Broad Streets, Senate Room A, Richmond, Virginia. ♿

Staff briefings on the review of student financial aid in Virginia and the impact of digital TV on public broadcasting in Virginia.

Contact: Philip A. Leone, Director, Joint Legislative Audit and Review Commission, General Assembly Bldg., Suite 1100, Richmond, VA 23219, telephone (804) 786-1258.

JOINT SUBCOMMITTEE STUDYING THE FUTURE DELIVERY OF PUBLICLY FUNDED MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES (HJR 225)

† **November 16, 1999 - 1:30 p.m.** -- Open Meeting
General Assembly Building, 9th and Broad Streets, House Room C, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A regular meeting. Questions regarding the meeting should be addressed to Gayle Vergara, Division of Legislative Services, (804) 786-3591. Individuals requiring interpreter services or other special assistance should contact the committee operations office at least 10 working days prior to the meeting. You can access information on the Internet at <http://dls.state.va.us/hjr225.htm>

Contact: Anne R. Howard, House Committee Operations, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY ☎

Comprehensive Services Act Work Group

† **September 8, 1999 - 11 a.m.** -- Open Meeting
Fairfax County Government Center, 12000 Government Center Parkway, First Floor, Rooms 9 and 10, Fairfax, Virginia.  (Interpreter for the deaf provided upon request)

† **October 20, 1999 - 10 a.m.** -- Open Meeting
General Assembly Building, 9th and Broad Streets, 7th Floor West Conference Room, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting. Questions regarding the meeting should be addressed to Gayle Vergara, Division of Legislative Services, (804) 786-3591. Individuals requiring interpreter services or other special assistance should contact the committee operations office at least 10 working days prior to the meeting. ahoward@leg.state.va.us

Contact: Anne R. Howard, House Committee Operations, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY 

Human Rights Work Group

† **September 9, 1999 - 1 p.m.** -- Open Meeting
General Assembly Building, 9th and Broad Streets, 4th Floor West Conference Room, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting. Questions regarding the meeting should be addressed to Amy Marschean, Division of Legislative Services, (804) 786-3591. Individuals requiring interpreter services or other special assistance should contact the committee operations office at least 10 working days prior to the meeting. ahoward@leg.state.va.us

Contact: Anne R. Howard, House Committee Operations, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY 

Medicaid Carve-Out Work Group

September 9, 1999 - 10 a.m. -- Open Meeting
October 14, 1999 - 10 a.m. -- Open Meeting
General Assembly Building, 9th and Broad Streets, 7th Floor West Conference Room, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting. Questions regarding the meeting should be addressed to Gayle Vergara or Nancy Roberts, Division of Legislative Services, (804) 786-3591. Individuals requiring interpreter services or other special assistance should contact the committee operations office at least 10 working days prior to the meeting. ahoward@leg.state.va.us

Contact: Anne R. Howard, House Committee Operations, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY 

JOINT SUBCOMMITTEE STUDYING REMEDIATION (HJR 572, 1999)

September 2, 1999 - 10 a.m. -- Open Meeting
General Assembly Building, 9th and Broad Streets, 6th Floor Conference Room, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting. Questions regarding the meeting should be addressed to Brenda Edwards, Division of Legislative Services, (804) 786-3591. Individuals requiring interpreter services or other special assistance should contact the committee operations office at least 10 working days prior to the meeting.

Contact: Dawn B. Smith, Committee Operations, House of Delegates, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY 

JOINT SUBCOMMITTEE STUDYING SATELLITE CHIP MILLS (HJR 730, 1999)

† **September 7, 1999 - 2 p.m.** -- Open Meeting
General Assembly Building, 9th and Broad Streets, House Room D, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting. Questions regarding the meeting should be addressed to Marty Farber or Nicole Rovner, Division of Legislative Services, (804) 786-3591. Individuals requiring interpreter services or other special assistance should contact the Committee Operations Office at least 10 working days prior to the meeting.

Contact: Barbara Regen, Committee Operations, House of Delegates, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY 

COMMISSION ON COORDINATION OF SERVICES TO FACILITATE SELF-SUFFICIENCY AND SUPPORT OF PERSONS WITH PHYSICAL AND SENSORY DISABILITIES

September 14, 1999 - 9 a.m. -- Open Meeting
November 8, 1999 - 9 a.m. -- Open Meeting
General Assembly Building, 9th and Broad Streets, House Room D, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting. Questions regarding the meeting should be addressed to Brian Parsons or Barbara Ettner, Virginia Board for People with Disabilities, (804) 786-0016. Individuals requiring interpreter services or other special assistance should contact the committee operations office at least 10 working days prior to the meeting.

Contact: W. Travis Varner, Committee Operations, House of Delegates, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY 

Calendar of Events

JOINT SUBCOMMITTEE STUDYING SCRAP RECYCLERS

September 7, 1999 - 10 a.m. -- Open Meeting
General Assembly Building, 9th and Broad Streets, House
Room C, Richmond, Virginia. (Interpreter for the deaf
provided upon request)

A regular meeting. Questions regarding the meeting
should be addressed to Joan Putney, Division of
Legislative Services, (804) 786-9591. Individuals
requiring interpreter services or other special assistance
should contact Kimberly Rockhold at least 10 working
days prior to the meeting. You can also access
information on the Internet at
<http://legis.state.va.us/jchc/jchchome.htm>.

Contact: Kimberly Rockhold, Committee Operations, House
of Delegates, State Capitol, P.O. Box 406, Richmond, VA
23218, telephone (804) 698-1540 or (804) 786-2369/TTY

JOINT COMMISSION ON TECHNOLOGY AND SCIENCE

† **September 21, 1998 - 11 a.m.** -- Open Meeting
General Assembly Building, 9th and Broad Streets, Senate
Room B, Richmond, Virginia. (Interpreter for the deaf
provided upon request)

A meeting to discuss the Uniform Electronic Transaction
Act (UETA) and the Uniform Computer Information
Transactions Act (UCITA). About one week before the
meeting, the proposed agenda will be posted on the
commission's webpage at [http://legis.state.va.us/
jcots/jcots.htm](http://legis.state.va.us/jcots/jcots.htm).

Contact: Diane E. Horvath, Director, Joint Commission on
Technology and Science, General Assembly Bldg., 910
Capitol St., 2nd Floor, Richmond, VA 23219, telephone (804)
786-3591, FAX (804) 371-0169 or e-mail
DHorvath@leg.state.va.us.

CHRONOLOGICAL LIST

OPEN MEETINGS

August 30

Accountancy, Board of

August 31

Competition Council, Commonwealth
† Environmental Quality, Department of
- Citizens Wetlands Advisory Committee
- Water Reuse Advisory Group
Nursing Home Administrators, Board of
- Special Conference Committee
Pharmacy, Board of

September 1

Architects, Professional Engineers, Land Surveyors,
Certified Interior Designers, and Landscape Architects,
Board for
- Landscape Architect Section
† Conservation and Recreation, Department of
- Chippokes Plantation Farm Foundation Board of
Trustees
- Chippokes Plantation State Park Master Plan
Advisory Committee
† Criminal Justice Services, Department of
- Committee on Training

September 2

Agriculture and Consumer Services, Department of
- Virginia Charity Food Assistance Advisory Board
Emergency Planning Committee, Local - Winchester
Environment, Commission on the Future of Virginia's
- Special Subcommittee on Parks and Land
Conservation
† At-Risk Youth and Their Families, Comprehensive
Services for
- State Management Team
Medicine, Board of
- Informal Conference Committee

September 3

Medicine, Board of

September 7

Economic Development Partnership, Virginia
- Board of Directors
Hopewell Industrial Safety Council
† Museum of Fine Arts, Virginia
- Executive Committee
† Satellite Chip Mills, Joint Subcommittee Studying
Scrap Recyclers, Joint Subcommittee Studying
† Water Control Board, State
- Poultry Advisory Group

September 8

Alcoholic Beverage Control Board, Virginia
Architects, Professional Engineers, Land Surveyors,
Certified Interior Designers, and Landscape Architects,
Board for
- Certified Interior Designers Section
† Emergency Planning Committee, Local - Alexandria
Housing and Community Development, Board of
Medicine, Board of
- Advisory Committee on Acupuncturists
- Advisory Committee on Radiologic Technologists
† Mental Health, Mental Retardation and Substance
Abuse Services, Joint Subcommittee Studying the
Future Delivery of Publicly Funded
- Comprehensive Services Act Work Group
† Nursing, Board of

September 9

† Child Day-Care Council
Cities, Commission on the Condition and Future of
Virginia's
† Conservation and Recreation, Department of

- Falls of the James Scenic River Advisory Board
- Soil and Water Conservation Board Dam Safety Technical Advisory Committee
- Medicine, Board of
 - Informal Conference Committee
 - Advisory Board on Occupational Therapy
 - Advisory Board on Respiratory Care
- † Mental Health, Mental Retardation and Substance Abuse Services, Joint Subcommittee Studying the Future Delivery of Publicly Funded
 - Human Rights Work Group
 - Medicaid Carve-Out Work Group
- † Pharmacy, Board of Voluntary Formulary, Virginia
- Waterworks and Wastewater Works Operators, Board for
- † William and Mary in Virginia, College of
 - Board of Visitors

September 10

- † Art and Architectural Review Board
- Medicine, Board of
 - Advisory Board on Physical Therapy
 - Advisory Board on Physician Assistants
- † William and Mary in Virginia, College of
 - Board of Visitors

September 13

- Code Commission, Virginia
- † Conservation and Recreation, Department of
 - Goose Creek Scenic River Advisory Board
- † Joint Legislative Audit and Review Commission
- Local Government, Commission on
- † Professional and Occupational Regulation, Board for Transportation Safety Board

September 14

- Agriculture and Consumer Services, Department of
 - Virginia Horse Industry Board
 - Virginia Irish Potato Board
- Code Commission, Virginia
- † Conservation and Recreation, Department of
 - Board on Conservation and Development of Public Beaches
- † Faith-Based Community Service Groups Who May Provide Assistance to Meet Social Needs, Special Task Force Studying
- Medical Assistance Services, Board of Physical and Sensory Disabilities, Commission on Coordination of Services to Facilitate Self-Sufficiency and Support of Persons with
- † Recycling Markets Development Council, Virginia

September 15

- † Agriculture and Consumer Services, Department of
 - Virginia Cattle Industry Board
- Architects, Professional Engineers, Land Surveyors, Certified Interior Designers, and Landscape Architects, Board for
- † Education Studying Residential Academies, By-Letter Subcommittee of the Committee on

- † Environmental Quality, Department of, and Department of Conservation and Recreation
- † Health, State Board of
 - Biosolids Use Information Committee
 - Biosolids Use Regulations Advisory Committee
- Health Care, Joint Commission on
 - Midwifery Subcommittee
- † Historic Resources, Department of
 - State Review Board
- Medicine, Board of
 - Informal Conference Committee
- † Museum of Fine Arts, Virginia
 - Communications and Marketing Committee
 - Education and Programs Committee
 - Exhibitions Committee
 - Planning Committee
- † Transportation Board, Commonwealth

September 16

- † Agriculture and Consumer Services, Department of
 - Virginia Cattle Industry Board
- † Dentistry, Board of
- † Environmental Quality, Department of
 - Water Reuse Advisory Group
- † Labor and Industry, Department of
 - Virginia Apprenticeship Council
- † Museum of Fine Arts, Virginia
 - Board of Trustees
 - Buildings and Grounds Committee
 - Collections Committee
 - Finance Committee
- † Nursing, Board of
- † Optometry, Board of
- † Soil and Water Conservation Board, Virginia
- † Transportation Board, Commonwealth
- † Waterworks and Wastewater Works Operators, Board for

September 17

- † Dentistry, Board of
- Environment, Commission Studying the Future of Virginia's
- War Memorial Foundation, Virginia
 - Board of Trustees

September 18

- Visually Handicapped, Department for the
 - Statewide Rehabilitation Council for the Blind

September 20

- Accountancy, Board of
- Alcoholic Beverage Control Board, Virginia
- † Tourism Corporation, Virginia
 - Motion Picture Development Committee

September 21

- † Competition Council, Commonwealth
- † Criminal Justice Services, Department of
 - Criminal Justice Services Board
 - Victim/Witness Issues Advisory Committee
- † Educational Infrastructure, Commission on
- Environmental Quality, Department of

Calendar of Events

- Ground Water Protection Steering Committee
- Funeral Directors and Embalmers, Board of
 - Special Conference Committee
- † Motor Vehicle Dealer Board
 - Advertising Committee
 - Dealer Practices Committee
 - Licensing Committee
 - Transaction Recovery Fund Committee
- Psychology, Board of
- † Technology and Science, Joint Commission on

September 22

- † Agriculture and Consumer Services, Department of
 - Virginia Sweet Potato Board
- † Community Colleges, State Board for
 - Academic and Student Affairs Committee
 - Audit Committee
 - Budget and Finance Committee
 - Facilities Committee
 - Personnel Committee
- Conservation and Recreation, Department of
 - Chippokes Plantation Farm Foundation
- Funeral Directors and Embalmers, Board of
- † Labor and Industry, Department of
 - Virginia Migrant and Seasonal Farmworkers Board
- † Motor Vehicle Dealer Board
 - Finance Committee
 - Franchise Law Committee

September 23

- † Community Colleges, State Board for
- † Education, Board of
- Funeral Directors and Embalmers, Board of
- † Manufactured Housing Board, Virginia
- Water Control Board, State

September 24

- † Medicine, Board of
 - Legislative Committee
- † Pollution Prevention Advisory Committee, Virginia

September 27

- Land Evaluation Advisory Council, State

September 28

- † Arts, Commission for the
 - Advisory Board
- Competition Council, Commonwealth
- † Environmental Quality, Department of
 - Water Reuse Advisory Group
- † Hearing Aid Specialists, Board for
- Marine Resources Commission
- † Pharmacy, Board of

September 29

- † Agriculture and Consumer Services, Board of
- † Environmental Quality, Department of
 - Citizens Wetlands Advisory Committee
- Health Care, Joint Commission on
 - Drug Switching Subcommittee
- † Treasury Board

September 30

- † Aging, Commonwealth Council on

October 2

- † Visually Handicapped, Department for the
 - Vocational Rehabilitation Services

October 4

- † Barbers, Board for
- † Solid Waste Management Regulation Advisory Committee

October 6

- Workers' Compensation Commission, Virginia

October 8

- † Art and Architectural Review Board

October 12

- Funeral Directors and Embalmers, Board of
 - Legislative Committee
 - Regulatory and Bylaws Committee

October 13

- † Nursing Home Administrators, Board of
- † Social Services, State Board of

October 14

- Fire Services Board, Virginia
 - Fire/EMS Education and Training Committee
 - Fire Prevention Committee
 - Legislative/Liaison Committee
- Independent Living Council, Statewide
- † Medicine, Board of
- Mental Health, Mental Retardation and Substance Abuse Services, Joint Subcommittee Studying the Future Delivery of Publicly Funded
 - Medicaid Carve-Out Work Group
- † Social Services, State Board of

October 15

- Fire Services Board, Virginia

October 17

- † Intergovernmental Relations, Advisory Commission on

October 18

- Accountancy, Board of
- † Code Commission, Virginia

October 19

- † Code Commission, Virginia
- † Transportation Safety Board
- Visually Handicapped, Board for the

October 20

- † Mental Health, Mental Retardation and Substance Abuse Services, Joint Subcommittee Studying the Future Delivery of Publicly Funded
 - Comprehensive Services Act Work Group

October 22

- † Medicine, Board of

October 23

- † Visually Handicapped, Department for the

- Vocational Rehabilitation Services

October 28

Information Providers Network Authority, Virginia
† Solid Waste Management Regulation Advisory
Committee
† Water Control Board, State
- Poultry Advisory Group

November 4

† Waste Management Facility Operators, Board for

November 8

† Faith-Based Community Service Groups Who May
Provide Assistance to Meet Social Needs, Special
Task Force Studying
Physical and Sensory Disabilities, Commission on
Coordination of Services to Facilitate Self-Sufficiency
and Support of Persons with

November 9

† Asbestos and Lead, Virginia Board for
† Medical Assistance Services, Board of

November 16

† Mental Health, Mental Retardation and Substance
Abuse Services, Joint Subcommittee Studying the
Future Delivery of Publicly Funded
† Professional and Occupational Regulation, Board for

PUBLIC HEARINGS

September 7

Health, State Board of

September 9

Medicine, Board of

September 14

Funeral Directors and Embalmers, Board of

September 15

Funeral Directors and Embalmers, Board of

September 16

Dentistry, Board of
Health, State Board of

September 23

Health, State Board of

September 24

Medicine, Board of

September 27

Social Services, State Board of

October 27

† Professional and Occupational Regulation,
Department of
† Waste Management Facility Operators, Board for
