

---

# 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.

**"THE VIRGINIA REGISTER OF REGULATIONS"** (USPS-001831) is published bi-weekly, with quarterly cumulative indices published in January, April, July and October, for \$100 per year by the Virginia Code Commission, General Assembly Building, Capitol Square, Richmond, Virginia 23219. Telephone (804) 786-3591. Periodical Postage Rates Paid at Richmond, Virginia. **POSTMASTER:** Send address changes to **THE VIRGINIA REGISTER OF REGULATIONS, 910 CAPITOL STREET, 2ND FLOOR, RICHMOND, VIRGINIA 23219.**

The *Virginia Register of Regulations* is published pursuant to Article 7 (§ 9-6.14:22 et seq.) of Chapter 1.1:1 of Title 9 of the Code of Virginia. Individual copies, if available, may be purchased for \$4.00 each from the Registrar of Regulations.

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.**

Staff of the Virginia Register: **Jane D. Chaffin**, Registrar of Regulations.

---

---

# PUBLICATION SCHEDULE AND DEADLINES

---

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

---

## November 1999 through September 2000

<u>Volume:Issue</u>	<u>Material Submitted By Noon*</u>	<u>Will Be Published On</u>
16:4	October 20, 1999	November 8, 1999
16:5	November 3, 1999	November 22, 1999
16:6	November 16, 1999 ( <b>Tuesday</b> )	December 6, 1999
16:7	December 1, 1999	December 20, 1999
<b>INDEX 1 - Volume 16</b>		<b>January 2000</b>
16:8	December 14, 1999 ( <b>Tuesday</b> )	January 3, 2000
16:9	December 28, 1999 ( <b>Tuesday</b> )	January 17, 2000
16:10	January 12, 2000	January 31, 2000
16:11	January 26, 2000	February 14, 2000
16:12	February 9, 2000	February 28, 2000
16:13	February 23, 2000	March 13, 2000
16:14	March 8, 2000	March 27, 2000
<b>INDEX 2 - Volume 16</b>		<b>April 2000</b>
16:15	March 22, 2000	April 10, 2000
16:16	April 5, 2000	April 24, 2000
16:17	April 19, 2000	May 8, 2000
16:18	May 3, 2000	May 22, 2000
16:19	May 17, 2000	June 5, 2000
16:20	May 31, 2000	June 19, 2000
<b>INDEX 3 - Volume 16</b>		<b>July 2000</b>
16:21	June 14, 2000	July 3, 2000
16:22	June 28, 2000	July 17, 2000
16:23	July 12, 2000	July 31, 2000
16:24	July 26, 2000	August 14, 2000
16:25	August 9, 2000	August 28, 2000
16:26	August 23, 2000	September 11, 2000
<b>FINAL INDEX - Volume 16</b>		<b>October 2000</b>

\*Filing deadlines are Wednesdays unless otherwise specified.

---

# TABLE OF CONTENTS

---

## CUMULATIVE TABLE OF VIRGINIA ADMINISTRATIVE CODE SECTIONS ADOPTED, AMENDED, OR REPEALED

Cumulative Table.....373

## NOTICES OF INTENDED REGULATORY ACTION

### TITLE 12. HEALTH

Department of Medical Assistance Services.....386

### TITLE 13. HOUSING

Board of Housing and Community Development.....386

### TITLE 18. PROFESSIONAL AND OCCUPATIONAL LICENSING

Board of Accountancy.....386

Board for Opticians.....387

Board of Social Work.....387

### TITLE 19. PUBLIC SAFETY

Department of State Police.....387

### TITLE 22. SOCIAL SERVICES

Department for the Deaf and Hard-of-Hearing.....388

State Board of Social Services.....388

## PUBLIC COMMENT PERIODS - PROPOSED REGULATIONS

### TITLE 13. HOUSING

Board of Housing and Community Development.....390

## PROPOSED REGULATIONS

### TITLE 13. HOUSING

#### **BOARD OF HOUSING AND COMMUNITY DEVELOPMENT**

Enterprise Zone Program Regulation (amending 13 VAC 5-111-10, 13 VAC 5-111-100, 13 VAC 5-111-120, 13 VAC 5-111-130, 13 VAC 5-111-160, 13 VAC 5-111-170, 13 VAC 5-111-180, 13 VAC 5-111-190, 13 VAC 5-111-240, 13 VAC 5-111-280, 13 VAC 5-111-300, and 13 VAC 5-111-310; adding 13 VAC 5-111-165).....391

### TITLE 20. PUBLIC UTILITIES AND TELECOMMUNICATIONS

#### **STATE CORPORATION COMMISSION**

Telecommunications. (20 VAC 5-400-10 et seq.) .....401

## FINAL REGULATIONS

### TITLE 12. HEALTH

#### **DEPARTMENT OF MEDICAL ASSISTANCE SERVICES**

Virginia Children's Medical Security Insurance Plan (amending 12 VAC 30-140-370 and 12 VAC 30-140-380). .....404

### TITLE 13. HOUSING

#### **BOARD OF HOUSING AND COMMUNITY DEVELOPMENT**

Rules and Regulations for the Virginia Low-Income Housing Tax Credit. (13 VAC 5-175-10 et seq.) .....405

### TITLE 14. INSURANCE

#### **STATE CORPORATION COMMISSION**

##### **Bureau of Insurance**

Rules Governing Settlement Agents (amending 14 VAC 5-395-20 and 14 VAC 5-395-60; adding 14 VAC 5-395-25). .....406

### TITLE 18. PROFESSIONAL AND OCCUPATIONAL LICENSING

#### **BOARD OF MEDICINE**

Regulations Governing the Practice of Medicine, Osteopathy, Podiatry, Chiropractic and Physician Acupuncture (amending 18 VAC 85-20-22, 18 VAC 85-20-230, and 18 VAC 85-20-240; adding 18 VAC 85-20-235 and 18 VAC 85-20-236)...407

Regulations Governing the Licensure of Radiologic Technologists and Radiologic Technologists-Limited (amending 18 VAC 85-101-10, 18 VAC 85-101-40, 18 VAC 85-101-50, 18 VAC 85-101-60, 18 VAC 85-101-70, 18 VAC 85-101-130, and 18 VAC 85-101-160).....410

### TITLE 22. SOCIAL SERVICES

#### **STATE BOARD OF SOCIAL SERVICES**

Child Protective Services Client Appeals (REPEALED). (22 VAC 40-710-10 et seq.) .....412

Child Support Enforcement Program (amending 22 VAC 40-880-350). .....412

## GOVERNOR

### EXECUTIVE ORDERS

Implementing Certain Recommendations of the Governor's Commission on Information Technology. (51-99).....414

Workplace Safety and Health. (52-99).....415

---

# Table of Contents

---

Review of Virginia's Compliance with the Fair Labor Standards Act. (53-99) .....	416
Continuing the Governor's Commission on National and Community Service. (54-99) .....	417
Continuing the Hammond Commission on Community Services and In-Patient Care. (55-99) .....	417
Virginia Energy Plan. (56-99).....	417
Authority and Responsibility under the Federal Transportation Equity Act for the 21st Century. (57-99).....	418

## THE LEGISLATIVE RECORD

HJR 719: Commission on the Future of Virginia's Environment.....	420
SB 1269: Legislative Transition Task Force of the Virginia Electric Utility Restructuring Act.....	422
HJR 606: Joint Subcommittee to Study Prison Industries.....	425
Joint Subcommittee Studying Virginia's Farmers Market System .....	426
SJR 271/HJR 491: Joint Subcommittee Studying Eminent Domain Issues .....	427
HJR 843: Commission on the Future of Transportation in Virginia .....	428

## GENERAL NOTICES/ERRATA

### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Notice of Opportunity to Comment on Regulations .....	431
---	-----

### STATE CORPORATION COMMISSION

#### Bureau of Insurance

#### ADMINISTRATIVE LETTERS

14 VAC 5-190-10 et seq.: Rules Governing the Reporting of Cost and Utilization Data Relating to Mandated Benefits and Mandated Providers. Notification of Additional Reporting Requirements for the 1999 Reporting Period. (1999-10) ..	432
Custodians for Insurers' Securities Portfolio. (1999-11)....	439

### DEPARTMENT OF HEALTH

Virginia's Capacity Development Strategy - Safe Drinking Water Act.....	439
---	-----

### STATE LOTTERY BOARD

#### DIRECTOR'S ORDERS

Virginia's Fourth On-Line Game Lottery; "Cash 5," Final Rules for Game Operation; Fifth Revision. (35-99) .....	440
Virginia's First On-Line Game Lottery; "Pick 3," Final Rules for Game Operation; Fifth Revision. (36-99) .....	440
Virginia's Third On-Line Game Lottery; "Pick 4," Final Rules	

for Game Operation; Second Revision. (37-99).....	440
Virginia's Instant Game Lottery 169; "Bag of Bucks," Final Rules for Game Operation. (38-99).....	440
Virginia's Instant Game Lottery 449; "Holiday Bucks," Final Rules for Game Operation. (39-99).....	441
Virginia's Instant Game Lottery 167; "Holiday Cheer," Final Rules for Game Operation. (40-99).....	441
Virginia's Instant Game Lottery 446; "Wild Time," Final Rules for Game Operation. (41-99) .....	441
Virginia's Instant Game Lottery 156; "Raceway Riches," Final Rules for Game Operation. (42-99).....	441
Virginia's Instant Game Lottery 157; "Extreme Sports," Final Rules for Game Operation. (43-99).....	441
"Fall Frenzy" Virginia Lottery Retailer Trade Incentive Program Rules. (44-99).....	442
Virginia's Second On-Line Game Lottery; "Lotto," Final Rules for Game Operation; Eighth Revision. (46-99).....	442
Certain Virginia Instant Game Lotteries; End of Games. (47-99) .....	442
Virginia's Instant Game Lottery 432; "Lifetime Bonus," Final Rules for Game Operation; Revised. (48-99) .....	443
Virginia's Instant Game Lottery 159; "Money Tree," Final Rules for Game Operation. (49-99).....	443
Virginia's Instant Game Lottery 166; "Cash Harvest" Final Rules for Game Operation. (50-99).....	443

### VIRGINIA CODE COMMISSION

Notice to State Agencies.....	443
Forms for Filing Material for Publication in <i>The Virginia Register of Regulations</i> .....	443

#### ERRATA

### BOARD OF PSYCHOLOGY

Regulations Governing the Practice of Psychology. (18 VAC 125-20-10 et seq.) .....	444
--	-----

## CALENDAR OF EVENTS

#### EXECUTIVE

Open Meetings and Public Hearings.....	445
--	-----

#### INDEPENDENT

Open Meetings and Public Hearings.....	464
--	-----

#### LEGISLATIVE

Open Meetings and Public Hearings.....	465
--	-----

#### CHRONOLOGICAL LIST

Open Meetings .....	470
Public Hearings .....	472

# CUMULATIVE TABLE OF VIRGINIA ADMINISTRATIVE CODE SECTIONS ADOPTED, AMENDED, OR REPEALED

The table printed below lists regulation sections, by Virginia Administrative Code (VAC) title, that have been amended, added or repealed in the *Virginia Register* since the regulations were originally published or last supplemented in VAC (the Spring 1999 VAC Supplement includes final regulations published through *Virginia Register* Volume 15, Issue 10, dated February 1, 1999). Emergency regulations, if any, are listed, followed by the designation "emer," and errata pertaining to final regulations are listed. Proposed regulations are not listed here. The table lists the sections in numerical order and shows action taken, the volume, issue and page number where the section appeared, and the effective date of the section.

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
<b>Title 2. Agriculture</b>			
2 VAC 15-20-70	Amended	15:26 VA.R. 3436	Pending
2 VAC 15-20-80	Amended	15:26 VA.R. 3445	8/17/99
2 VAC 15-20-80	Repealed	15:26 VA.R. 3438	Pending
2 VAC 15-20-81	Added	15:26 VA.R. 3442	Pending
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
<b>Title 3. Alcoholic Beverages</b>			
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
<b>Title 4. Conservation and Natural Resources</b>			
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

## Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
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
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 20-595-10 emer	Added	15:25 VA.R. 3366	8/15/99-8/31/99
4 VAC 20-595-20 emer	Added	15:25 VA.R. 3366	8/15/99-8/31/99
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 20-720-20	Amended	16:3 VA.R. 292	10/1/99
4 VAC 20-720-35	Added	16:3 VA.R. 292	10/1/99
4 VAC 20-720-40	Amended	15:20 VA.R. 2590	6/1/99
4 VAC 20-720-40	Amended	16:3 VA.R. 292	10/1/99
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 20-720-50	Amended	16:3 VA.R. 293	10/1/99
4 VAC 20-720-60	Amended	16:3 VA.R. 293	10/1/99
4 VAC 20-720-70	Amended	16:3 VA.R. 294	10/1/99
4 VAC 20-720-80	Amended	15:12 VA.R. 1790	2/1/99
4 VAC 20-720-80	Amended	16:3 VA.R. 294	10/1/99
4 VAC 20-720-90	Amended	15:19 VA.R. 2457	5/10/99
4 VAC 20-720-105	Repealed	16:3 VA.R. 294	10/1/99
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

# Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
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	--
<b>Title 7. Economic Development</b>			
7 VAC 10-20-10	Amended	15:25 VA.R. 3348	9/29/99
7 VAC 10-20-30	Amended	15:25 VA.R. 3350	9/29/99
7 VAC 10-20-50	Amended	15:25 VA.R. 3350	9/29/99
<b>Title 8. Education</b>			
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
<b>Title 9. Environment</b>			
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

## Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
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	--
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	--
<b>Title 11. Gaming</b>			
11 VAC 10-130-10	Amended	15:26 VA.R. 3449	8/25/99
11 VAC 10-130-20	Amended	15:26 VA.R. 3449	8/25/99
11 VAC 10-130-40	Amended	15:26 VA.R. 3451	8/25/99
11 VAC 10-130-51	Amended	15:26 VA.R. 3451	8/25/99
11 VAC 10-130-60	Amended	15:26 VA.R. 3452	8/25/99
11 VAC 10-130-76	Amended	15:26 VA.R. 3452	8/25/99
11 VAC 10-130-77	Amended	15:26 VA.R. 3452	8/25/99
<b>Title 12. Health</b>			
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	*
12 VAC 5-610-20*	Amended	15:24 VA.R. 3188	*
12 VAC 5-610-30*	Amended	15:24 VA.R. 3188	*
12 VAC 5-610-40*	Amended	15:24 VA.R. 3188	*
12 VAC 5-610-50*	Amended	15:24 VA.R. 3188	*
12 VAC 5-610-70*	Amended	15:24 VA.R. 3189	*
12 VAC 5-610-75*	Added	15:24 VA.R. 3190	*
12 VAC 5-610-80*	Amended	15:24 VA.R. 3190	*
12 VAC 5-610-90*	Repealed	15:24 VA.R. 3190	*
12 VAC 5-610-100*	Amended	15:24 VA.R. 3190	*

\* The regulatory process was suspended on this section in 16:2 VA.R. 202, and the final effective date is pending until further action by the board.



## Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
12 VAC 5-610-110*	Repealed	15:24 VA.R. 3190	*
12 VAC 5-610-120*	Amended	15:24 VA.R. 3190	*
12 VAC 5-610-130*	Amended	15:24 VA.R. 3192	*
12 VAC 5-610-140*	Repealed	15:24 VA.R. 3192	*
12 VAC 5-610-150*	Repealed	15:24 VA.R. 3192	*
12 VAC 5-610-170*	Amended	15:24 VA.R. 3192	*
12 VAC 5-610-180*	Repealed	15:24 VA.R. 3193	*
12 VAC 5-610-190*	Amended	15:24 VA.R. 3193	*
12 VAC 5-610-200*	Amended	15:24 VA.R. 3194	*
12 VAC 5-610-230*	Amended	15:24 VA.R. 3195	*
12 VAC 5-610-250*	Amended	15:24 VA.R. 3195	*
12 VAC 5-610-255*	Added	15:24 VA.R. 3198	*
12 VAC 5-610-260*	Amended	15:24 VA.R. 3198	*
12 VAC 5-610-270*	Amended	15:24 VA.R. 3198	*
12 VAC 5-610-280*	Amended	15:24 VA.R. 3198	*
12 VAC 5-610-290*	Amended	15:24 VA.R. 3199	*
12 VAC 5-610-300*	Amended	15:24 VA.R. 3199	*
12 VAC 5-610-330*	Amended	15:24 VA.R. 3199	*
12 VAC 5-610-340*	Amended	15:24 VA.R. 3199	*
12 VAC 5-610-360*	Amended	15:24 VA.R. 3200	*
12 VAC 5-610-370*	Repealed	15:24 VA.R. 3200	*
12 VAC 5-610-380*	Amended	15:24 VA.R. 3201	*
12 VAC 5-610-430*	Amended	15:24 VA.R. 3202	*
12 VAC 5-610-440*	Amended	15:24 VA.R. 3202	*
12 VAC 5-610-441 through 12 VAC 5-610-449*	Added	15:24 VA.R. 3202-3210	*
12 VAC 5-610-449.1*	Added	15:24 VA.R. 3211	*
12 VAC 5-610-450*	Amended	15:24 VA.R. 3212	*
12 VAC 5-610-470*	Amended	15:24 VA.R. 3212	*
12 VAC 5-610-480*	Amended	15:24 VA.R. 3214	*
12 VAC 5-610-490*	Amended	15:24 VA.R. 3214	*
12 VAC 5-610-500*	Amended	15:24 VA.R. 3215	*
12 VAC 5-610-510 through 12 VAC 5-610-550*	Repealed	15:24 VA.R. 3215-3216	*
12 VAC 5-610-560*	Amended	15:24 VA.R. 3216	*
12 VAC 5-610-570*	Repealed	15:24 VA.R. 3216	*
12 VAC 5-610-580*	Amended	15:24 VA.R. 3217	*
12 VAC 5-610-591 through 12 VAC 5-610-594*	Added	15:24 VA.R. 3217-3218	*
12 VAC 5-610-596 through 12 VAC 5-610-599*	Added	15:24 VA.R. 3218-3222	*
12 VAC 5-610-599.1 through 12 VAC 5-610-599.4*	Added	15:24 VA.R. 3222-3223	*
12 VAC 5-610-620*	Amended	15:24 VA.R. 3223	*
12 VAC 5-610-650*	Amended	15:24 VA.R. 3223	*
12 VAC 5-610-670*	Amended	15:24 VA.R. 3223	*
12 VAC 5-610-690*	Amended	15:24 VA.R. 3223	*
12 VAC 5-610-700*	Amended	15:24 VA.R. 3224	*
12 VAC 5-610-800*	Amended	15:24 VA.R. 3226	*
12 VAC 5-610-810*	Amended	15:24 VA.R. 3226	*
12 VAC 5-610-815*	Added	15:24 VA.R. 3226	*
12 VAC 5-610-817*	Added	15:24 VA.R. 3227	*
12 VAC 5-610-820*	Amended	15:24 VA.R. 3227	*
12 VAC 5-610-830*	Repealed	15:24 VA.R. 3227	*
12 VAC 5-610-840*	Repealed	15:24 VA.R. 3227	*
12 VAC 5-610-880*	Amended	15:24 VA.R. 3227	*
12 VAC 5-610-890*	Amended	15:24 VA.R. 3229	*
12 VAC 5-610-930*	Amended	15:24 VA.R. 3229	*

\* The regulatory process was suspended on this section in 16:2 VA.R. 202, and the final effective date is pending until further action by the board.

## Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
12 VAC 5-610-940*	Amended	15:24 VA.R. 3232	*
12 VAC 5-610-950*	Amended	15:24 VA.R. 3233	*
12 VAC 5-610-960*	Amended	15:24 VA.R. 3235	*
12 VAC 5-610-965*	Added	15:24 VA.R. 3236	*
12 VAC 5-610-980*	Amended	15:24 VA.R. 3237	*
12 VAC 5-610-1080*	Amended	15:24 VA.R. 3238	*
12 VAC 5-610-1140*	Amended	15:24 VA.R. 3240	*
12 VAC 5-610-1150*	Repealed	15:24 VA.R. 3240	*
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 30-10-441	Added	15:26 VA.R. 3454	10/13/99
12 VAC 30-10-490	Amended	15:26 VA.R. 3454	10/13/99
12 VAC 30-10-680	Amended	15:26 VA.R. 3454	10/13/99
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 30-50-160	Amended	16:2 VA.R. 202	11/10/99
12 VAC 30-50-210	Amended	15:23 VA.R. 3037	9/1/99
12 VAC 30-50-210	Amended	16:2 VA.R. 205	11/10/99
12 VAC 30-50-220	Amended	15:25 VA.R. 3362	10/1/99
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 30-80-30	Amended	16:2 VA.R. 207	11/10/99
12 VAC 30-80-40	Amended	16:2 VA.R. 208	11/10/99
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
12 VAC 30-120-370	Erratum	15:19 VA.R. 2502	--
12 VAC 30-140-10 through 12 VAC 30-140-570	Added	15:26 VA.R. 3456-3465	10/13/99
<b>Title 13. Housing</b>			
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

\* The regulatory process was suspended on this section in 16:2 VA.R. 202, and the final effective date is pending until further action by the board.

## Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
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
<b>Title 14. Insurance</b>			
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
<b>Title 16. Labor and Employment</b>			
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
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
<b>Title 18. Professional and Occupational Licensing</b>			
18 VAC 5-20-10 emer	Amended	16:3 VA.R. 319	10/4/99-10/3/00
18 VAC 5-20-11 emer	Added	16:3 VA.R. 321	10/4/99-10/3/00
18 VAC 5-20-20 emer	Amended	16:3 VA.R. 322	10/4/99-10/3/00
18 VAC 5-20-30 emer	Repealed	16:3 VA.R. 324	10/4/99-10/3/00
18 VAC 5-20-40 emer	Repealed	16:3 VA.R. 324	10/4/99-10/3/00
18 VAC 5-20-41 emer	Added	16:3 VA.R. 324	10/4/99-10/3/00
18 VAC 5-20-50 emer	Repealed	16:3 VA.R. 325	10/4/99-10/3/00
18 VAC 5-20-60 emer	Repealed	16:3 VA.R. 325	10/4/99-10/3/00

## Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
18 VAC 5-20-70 emer	Repealed	16:3 VA.R. 326	10/4/99-10/3/00
18 VAC 5-20-80 emer	Repealed	16:3 VA.R. 326	10/4/99-10/3/00
18 VAC 5-20-81 emer	Added	16:3 VA.R. 326	10/4/99-10/3/00
18 VAC 5-20-90 emer	Repealed	16:3 VA.R. 326	10/4/99-10/3/00
18 VAC 5-20-91 emer	Added	16:3 VA.R. 327	10/4/99-10/3/00
18 VAC 5-20-100 emer	Amended	16:3 VA.R. 328	10/4/99-10/3/00
18 VAC 5-20-110 emer	Amended	16:3 VA.R. 329	10/4/99-10/3/00
18 VAC 5-20-111 emer	Added	16:3 VA.R. 330	10/4/99-10/3/00
18 VAC 5-20-112 emer	Added	16:3 VA.R. 330	10/4/99-10/3/00
18 VAC 5-20-120 through 18 VAC 5-20-440 emer	Repealed	16:3 VA.R. 330-333	10/4/99-10/3/00
18 VAC 5-20-441 emer	Added	16:3 VA.R. 333	10/4/99-10/3/00
18 VAC 5-20-442 emer	Added	16:3 VA.R. 334	10/4/99-10/3/00
18 VAC 5-20-443 emer	Added	16:3 VA.R. 334	10/4/99-10/3/00
18 VAC 5-20-444 emer	Added	16:3 VA.R. 336	10/4/99-10/3/00
18 VAC 5-20-445 emer	Added	16:3 VA.R. 336	10/4/99-10/3/00
18 VAC 5-20-450 emer	Repealed	16:3 VA.R. 336	10/4/99-10/3/00
18 VAC 5-20-451 emer	Added	16:3 VA.R. 336	10/4/99-10/3/00
18 VAC 5-20-460 through 500 emer	Repealed	16:3 VA.R. 337-339	10/4/99-10/3/00
18 VAC 10-20-10	Amended	16:3 VA.R. 298	12/1/99
18 VAC 10-20-20	Amended	16:3 VA.R. 299	12/1/99
18 VAC 10-20-35	Added	16:3 VA.R. 299	12/1/99
18 VAC 10-20-90	Amended	15:24 VA.R. 3248	10/1/99
18 VAC 10-20-110	Amended	16:3 VA.R. 299	12/1/99
18 VAC 10-20-120	Amended	16:3 VA.R. 300	12/1/99
18 VAC 10-20-140	Amended	16:3 VA.R. 300	12/1/99
18 VAC 10-20-150	Amended	16:3 VA.R. 301	12/1/99
18 VAC 10-20-160	Amended	16:3 VA.R. 303	12/1/99
18 VAC 10-20-170	Amended	15:24 VA.R. 3248	10/1/99
18 VAC 10-20-170	Amended	16:3 VA.R. 303	12/1/99
18 VAC 10-20-190	Amended	16:3 VA.R. 303	12/1/99
18 VAC 10-20-200	Amended	16:3 VA.R. 304	12/1/99
18 VAC 10-20-210	Amended	16:3 VA.R. 304	12/1/99
18 VAC 10-20-215	Added	16:3 VA.R. 305	12/1/99
18 VAC 10-20-230	Amended	16:3 VA.R. 305	12/1/99
18 VAC 10-20-250	Amended	16:3 VA.R. 305	12/1/99
18 VAC 10-20-260	Amended	16:3 VA.R. 306	12/1/99
18 VAC 10-20-270	Amended	16:3 VA.R. 306	12/1/99
18 VAC 10-20-280	Amended	15:24 VA.R. 3249	10/1/99
18 VAC 10-20-280	Amended	16:3 VA.R. 306	12/1/99
18 VAC 10-20-300	Amended	16:3 VA.R. 306	12/1/99
18 VAC 10-20-310	Amended	16:3 VA.R. 307	12/1/99
18 VAC 10-20-320	Amended	16:3 VA.R. 307	12/1/99
18 VAC 10-20-330	Amended	16:3 VA.R. 307	12/1/99
18 VAC 10-20-350	Amended	16:3 VA.R. 307	12/1/99
18 VAC 10-20-360	Amended	16:3 VA.R. 308	12/1/99
18 VAC 10-20-400	Amended	15:24 VA.R. 3249	10/1/99
18 VAC 10-20-440	Amended	16:3 VA.R. 308	12/1/99
18 VAC 10-20-450	Amended	16:3 VA.R. 308	12/1/99
18 VAC 10-20-470	Amended	15:24 VA.R. 3249	10/1/99
18 VAC 10-20-490	Amended	16:3 VA.R. 309	12/1/99
18 VAC 10-20-500	Repealed	16:3 VA.R. 309	12/1/99
18 VAC 10-20-520	Amended	15:24 VA.R. 3249	10/1/99
18 VAC 10-20-530	Amended	16:3 VA.R. 309	12/1/99
18 VAC 10-20-560	Amended	16:3 VA.R. 310	12/1/99
18 VAC 10-20-570	Amended	16:3 VA.R. 310	12/1/99
18 VAC 10-20-580	Amended	15:24 VA.R. 3249	10/1/99

## Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
18 VAC 10-20-590	Amended	16:3 VA.R. 310	12/1/99
18 VAC 10-20-630	Amended	15:24 VA.R. 3249	10/1/99
18 VAC 10-20-640	Amended	16:3 VA.R. 311	12/1/99
18 VAC 10-20-680	Amended	16:3 VA.R. 311	12/1/99
18 VAC 10-20-730	Amended	16:3 VA.R. 311	12/1/99
18 VAC 10-20-740	Amended	16:3 VA.R. 311	12/1/99
18 VAC 10-20-760	Amended	16:3 VA.R. 312	12/1/99
18 VAC 10-20-780	Amended	16:3 VA.R. 313	12/1/99
18 VAC 10-20-790	Amended	16:3 VA.R. 313	12/1/99
18 VAC 10-20-795	Added	16:3 VA.R. 314	12/1/99
18 VAC 25-21-70	Amended	15:26 VA.R. 3468	11/1/99
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 55-22-310	Amended	15:26 VA.R. 3476	11/1/99
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
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

## Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
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 90-20-300	Amended	16:3 VA.R. 315	11/24/99
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 90-20-420	Added	16:3 VA.R. 315	11/24/99
18 VAC 90-20-430	Added	16:3 VA.R. 315	11/24/99
18 VAC 90-20-440	Added	16:3 VA.R. 316	11/24/99
18 VAC 90-20-450	Added	16:3 VA.R. 316	11/24/99
18 VAC 90-20-460	Added	16:3 VA.R. 317	11/24/99
18 VAC 100-20-10	Amended	15:26 VA.R. 3479	11/1/99
18 VAC 100-20-40	Amended	15:26 VA.R. 3479	11/1/99
18 VAC 100-20-50	Amended	15:26 VA.R. 3479	11/1/99
18 VAC 100-20-60	Amended	15:26 VA.R. 3479	11/1/99
18 VAC 100-20-70	Amended	15:26 VA.R. 3479	11/1/99
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 110-20-10	Amended	15:26 VA.R. 3482	10/13/99
18 VAC 110-20-130	Erratum	15:12 VA.R. 1865	--
18 VAC 110-20-135	Added	15:26 VA.R. 3484	10/13/99
18 VAC 110-20-140	Amended	15:26 VA.R. 3484	10/13/99
18 VAC 110-20-490	Amended	15:21 VA.R. 2713	8/4/99
18 VAC 110-20-690	Added	15:26 VA.R. 3485	10/13/99
18 VAC 110-20-700	Added	15:26 VA.R. 3485	10/13/99
18 VAC 110-20-710	Added	15:26 VA.R. 3485	10/13/99
18 VAC 110-20-720	Added	15:26 VA.R. 3486	10/13/99
18 VAC 120-30-100	Amended	15:26 VA.R. 3487	11/1/99
18 VAC 120-40-10 through 18 VAC 120-40-430	Added	15:21 VA.R. 2715-2727	8/5/99
18 VAC 125-20-10	Amended	16:2 VA.R. 210	11/10/99
18 VAC 125-20-30	Amended	16:2 VA.R. 210	11/10/99
18 VAC 125-20-40	Amended	16:2 VA.R. 210	11/10/99
18 VAC 125-20-41	Added	16:2 VA.R. 211	11/10/99
18 VAC 125-20-42	Added	16:2 VA.R. 211	11/10/99
18 VAC 125-20-50	Repealed	16:2 VA.R. 212	11/10/99
18 VAC 125-20-51	Repealed	16:2 VA.R. 212	11/10/99
18 VAC 125-20-52	Repealed	16:2 VA.R. 212	11/10/99
18 VAC 125-20-53	Repealed	16:2 VA.R. 213	11/10/99
18 VAC 125-20-54	Added	16:2 VA.R. 214	11/10/99

## Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
18 VAC 125-20-55	Added	16:2 VA.R. 214	11/10/99
18 VAC 125-20-56	Added	16:2 VA.R. 215	11/10/99
18 VAC 125-20-60	Repealed	16:2 VA.R. 216	11/10/99
18 VAC 125-20-65	Added	16:2 VA.R. 216	11/10/99
18 VAC 125-20-70	Repealed	16:2 VA.R. 216	11/10/99
18 VAC 125-20-80	Amended	16:2 VA.R. 217	11/10/99
18 VAC 125-20-90	Repealed	16:2 VA.R. 217	11/10/99
18 VAC 125-20-100	Repealed	16:2 VA.R. 217	11/10/99
18 VAC 125-20-120	Amended	16:2 VA.R. 218	11/10/99
18 VAC 125-20-130	Amended	16:2 VA.R. 218	11/10/99
18 VAC 125-20-140	Repealed	16:2 VA.R. 218	11/10/99
18 VAC 125-20-150	Amended	16:2 VA.R. 218	11/10/99
18 VAC 125-20-160	Amended	16:2 VA.R. 219	11/10/99
18 VAC 125-20-170	Amended	16:2 VA.R. 219	11/10/99
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
18 VAC 160-20-40	Amended	15:24 VA.R. 3490	11/1/99
<b>Title 19. Public Safety</b>			
19 VAC 30-20 (Forms)	Added	15:14 VA.R. 2078-2079	--
19 VAC 30-70 Appendix A	Amended	15:25 VA.R. 3364	7/29/99
19 VAC 30-165-10 emer	Added	16:3 VA.R. 339	9/24/99-9/23/00
19 VAC 30-165-20 emer	Added	16:3 VA.R. 340	9/24/99-9/23/00
19 VAC 30-165-30 emer	Added	16:3 VA.R. 340	9/24/99-9/23/00
19 VAC 30-165-40 emer	Added	16:3 VA.R. 340	9/24/99-9/23/00
19 VAC 30-165-50 emer	Added	16:3 VA.R. 340	9/24/99-9/23/00
19 VAC 30-165-60 emer	Added	16:3 VA.R. 340	9/24/99-9/23/00
<b>Title 20. Public Utilities and Telecommunications</b>			
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	--
<b>Title 21. Securities and Retail Franchising</b>			
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
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

## Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
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
<b>Title 22. Social Services</b>			
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
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
<b>Title 23. Taxation</b>			
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	--



---

## Cumulative Table of VAC Sections Adopted, Amended, or Repealed

---

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
<b>Title 24. Transportation and Motor Vehicles</b>			
24 VAC 30-130-10	Amended	16:2 VA.R. 229	9/13/99
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 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: **DRG Payment Methodology: 12 VAC 30-50-10 et seq. Methods and Standards for Establishing Payment Rates-Inpatient Hospital Care; and 12 VAC 30-70-10 et seq. Amount, Duration and Scope of Medical and Remedial Care Services.** The purpose of the proposed action is to revise the permanent inpatient hospital reimbursement and covered services regulations to fully implement the DRG payment methodology and the prior authorization and medical necessity requirements. The agency does not intend to hold a public hearing on the proposed regulation after publication.

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

Public comments may be submitted until November 10, 1999, to Stan Fields, Director of Cost Settlement and Audit, 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.

VA.R. Doc. No. R00-16; Filed September 22, 1999, 11:48 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 Department of Medical Assistance Services intends to consider amending regulations entitled: **12 VAC 30-90-10 et seq. Methods and Standards for Establishing Payment Rates-Long Term Care: Nursing Home Payment System.** The purpose of the proposed action is to propose a fully prospective rate methodology for nursing facility services that use Resource Utilization Groups (RUGs) to adjust payment for resident service intensity. In addition, a new capital payment methodology will be proposed that eliminates the pass-through of depreciation and interest and substitutes a rental payment that is largely independent of provider financing decisions. The agency does not intend to hold a public hearing on the proposed regulation after publication.

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

Public comments may be submitted until November 24, 1999, to N. Stanley Fields, Director of Cost Settlement and Audit,

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.

VA.R. Doc. No. R00-20; Filed October 6, 1999, 9:39 a.m.

---

## TITLE 13. HOUSING

### BOARD OF HOUSING AND COMMUNITY DEVELOPMENT

#### † 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 Housing and Community Development intends to consider promulgating regulations entitled: **13 VAC 5-100-10 et seq. Virginia Energy Assistance Program Weatherization Component.** The purpose of the proposed action is to promulgate permanent regulations to implement House Bill 1103 (1998), by clarifying the types of energy improvements which can be completed and establishing eligibility requirements that are more consistent with the U.S. Department of Energy Low-Income Weatherization Assistance Program. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: § 36-139 of the Code of Virginia.

Public comments may be submitted until December 10, 1999.

**Contact:** George W. Rickman, Jr., Department of Housing and Community Development, 501 N. 2nd St., Richmond, VA 23219, telephone (804) 371-7180 or FAX (804) 371-7092.

VA.R. Doc. No. R00-35; Filed October 27, 1999, 4:31 p.m.

---

## TITLE 18. PROFESSIONAL AND OCCUPATIONAL LICENSING

### BOARD OF ACCOUNTANCY

#### 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 Accountancy intends to consider repealing regulations entitled: **18 VAC 5-20-10 et seq. Board for Accountancy Regulations.** The purpose of

---

# Notices of Intended Regulatory Action

---

the proposed action is to repeal the Virginia Board for Accountancy Regulations which became effective April 1, 1997. These regulations will be replaced by new regulations (18 VAC 5-21-10 et seq.). The agency does not intend to hold a public hearing on the proposed action after publication.

Statutory Authority: §§ 54.1-201 and 54.1-2002 of the Code of Virginia.

Public comments may be submitted until November 29, 1999.

**Contact:** David E. Dick, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8505, FAX (804) 367-2475, or (804) 367-9753/TTY ☎

VA.R. Doc. No. R00-21; Filed October 6, 1999, 11:58 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 Board of Accountancy intends to consider promulgating regulations entitled: **18 VAC 5-21-10 et seq. Board of Accountancy Regulations.** The purpose of the proposed action is to promulgate permanent regulations to implement Senate Bill 926 (1999), which increased the requirements for an individual to become a Certified Public Accountant, and to replace the emergency Board of Accountancy Regulations which became effective October 4, 1999. The agency intends to hold a public hearing on the proposed action after publication.

Statutory Authority: §§ 54.1-201 and 54.1-2002 of the Code of Virginia.

Public comments may be submitted until November 29, 1999.

**Contact:** David E. Dick, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8505, FAX (804) 367-2475, or (804) 367-9753/TTY ☎

VA.R. Doc. No. R00-22; Filed October 6, 1999, 11:59 a.m.

## BOARD FOR OPTICIANS

### † 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 for Opticians intends to consider amending regulations entitled: **18 VAC 100-20-10 et seq. Board for Opticians Regulations.** The purpose of the proposed action is to amend existing regulations governing the licensure of opticians to (i) establish a definition section; (ii) clarify entry requirements for licensure; (iii) specify examination procedures and examination content for licensure and contact lens examinations; (iv) modify the procedures and provisions regarding renewal, reinstatement, and the standards of practice and conduct; and (v) review several provisions of the regulations and simplify them thereby ensuring that the board is meeting its statutory mandate to ensure minimal competence of all licensees without burdensome requirements. The agency does not

intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 54.1-201 and 54.1-1700 et seq. of the Code of Virginia.

Public comments may be submitted until December 9, 1999.

**Contact:** Nancy T. Feldman, Assistant Director, Board for Opticians, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8590, FAX (804) 367-2474, (804) 367-9753/TTY ☎, or e-mail opticians@dpor.state.va.us.

VA.R. Doc. No. R00-30; Filed October 15, 1999, 3:01 p.m.

## BOARD OF SOCIAL WORK

### † 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 Social Work intends to consider amending regulations entitled: **18 VAC 140-20-10 et seq. Regulations Governing the Practice of Social Work.** The purpose of the proposed action is to establish continuing education requirements in compliance with statutory mandate, establish an inactive licensure regulation for licensees who are not practicing in Virginia, and amend the language in the dual relationship prohibition in the standards of practice to achieve better consistency in the language among the behavioral sciences boards. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: § 54.1-2400 and Chapter 37 (§ 54.1-3700 et seq.) of Title 54.1 of the Code of Virginia.

Public comments may be submitted until December 8, 1999.

**Contact:** Janet D. Delorme, Deputy Executive Director, Department of Health Professions, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9575 or FAX (804) 662-9943.

VA.R. Doc. No. R00-31; Filed October 19, 1999, 2:58 p.m.



## TITLE 19. PUBLIC SAFETY

### DEPARTMENT OF STATE POLICE

#### 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 State Police intends to consider amending regulations entitled: **19 VAC 30-40-10 et seq. Standards and Specifications for the Stickers or Decals Used by Cities, Counties and Towns in Lieu of License Plates.** The purpose of the proposed action is to amend the regulation to conform to legislative changes to § 46.2-1052 of the Code of Virginia. The agency does not intend to hold a public hearing on the proposed action after publication.

---

# Notices of Intended Regulatory Action

---

Statutory Authority: § 46.2-1052 of the Code of Virginia.

Public comments may be submitted until December 1, 1999.

**Contact:** Captain W. Steven Flaherty, Safety Officer, Department of State Police, Safety Division, P.O. Box 27472, Richmond, VA 23261-7472, telephone (804) 378-3472 or FAX (804) 378-3487.

VA.R. Doc. No. R00-10; Filed September 20, 1999, 11:26 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 Department of State Police intends to consider promulgating regulations entitled: **19 VAC 30-65-10 et seq. Regulations Relating to Safety Inspector Certification.** The purpose of the proposed regulation is to ensure that the safety equipment on motor vehicles is not defective, thus reducing motor vehicle crashes caused by defective equipment. The regulation will describe the process and testing procedures that a mechanic must complete before being certified as a safety inspector. The agency does not intend to hold a public hearing on the proposed action after publication.

Statutory Authority: §§ 46.2-1163 and 46.2-1166 of the Code of Virginia.

Public comments may be submitted until December 1, 1999.

**Contact:** Captain W. Steven Flaherty, Safety Officer, Department of State Police, Safety Division, P.O. Box 27472, Richmond, VA 23261-7472, telephone (804) 378-3472 or FAX (804) 378-3487.

VA.R. Doc. No. R00-9; Filed September 20, 1999, 11:26 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 Department of State Police intends to consider promulgating regulations entitled: **19 VAC 30-66-10 et seq. Regulations Relating to Official Inspection Station Appointment.** The purpose of the proposed action is to establish the standards that garages must meet before being appointed as official inspection stations. The agency does not intend to hold a public hearing on the proposed action after publication.

Statutory Authority: §§ 46.2-1163 and 46.2-1166 of the Code of Virginia.

Public comments may be submitted until December 1, 1999.

**Contact:** Captain W. Steven Flaherty, Safety Officer, Department of State Police, Safety Division, P.O. Box 27472, Richmond, VA 23261-7472, telephone (804) 378-3472 or FAX (804) 378-3487.

VA.R. Doc. No. R00-11; Filed September 20, 1999, 11:26 a.m.

## TITLE 22. SOCIAL SERVICES

### DEPARTMENT FOR THE DEAF AND HARD-OF-HEARING

#### 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 for the Deaf and Hard-of-Hearing intends to consider amending regulations entitled: **22 VAC 20-30-10 et seq. Regulations Governing Interpreter Services for the Deaf and Hard-of-Hearing.** The purpose of the proposed action is to (i) make general language changes to improve clarity and reduce redundancy with the Code of Virginia, (ii) include a clear statement of fees, (iii) clarify confidentiality provisions, (iv) replace VQAS Level 1 with a Novice Interpreter Designation, and (v) add a provision for customer input/grievance. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: § 63.1-85.4:1 of the Code of Virginia.

Public comments may be submitted until November 12, 1999.

**Contact:** Leslie G. Hutcheson, Regulatory Coordinator, Department for the Deaf and Hard-of-Hearing, 1602 Rolling Hills Dr., Suite 203, Richmond, VA 23229-5012, telephone (804) 662-9703 V/TTY, FAX (804) 662-9718 or toll-free 1-800-552-7917/TTY ☎

VA.R. Doc. No. R00-12; Filed September 22, 1999, 8:28 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 repealing regulations entitled: **22 VAC 40-900-10 et seq. Community Services Block Grant Guidelines.** The purpose of the proposed action is to repeal outdated and excessive regulation. This regulation will be replaced by new regulations which are the minimum required by state law. The agency does not intend to hold a public hearing on the proposed regulations after publication.

Statutory Authority: § 2.1-587 et seq. of the Code of Virginia.

Public comments may be submitted until November 10, 1999.

**Contact:** Phyl Parrish, Program Consultant, Department of Social Services, 730 E. Broad St., Richmond, VA 23219, telephone (804) 692-1895.

VA.R. Doc. No. R00-14; Filed September 22, 1999, 10:21 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 State Board of Social Services intends to consider promulgating regulations entitled: **22 VAC 40-901-10 et seq. Community Services Block Grant**

---

## Notices of Intended Regulatory Action

---

**Program.** The purpose of the proposed regulation is to provide the minimum regulation required by the Code of Virginia for the Community Services Block Grant Program and that which is necessary for the effective and efficient administration of the program. The agency does not intend to hold a public hearing on the proposed regulations after publication.

Statutory Authority: § 2.1-587 et seq. of the Code of Virginia.

Public comments may be submitted until November 10, 1999.

**Contact:** Phyl Parrish, Program Consultant, Department of Social Services, 730 E. Broad St., Richmond, VA 23219, telephone (804) 692-1895.

VA.R. Doc. No. R00-13; Filed September 22, 1999, 10:21 a.m.



---

# 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 13. HOUSING

### BOARD OF HOUSING AND COMMUNITY DEVELOPMENT

**December 13, 1999 - 9 a.m.** -- Public Hearing  
General Assembly Building, 9th and Broad Streets, House Room C, Richmond, Virginia.

**January 10, 2000** - 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 Housing and Community Development intends to amend regulations entitled: **13 VAC 5-111-10 et seq. Enterprise Zone Program Regulation.** The amendments address changes made during the 1999 General Assembly session to the Virginia Enterprise Zone Act. These changes relate to the increase in total state enterprise zones from 50 to 55 with special conditions for the five newly designated zones. In addition, interpretive changes have been made for guidance.

Statutory Authority: § 59.1-278 of the Code of Virginia.

**Contact:** M. Shea Hollifield, Deputy Director, Department of Housing and Community Development, 501 N. 2nd St., Richmond, VA 23219, telephone (804) 371-7030, FAX (804) 371-7093 or (804) 371-7089/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 13. HOUSING

### BOARD OF HOUSING AND COMMUNITY DEVELOPMENT

Title of Regulation: 13 VAC 5-111-10 et seq. Enterprise Zone Program Regulation (amending 13 VAC 5-111-10, 13 VAC 5-111-100, 13 VAC 5-111-120, 13 VAC 5-111-130, 13 VAC 5-111-160, 13 VAC 5-111-170, 13 VAC 5-111-180, 13 VAC 5-111-190, 13 VAC 5-111-240, 13 VAC 5-111-280, 13 VAC 5-111-300, and 13 VAC 5-111-310; adding 13 VAC 5-111-165).

Statutory Authority: § 59.1-278 of the Code of Virginia.

Public Hearing Date: December 13, 1999 - 9 a.m.

Public comments may be submitted until January 10, 2000.

(See Calendar of Events section for additional information)

Basis: Section 59.1-278 of the Code of Virginia provides authority for the Board of Housing and Community Development to adopt and promulgate the Virginia Enterprise Zone Program Regulations.

Purpose: The purpose of the proposed amendments is to provide a better understanding for the general public that may be interested in qualifying for the use of incentives offered under the Enterprise Zone Program. These regulations address and clarify many questions and issues that have been raised by the public concerning the use and implementation of the Enterprise Zone Program.

Substance: The substance of the revised Virginia Enterprise Zone Program deals with changes made to help clarify application procedures and qualification requirements for businesses interested in applying for incentives. These changes include:

1. Adding the definition of "permanent full-time employee" to accommodate businesses qualifying for post-1995 general income tax credits.
2. Incorporating a definition of "report to work" as it relates to Job Grants qualification.
3. Defining "single facility" as it relates to Real Property Improvement Tax Credits.
4. Reworking the definition of "net loss" so that it is more understandable.
5. Including a prohibition on requalification for general income tax credits due to reorganization of a firm in conformance with the pre-1995 regulations.

6. Specifying nonresidential property for rehabilitation and expansion in real property in keeping with the Virginia Enterprise Zone Act.

7. Prohibiting the use of real property tax credits in relocations of businesses from one area to an area within an enterprise zone, strictly to receive enterprise zone incentives in keeping with the appropriation act.

8. Including guidance on size limits on joint zones.

9. Providing a framework for negotiated projects which states when a business can begin to use credits.

10. Addressing how pass-through entities, like limited liability companies, are to be treated when applying for real property improvement tax credits.

11. Updating regulations to conform to changes made during the 1999 General Assembly concerning the designation of five new enterprise zones in the state.

12. Including guidance for businesses opting to use a 52/53 week tax year and their eligibility to apply for tax credits.

Issues: The advantages of this regulatory action to the public will be to (i) stimulate new job creation and private investment in economically distressed areas of the Commonwealth, (ii) implement greater flexibility for businesses in qualifying for the use of state incentives, and (iii) provide businesses and CPAs concrete guidance on the use of these tax credits.

The advantages for the agency and the public include clear guidance on how to implement and use the enterprise zone credits in a manner that is compatible with the tax code.

The agency anticipates no disadvantages regarding these changes to the regulations.

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. The Board of Housing and Community Development is proposing to amend its Enterprise Zone Program regulations in order to provide businesses more precise information on the program's

---

# Proposed Regulations

---

requirements and clarify ambiguous language. The areas being clarified include the following:

1. New or revised definitions for "full-time employee," "net loss," "permanent full-time employee," "permanent full-time position," "qualified zone resident," "report for work," and "single facility";
2. Prohibitions on requalifications due to reorganizations;
3. The exclusion of residential property from qualified zone improvements;
4. Size limits for joint zones;
5. Clarification that claiming real property tax credits for intrastate relocations requires an increase in employment, investment in equipment, or building square footage;
6. Use of credits for negotiated projects; and
7. The treatment of pass-through entities when applying for real property improvement tax credits.

**Estimated economic impact.** The proposed changes are intended to clarify application procedures and qualification requirements and will not change the criteria used by the department in determining eligibility for Enterprise Zone Program incentives. Since the proposed changes merely restate current practice, they are not expected to have any significant economic effects aside from providing interested businesses greater guidance and potentially reducing the number of applications received by the department which turn out to be ineligible.

**Businesses and entities affected.** The proposed changes will affect all existing and potential businesses considering start-up or expansion in designated enterprise zones. No specific businesses are particularly affected.

**Localities particularly affected.** The proposed changes to this regulation do not change the current policies used in administering the Enterprise Zone Program and therefore should not affect any particular localities.

**Projected impact on employment.** Since the proposed changes do not change current policy used in administering the Enterprise Zone Program there is not expected to be any impact on employment in Virginia.

**Effects on the use and value of private property.** Since the proposed changes do not change current policy used in administering the Enterprise Zone Program there is not expected to be any impact 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 economic impact analysis prepared by the Department of Planning and Budget regarding the regulations concerning the Virginia Enterprise Zone Program.

## Summary:

*The proposed amendments provide businesses more precise information on the program's requirements and clarify ambiguous language. The areas being clarified include the following:*

1. *New or revised definitions for "full-time employee," "net loss," "permanent full-time employee," "permanent full-time position," "qualified zone resident," "report for work," and "single facility";*
2. *Prohibitions on requalifications due to reorganizations;*
3. *The exclusion of residential property from qualified zone improvements;*
4. *Size limits for joint zones;*
5. *Clarification that claiming real property tax credits for intrastate relocations requires an increase in employment, investment in equipment, or building square footage;*
6. *Use of credits for negotiated projects; and*
7. *The treatment of pass-through entities when applying for real property improvement tax credits.*

## **13 VAC 5-111-10. Definitions.**

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

*"Average number of permanent full-time employees"* means the number of permanent full-time employees during each payroll period of a business firm's taxable year divided by the number of payroll periods:

1. In calculating the average number of permanent full-time employees, a business firm may count only those permanent full-time employees who worked at least half of their normal work days during the payroll period. Paid leave time may be counted as work time.
2. For a business firm which uses different payroll periods for different classes of employees, the average number of permanent full-time employees of the firm shall be defined as the sum of the average number of permanent full-time employees for each class of employee.

*"Base taxable year"* (for purposes of qualifying for the general tax credit) means the taxable year preceding the first taxable year for which a firm qualifies for state tax incentives under this program. This definition only applies to business firms qualified prior to July 1, 1995, and only for the purpose of qualifying for enterprise zone incentives offered prior to July 1, 1995. The following definition applies to businesses applying for enterprise zone incentives on or after July 1, 1995: *"Base taxable year"* (for purposes of qualifying for the general tax credit) means the lower of two taxable years immediately preceding the first year of qualification, at the choice of the business firm.

*"Base year"* (for purposes of qualifying for enterprise zone incentive grants) as provided in Part VI (13 VAC 5-111-210 et seq.) means either of the two calendar years immediately preceding a business firm's first year of grant eligibility, at the choice of the business firm.

*"Business firm"* means any corporation, partnership, electing small business (subchapter S) corporation, limited liability company, or sole proprietorship authorized to do business in the Commonwealth of Virginia.



The term "*business firm*" does not include organizations which are exempt from state income tax on all income except unrelated business taxable income as defined in the federal Internal Revenue Code, § 512, nor does it include homeowners associations as defined in the federal Internal Revenue Code, § 528.

"*Business tax credit*" means a credit against any tax due under Articles 2 (§ 58.1-320 et seq.) and 10 (§ 58.1-400 et seq.) of Chapter 3, Chapter 12 (§ 58.1-1200 et seq.), Article 1 (§ 58.1-2500 et seq.) of Chapter 25, or Article 2 (§ 58.1-2620 et seq.) of Chapter 26 of Title 58.1 of the Code of Virginia due from a business firm.

"*Common control*" means those firms as defined by Internal Revenue Code § 52(b).

"*Department*" means the Department of Housing and Community Development.

"*Develop*" means to make improvements to land through the construction, conservation, repair, restoration, rehabilitation, conversion, alteration, enlargement or remodeling of a structure or structures to accommodate the principal use to which the land is or will be put. This definition only applies to business firms qualified prior to July 1, 1995, and only for the purpose of qualifying for enterprise zone incentives offered prior to July 1, 1995. Businesses applying for enterprise zone tax credits on or after July 1, 1995, shall use the term qualified zone improvements for purposes of qualification for credits under § 59.1-280 of the Code of Virginia.

"*Employee of a zone establishment*" means a person employed by a business firm who is on the payroll of the firm's establishment or establishments within the zone. In the case of an employee who is on the payroll of two or more establishments of the firm, both inside and outside the zone, the term "*employee of a zone establishment*" refers only to such an employee assigned to the firm's zone establishment or establishments for at least one-half of his normally scheduled work days.

"*Enterprise zone incentive grant*" or "*grant*" means a grant provided for creating permanent full-time positions pursuant to § 59.1-282.1 of the Code of Virginia.

"*Establishment*" means a single physical location where business is conducted or where services or industrial operations are performed.

1. A central administrative office is an establishment primarily engaged in management and general administrative functions performed centrally for other establishments of the same firm.
2. An auxiliary unit is an establishment primarily engaged in performing supporting services to other establishments of the same firm.

"*Existing business firm*" means one that was actively engaged in the conduct of trade or business in an area prior to such an area being designated as an enterprise zone or that was engaged in the conduct of trade or business in the Commonwealth and relocates to begin operation of a trade or business within an enterprise zone. An existing business firm

is also one that was not previously conducted in the Commonwealth by such taxpayer who acquires or assumes a trade or business and continues its operations.

"*Family*" means (i) one or more persons living in a single residence who are related by blood, marriage or adoption. A stepchild or stepparent shall be considered to be related by marriage; (ii) one or more persons not living in the same residence but who were claimed as a dependent on another person's federal income tax return for the previous year shall be presumed, unless otherwise demonstrated, part of the other person's family; or (iii) an individual 18 or older who receives less than 50% of his support from the family, and who is not the principal earner nor the spouse of the principal earner, shall not be considered a member of the family. Such an individual shall be considered a family of one.

"*Family income*" means all income actually received by all family members over 16 from the following sources:

1. Gross wages and salary (before deductions);
2. Net self-employment income (gross receipts minus operating expenses);
3. Interest and dividend earnings; and
4. Other money income received from net rents, Old Age and Survivors Insurance (OASI), social security benefits, pensions, alimony, child support, and periodic income from insurance policy annuities and other sources.

The following types of income are excluded from family income:

1. Noncash benefits such as food stamps and housing assistance;
2. Public assistance payments;
3. Disability payments;
4. Unemployment and employment training benefits;
5. Capital gains and losses; and
6. One-time unearned income.

When computing family income, income of a spouse or other family members or both shall be counted for the portion of the income determination period that the person was actually a part of the family.

"*Family size*" means the largest number of family members during the income determination period.

"*First year of grant eligibility*" means the first calendar year for which a business firm was both eligible and applied for an enterprise zone incentive grant.

"*Full-time employee*" means a person employed by a business firm who is normally scheduled to work at least 35 hours per week during the firm's payroll period or two or more individuals who together share the same job position and together work the normal number of hours a week as required by the business firm for that one position. The term "*full-time employee*" does not include unpaid volunteer workers, leased employees or contract labor. This definition only applies to business firms qualified prior to July 1, 1995, and only for the

---

## Proposed Regulations

---

purpose of qualifying for enterprise zone incentives offered prior to July 1, 1995. Businesses applying for enterprise zone tax credits on or after July 1, 1995, shall use the term permanent full-time ~~position~~ employee for purposes of qualification pursuant to 13 VAC 5-111-90.

"Grant year" means the calendar year for which a business firm applies for an enterprise zone incentive grant pursuant to § 59.1-282.1 of the Code of Virginia.

"Gross receipts attributable to the active conduct of trade or business within an enterprise zone" means all receipts of the business firm arising from the firm's activities or from the investment and use of the firm's capital in its establishment or establishments within the zone. The proportion of gross receipts arising from the firm's activities or from its investment and use of capital within the zone shall be calculated by dividing the total expenses of the firm's establishment or establishments within the zone by the firm's total expenses both inside and outside the zone.

1. This calculation must be used to allocate and apportion taxable gross receipts against which state franchise or license tax credits may be claimed (see 13 VAC 5-111-50 C).

2. This calculation may not be used to allocate and apportion Virginia Taxable Income against which state corporate and individual income tax credits may be claimed or taxable net capital against which state franchise tax credits may be claimed.

"Income determination period" means the 12 months immediately preceding the month in which the person was hired.

"Independent certified public accountant" means a public accountant certified and licensed by the Commonwealth of Virginia who is not an employee of the business firm seeking to qualify for state tax incentives and grants under this program.

"Jurisdiction" means the county, city or town which made the application to have an enterprise zone. In the case of a joint application, it means all parties making the application.

"Large qualified business firm" means a qualified business firm making qualified zone investments in excess of \$15 million when such qualified zone investments result in the creation of at least 50 permanent full-time positions.

"Large qualified zone resident" means a qualified zone resident making qualified zone investments in excess of \$100 million when such qualified zone investments result in the creation of at least 200 permanent full-time positions.

"Local zone administrator" means the chief executive of the county, city, or town in which an enterprise zone is located, or his designee.

"Low-income person" means a person who is employed in a permanent full-time position with a business firm in an enterprise zone that is seeking qualification for enterprise zone incentives and whose family income was less than or equal to 80% of area median family income during the income determination period. Persons who meet the definition of

both low-income and zone resident may not be counted as both for purposes of meeting employment requirements for the general tax credit. Instead, qualifying business firms must claim these persons as either low-income or zone resident.

"Median family income" means the dollar amount, adjusted for family size, as determined annually by the department for the city or county in which the zone is located.

"Metropolitan central city" means a city so designated by the U.S. Office of Management and Budget.

~~"Net loss" means (i) that the gross permanent full-time employment of a business firm located in the Commonwealth was greater than the gross permanent full-time employment of the business firm after relocating within an enterprise zone or zones; or (ii) after the business firm expands a trade or business into an enterprise zone the gross permanent full-time employment of a business firm's locations outside of an enterprise zone or zones in the Commonwealth has been reduced. applies to firms that relocate or expand operations and means (i) after relocating into a zone, a business firm's gross permanent employment is less than it was before locating into the zone or (ii) after a business firm locates or expands within a zone, its gross employment at its nonzone location or locations is less than it was before the zone location occurred.~~

"New business" means a business not previously conducted in the Commonwealth by such taxpayer and that begins operation in an enterprise zone after the zone was designated. A new business is also one created by the establishment of a new facility and new permanent full-time employment by an existing business firm in an enterprise zone and does not result in a net loss of permanent full-time employment outside the zone.

"Number of eligible permanent full-time positions" means the amount by which the number of permanent full-time positions at a business firm in a grant year exceeds the threshold number.

"Payroll period" means the period of time for which a business firm normally pays its employees.

"Permanent full-time employee" means a person employed by a business firm who is normally scheduled to work either (i) a minimum of 35 hours per week for the entire normal year of the business firm's operations, which normal year must consist of at least 48 weeks, (ii) a minimum of 35 hours per week for a portion of the taxable year in which the employee was initially hired for, or transferred to the business firm, or (iii) a minimum of 1,680 hours per year if the standard fringe benefits are paid by the business firm for the employee. Permanent full-time employee also means two or more individuals who together share the same job position and together work the normal number of hours a week as required by the business firm for that one position. Seasonal, temporary, leased or contract labor employees or employees shifted from an existing location in the Commonwealth to a business firm location within an enterprise zone shall not qualify as permanent full-time employees. This definition only applies to business firms qualified after July 1, 1995, and only for the purpose of qualifying for enterprise zone incentives pursuant to 13 VAC 5-111-70.

*"Permanent full-time position"* means a job of indefinite duration at a business firm located in an enterprise zone, requiring the employee to report for work within the enterprise zone, and requiring either (i) a minimum of 35 hours of an employee's time a week for the entire normal year of the business firm's operations, which normal year must consist of at least 48 weeks, (ii) a minimum of 35 hours of an employee's time a week for a portion of the taxable year in which the employee was initially hired for, or transferred to the business firm or (iii) a minimum of 1,680 hours per year if the standard fringe benefits are paid by the business firm for the employee. Seasonal, temporary, leased or contract labor positions, or a position created when a job function is shifted from an existing location in this Commonwealth to a business firm located within an enterprise zone shall not qualify as permanent full-time positions. *This definition only applies to business firms qualified after July 1, 1995, and only for the purpose of qualifying for enterprise zone incentives pursuant to 13 VAC 5-111-210.*

*"Placed in service"* means: (i) the final certificate of occupancy has been issued by the local jurisdiction for real property improvements; or (ii) the first moment that machinery becomes operational and is used in the manufacturing of a product for consumption; or (iii) in the case of tools and equipment it means the first moment they are used in the performance of duty or service.

*"Qualified business firm"* means a business firm meeting the business firm requirements in 13 VAC 5-111-30 or 13 VAC 5-111-90 and designated a qualified business firm by the department.

*"Qualified zone improvements"* means the amount of ~~property~~ *properly* chargeable to a capital account for improvements to rehabilitate or expand depreciable *nonresidential* real property placed in service during the taxable year within an enterprise zone, provided that the total amount of such improvements equals or exceeds (i) \$50,000 and (ii) the assessed value of the original facility immediately prior to the rehabilitation or expansion. Qualified zone improvements include expenditures associated with any exterior, structural, mechanical, or electrical improvements necessary to *construct*, expand or rehabilitate a building for commercial or industrial use.

1. Qualified zone improvements include, but are not limited to, the costs associated with excavation, grading, paving, driveways, roads, sidewalks, landscaping or other land improvements, demolition, carpentry, sheetrock, plaster, painting, ceilings, fixtures, doors, windows, fire suppression systems, roofing and flashing, exterior repair, cleaning and clean-up.

2. Qualified zone improvements do not include (i) the cost of furnishings; (ii) any expenditure associated with appraisal, architectural, engineering and interior design fees, (iii) loan fees; points or capitalized interest; (iv) legal, accounting, realtor, sales and marketing or other professional fees; (v) closing costs, permits, user fees, zoning fees, impact fees, inspection fees; (vi) bids insurance, signage, utilities, bonding, copying, rent loss, or temporary facilities incurred during construction; (vii) utility hook-up or access fees; (viii) outbuildings; (ix) the

cost of any well, septic, or sewer system; or (x) cost of acquiring land or an existing building.

3. In the case of new *nonresidential* construction, qualified zone improvements also do not include land, land improvements, paving, grading, driveway, and interest.

*"Qualified zone investment"* means the sum of qualified zone improvements and the cost of machinery, tools, and equipment used in manufacturing tangible personal property and placed in service on or after July 1, 1995. Machinery, equipment, tools, and real property that are leased through a capital lease and that are being depreciated by the lessee or that are transferred from out-of-state to a zone location by a business firm may be included as qualified zone investment. Such leased or transferred machinery, equipment, tools, and real property shall be valued using the depreciable basis for federal income tax purposes. Machinery, tools and equipment shall not include the basis of any property: (i) for which a credit was previously granted under § 59.1-280.1 of the Code of Virginia; (ii) which was previously placed in service in Virginia by the taxpayer, a related party, as defined by Internal Revenue Code § 267(b), or a trade or business under common control; as defined by Internal Revenue Code § 52(b); or (iii) which was previously in service in Virginia and has a basis in the hands of the person acquiring it, determined in whole or in part by reference to the basis of such property in the hands of the person whom acquired, or Internal Revenue Code § 1014(a).

*"Qualified zone resident"* means an owner or tenant of *nonresidential* real property located in an enterprise zone who expands or rehabilitates such real property to facilitate the conduct of a trade or business by such owner or tenant within the enterprise zone. In the case of a partnership, limited liability company or S corporation, the term *"qualified zone resident"* means the partnership, limited liability company or S corporation.

*"Real property improvements tax credit"* means a credit provided to a small qualified zone resident pursuant to § 59.1-280.1 C of the Code of Virginia.

*"Redetermined base year"* means the base year for calculation of the number of eligible permanent full-time positions in a second or subsequent three-year grant period. If a second or subsequent three-year grant period is requested within two years after the previous three-year period, the redetermined base year will be the last grant year. The calculation of this redetermined base year will be determined by the number of positions in the preceding base year, plus the number of threshold positions, plus the number of permanent full-time positions receiving grants in the final year of the previous grant period. If a business firm applies for subsequent three-year periods beyond the two years immediately following the completion of a three-year grant period, the firm shall use one of the two preceding calendar years as the base year, at the choice of the business firm.

*"Related party"* means those as defined by Internal Revenue Code § 267(b).

*"Report for work"* means that for the majority of a permanent full-time position's scheduled work week, the

---

# Proposed Regulations

---

*employee filling that position works at a single physical location within an enterprise zone.*

"*Seasonal employment*" means any employee who normally works on a full-time basis and whose customary annual employment is less than nine months. For example, individuals hired by a CPA firm during the tax return season in order to process returns and who work full-time over a three-month period are seasonal employees.

"*Single facility*" means one or more buildings constructed simultaneously at a single physical location within an enterprise zone and is necessary to facilitate the conduct of a trade or business. This definition only applies to new construction.

"*Small qualified business firm*" means any qualified business firm other than a large qualified business firm.

"*Small qualified zone resident*" means any qualified zone resident other than a large qualified zone resident.

"*Surplus public land*" means land within a zone which is owned by the Commonwealth or a unit of local government and which meets the following standards.

1. In the case of land owned by a unit of local government (i) the land is not being used for a public purpose nor designated or targeted for a specific public use in an adopted land use plan, facilities plan, capital improvements plan or other official public document; (ii) no tangible harm would be incurred by the unit of local government if the land were eliminated from its holdings; and (iii) sale of the land would not violate any restriction stated in the deed.

2. In the case of land owned by agencies of the Commonwealth, except land acquired by the Virginia Department of Transportation for the construction of highways, the land has been determined to be surplus to the Commonwealth in accordance with criteria and procedures established pursuant to §§ 2.1-504 through 2.1-512 of the Code of Virginia.

3. In the case of land acquired by the Virginia Department of Transportation for the construction of highways, the land has been determined to be surplus to the needs of the State Highway Commission and the Commonwealth in accordance with criteria and procedures established pursuant to §§ 33.1-93, 33.1-149 and 33.1-154 of the Code of Virginia. The Commonwealth Transportation Commissioner, prior to determining that land surplus to its needs is also surplus to the Commonwealth, may make such land available to other state agencies in accordance with procedures established pursuant to §§ 2.1-504 through 2.1-512 of the Code of Virginia.

"*Tax due*" means the amount of tax liability as determined by the Department of Taxation or the State Corporation Commission.

"*Tax year*" means the year in which the assessment is made.

"*Taxable year*" means the year in which the tax due on state taxable income, state taxable gross receipts or state taxable net capital is accrued.

"*Threshold number*" means 110% of the number of permanent full-time positions in the base year for the first three-year period in which a business firm is eligible for an enterprise zone incentive grant. For a second and any subsequent three-year period of eligibility, the threshold means 120% of the number of permanent full-time positions in the applicable base year as redetermined for the subsequent three-year period. If such number would include a fraction, the threshold number shall be the next highest integer. Where there are no permanent full-time positions in the base year, the threshold will be zero.

"*Transferred employee*" means an employee of a firm in the Commonwealth that is relocated to an enterprise zone facility owned or operated by that firm.

"*Unit of local government*" means any county, city or town. Special purpose political subdivisions, such as redevelopment and housing authorities and industrial development authorities, are not units of local government.

"*Zone*" means an enterprise zone declared by the Governor to be eligible for the benefits of this program.

"*Zone investment tax credit*" means a credit provided to a large qualified zone resident pursuant to § 59.1-280.1 *4 D* of the Code of Virginia.

"*Zone resident*" means a person whose principal place of residency is within the boundaries of any enterprise zone. Persons who meet the definition of both low-income and zone resident may not be counted as both for purposes of meeting employment requirements for the general tax credit. Instead, qualifying business firms must claim these persons as either low-income or zone resident. Zone residency must be verified annually.

## **13 VAC 5-111-100. Application submittal and processing.**

A. Any business firm who qualifies for general tax credits on or after July 1, 1995, and whose taxable year ends on or before December 31, 1995, shall submit an application requesting a general tax credit to the department by no later than May 1, 1996.

B. For taxable years ending after December 31, 1995, and on or before January 1, 1997, applications requesting a general tax credit shall be submitted to the department by no later than May 1, 1997.

C. For taxable years thereafter, for any tax year that ends on or after January 1 and on or before December 31, *or for businesses with tax years in accordance with § 441(f) of the Internal Revenue Code on or before January 7 of the subsequent year*, applications requesting a general tax credit shall be submitted to the department by no later than May 1 of the subsequent calendar year.

D. Any business firm which is interested in amending past tax returns in order to qualify for and receive general tax credits shall submit an application requesting general tax credits to the department by no later than May 1 of any three

subsequent calendar years immediately following the year the business firm is requesting the credit provided that there is an outstanding credit balance remaining for that particular tax year. These requests will be handled on a first-come, first-serve basis. Because this credit was not available prior to July 1, 1995, business firms cannot request or amend returns for tax years prior to 1995.

E. The department shall review all applications for completeness and notify business firms of any errors no later than June 1. Business firms must respond to any unresolved issues by no later than June 15.

F. The department shall notify all applicants by June 30 as to the amount of applicable general credit it may claim for the taxable year the request was made.

G. Applications must be made on forms prescribed by the department, and either hand delivered by the date specified in this section or sent by certified mail with a return receipt requested and post marked no later than the date specified in this section.

H. Applicants may only apply for credits which they are otherwise eligible to claim for such taxable year, subject to the limitations provided by 13 VAC 5-111-80 A and 13 VAC 5-111-170 A.

*I. Prohibition on requalification due to reorganization of a firm. A business firm may not qualify for a tax credit pursuant to 13 VAC 5-111-70 for more than its qualification period by reorganizing or changing its form in a manner that does not alter the basis of the firm's assets or result in a taxable event.*

### **13 VAC 5-111-120. Anti-churning.**

A. A permanent full-time ~~position~~ employee shall not include any employee:

1. For which a credit under this chapter was previously earned by a related party, as defined by the Internal Revenue Code § 267(b) or a trade or business under common control;
2. Who was previously employed in the same job function in Virginia by a related party, or a trade or business under common control;
3. Whose job function was previously performed at a different location in Virginia by an employee of the taxpayer, a related party, or a trade or business under common control;
4. Whose previous job function previously qualified for a credit in connection with a different enterprise zone location on behalf of the taxpayer, a related party, or a trade or business under common control;
5. Whose job function counted for purposes of determining a 10% increase by an existing business firm and credited in an earlier taxable year on behalf of the taxpayer, a related party, or a trade or business under common control; or
6. Whose job function was filled in the Commonwealth and the trade or business where this job function was located was acquired or assumed by another taxpayer.

B. A new permanent full-time position which otherwise qualifies for the credit will not be disqualified for purposes of the credit where the employer chooses to use more than one individual to fill the position. This exception is limited to those situations where no more than two employees are used to fill a position, such employees are eligible for essentially the same benefits as full-time employees, and each employee works at least 20 hours per week for at least 48 weeks per year.

### **13 VAC 5-111-130. Pass through entities.**

The amount of any credit attributable to a partnership, S corporation, or limited liability company shall be allocated to the individual partners, shareholders, or members, respectively. The credit will be allocated in the manner in which ~~profits are~~ income is allocated for federal income tax purposes.

### **13 VAC 5-111-160. Eligibility.**

A. A business firm is eligible to receive a credit for real property improvements *for the tax year that the property was placed in service* provided:

1. The total amount of the rehabilitation or expansion of depreciable *nonresidential* real property placed in service during the taxable year within the enterprise zone equals or exceeds \$50,000 and the assessed value of the original facility immediately prior to rehabilitation or expansion.
2. The cost of any newly constructed depreciable nonresidential real property (as opposed to rehabilitation or expansion) is at least \$250,000 with respect to a single facility. For purposes of this subdivision, land, land improvements, paving, grading, driveway and interest shall not be deemed to be qualified zone improvements.

B. The business firm must certify to the Department of Housing and Community Development on the prescribed form or forms, and other documents as prescribed by the department, that the firm has met the criteria for qualification prescribed in this section. The form or forms referred to in this subsection must be prepared by an independent certified public accountant licensed by the Commonwealth and shall serve as prima facie evidence that the business firm met the qualifications but the evidence of eligibility shall be subject to rebuttal. The department or the Department of Taxation or State Corporation Commission, as applicable, may at its discretion require any business firm to provide supplemental information regarding the firm's eligibility (i) as a qualified business firm or (ii) for a tax credit claimed pursuant to 13 VAC 5-111-150 A.

### **13 VAC 5-111-165. Intrastate anti-piracy rule.**

*Real property improvement tax credits will not be available to assist a Virginia firm to relocate from one area of Virginia to another unless there is an increase in employment, investment in machinery or equipment, or building square footage for the firm.*

---

# Proposed Regulations

---

## 13 VAC 5-111-170. Zone investment tax credits.

A. A large qualified zone resident shall be eligible for a credit in an amount of up to 5.0% of the qualified zone investments in lieu of the credit provided for in 13 VAC 5-111-150 A. The zone investment tax credit provided by this subsection shall not exceed the tax imposed for such taxable year, but any tax credit not usable for the taxable year generated may be carried over until the full amount of such credit has been utilized. *The use of zone investment tax credits may be initiated in accordance with 13 VAC 5-111-190 once the job creation and investment identified in the negotiation have been completed.*

B. The percentage amount of the zone investment tax credit granted to a large qualified zone resident shall be determined by agreement between the department and the large qualified zone resident, provided such percentage amount does not exceed 5.0%.

C. The percentage amounts of the business income tax credit provided in 13 VAC 5-111-80 C which may be granted to a large qualified business firm ~~is~~ *are* also subject to agreement between the department in the event that a large qualified zone resident is also a large qualified business firm, provided such percentage amounts shall not exceed the percentage amounts otherwise provided in 13 VAC 5-111-80 C.

D. The credits provided for in this section and in 13 VAC 5-111-80 C for large qualified businesses are subject to annual fiscal limitations based on the Commonwealth's fiscal year ending June 30th as provided for in §§ 59.1-280.1 D and 59.1-280.2 B 2 of the Code of Virginia. In the event that taxpayer requests exceed the Commonwealth's annual fiscal limitation the taxpayer shall be granted a pro rata amount by the department, determined in accordance with 13 VAC 5-111-85 B. The amount of such prorated grant shall be determined by applying a fraction, the numerator of which shall be the gross credit requested by the taxpayer for such year, and the denominator of which shall be the total gross credits requested by all taxpayers for such year to the Commonwealth's annual fiscal limitation. The credit which may be requested each year shall be subject to the limitation provided by subsection A of this section.

E. If the total amount of tax credits for which large qualified business firms are eligible under subsection D of § 59.1-280 of the Code of Virginia and large qualified zone residents are eligible under subsection D of § 59.1-280.1 of the Code of Virginia exceeds three million dollars in any fiscal year in which the amount of tax credits for which small qualified business firms are eligible under subsection C of § 59.1-280 of the Code of Virginia and small qualified zone residents are eligible under subsection C of § 59.1-280 of the Code of Virginia is less than \$16 million ~~dollars~~, then the amount of tax credits available to such large qualified business firms and large qualified zone residents shall be increased by the amount by which the tax credits for such small qualified business firms and small qualified zone residents are eligible is less than \$16 million ~~dollars~~.

F. In the event that a taxpayer who is subject to the annual fiscal limitation imposed pursuant to subsection D of this

section and is also allowed another credit pursuant to another section of the Code of Virginia, such taxpayer shall be considered to have first utilized any credit allowed which does not have a carry forward provision, and then any credit which is carried forward from a preceding taxable year, prior to utilization of any credit granted pursuant to this section.

G. The business firm must certify to the Department of Housing and Community Development on prescribed form or forms and other documents as prescribed by the department that the firm has met the criteria for qualification prescribed in this section. The form or forms referred to in this subsection must be prepared by an independent certified public accountant licensed by the Commonwealth and shall serve as prima facie evidence that the business firm met the qualifications, but the evidence of eligibility shall be subject to rebuttal. The department or the Department of Taxation or State Corporation Commission, as applicable, may at its discretion require any business firm to provide supplemental information regarding the firm's eligibility (i) as a qualified business firm or (ii) for a tax credit claimed pursuant to 13 VAC 5-111-170 A.

## 13 VAC 5-111-180. Pass through entities.

A. The amount of any credit attributable to a partnership, S corporation, or limited liability company shall be allocated to the individual partners, shareholders, or members, respectively. The credit will be allocated in the manner in which ~~profits are~~ *income is* allocated for federal income tax purposes.

*B. In situations where an operating company forms a wholly-owned conduit entity, such as a limited liability company (LLC), to rehabilitate or construct a building that is to be leased to the operating company, the LLC can qualify for the real property improvement tax credit provided the qualified expenses are paid by the LLC and the operating company occupies the building. Any credit earned by the LLC would pass through to the operating company.*

*C. In instances where a conduit entity is formed by an operating company and a development firm to rehabilitate or construct a building that is to be leased to the operating company, the conduit entity would qualify for the real property improvement tax credit provided the qualified expenses are paid by the conduit entity and the operating company occupies the building. However, the actual credit allowed would be limited to the qualified expenses attributable to the operating company limited to its investment in the conduit entity. The development firm would be ineligible to receive the tax credit.*

## 13 VAC 5-111-190. Application submittal and processing.

A. Any business firm whose taxable year begins on or after July 1, 1995, and ends on or before December 31, 1995, shall submit an application for real property improvements tax credit (13 VAC 5-111-150) and zone investment tax credits (13 VAC 5-111-170) to the department by no later than May 1, 1996.

B. For taxable years ending after December 31, 1995, and before January 1, 1997, applications requesting a real property improvements tax credit and zone investment tax

credits shall be submitted to the department by no later than May 1, 1997.

C. For taxable years thereafter, for any tax year that ends on or after January 1 and on or before December 31, *or for businesses with tax years in accordance with § 441(f) of the Internal Revenue Code on or before January 7 of the subsequent year*, applications requesting a real property improvements tax credit and zone investment tax credits shall be submitted to the department by no later than May 1 of the subsequent calendar year.

D. Any business firm which is interested in amending past tax returns in order to qualify for and receive real property improvement tax credits shall submit an application requesting real property improvement tax credits to the department by no later than May 1 of any of three subsequent calendar years immediately following the year the business firm is requesting the credit provided that there is an outstanding credit balance remaining for that particular tax year. These requests will be handled on a first-come, first-serve basis. Because this credit was not available prior to July 1, 1995, business firms cannot amend returns for tax years beginning prior to July 1, 1995.

E. The department shall review all applications for completeness and notify business firms of any errors by no later than June 1. Business firms must respond to any unresolved issues by no later than June 15.

F. The department shall notify all applicants by June 30 as to the amount of applicable credit or refund it is eligible for in the taxable year the request was made.

G. Applications must be made on forms prescribed by the department, and sent by certified mail with a return receipt requested and post marked no later than the date specified in this section.

H. Applicants may only apply for credits which they are otherwise eligible to claim for such taxable year, subject to the limitations provided by 13 VAC 5-111-80 A and 13 VAC 5-111-170 A.

*I. A business firm may not qualify for tax credits pursuant to 13 VAC 5-111-140 for more than \$125,000 within a five-year period by reorganizing or changing its form in a manner that does not alter the basis of the firm's assets or result in a taxable event.*

### **13 VAC 5-111-240. Eligibility.**

A. A business firm shall be eligible to receive job grants for three consecutive calendar years commencing with the first year of grant eligibility. Business firms applying for the first three-year period shall demonstrate that they have increased the business firm's enterprise zone permanent full-time positions by 10% over the base year. Permanent full-time positions created during the second or third year of the grant period are eligible for additional grant funding over the previous year level at the option of the business firm, but only during the three-year grant period.

B. For the second and any subsequent three-year period of grant eligibility, the business firm must demonstrate that it has

increased employment by 20% over a redetermined base year.

1. If a business firm applies for a subsequent three-year period within two years immediately following the completion of the first three-year period, the firm must base the increase on the number of positions in the preceding base year, plus the number of threshold positions, plus the number of permanent full-time positions receiving grants in the final year of the previous grant period.

2. If a business firm applies for subsequent three-year periods later than two years following the completion of the first three-year period, the firm must base the increase of permanent full-time positions over one of the two preceding calendar years.

C. The amount of the grant for which a business firm is eligible in any year shall not include amounts for the number of eligible positions in any year other than the preceding calendar year, except as provided in 13 VAC 5-111-260 A, regarding carryforward of unsatisfied grant amounts.

D. In order to claim the grant an application must be submitted to the local zone administrator by March 31 of the year following the grant year. Applications for grants shall be made on form or forms as prescribed by the department and may include other documentation as requested by the local zone administrator or department. The form or forms referred to in this subsection must be prepared by an independent certified public accountant licensed by the Commonwealth and shall serve as prima facie evidence that the business firm met the eligibility requirements.

E. The local zone administrator shall review applications and determine the completeness of each application and the requested documentation, and forward applications for grants to the department by no later than April 30 of the year following the grant year. *Applications forwarded to the department by the local zone administrator must be either hand delivered by the date specified in this section or sent by certified mail with a return receipt requested and post marked no later than the date specified in this section.*

F. The department shall review all applications for completeness and notify business firms of any errors no later than June 1 of the year following the grant year. Business firms must respond to any unresolved issues by no later than June 15 of the year following the grant year.

G. The department shall notify all businesses by June 30 as to the amount of applicable zone incentive grant it is eligible for the calendar year the request was made.

H. Any business firm receiving an enterprise zone incentive grant under § 59.1-282.1 of the Code of Virginia shall not be eligible for a major business facility job tax credit pursuant to § 58.1-439 of the Code of Virginia with respect to any enterprise zone location which is receiving an enterprise zone incentive grant.

---

# Proposed Regulations

---

## 13 VAC 5-111-280. Eligible applicants for zone designation.

A. Eligible applicants include the governing body of any county, city or town.

B. The governing body of a county may apply for designation of an enterprise zone on behalf of a town located within the county.

C. Two or more adjacent jurisdictions may file a joint application for an enterprise zone ~~lying located~~ in the jurisdictions submitting the application.

D. Jurisdictions may apply for more than one enterprise zone designation. This includes the submission of a joint application with other jurisdictions. Each county, city and town is limited to a total of three enterprise zones, ~~however, a county with a population of 150 or fewer persons per square mile at the most recent decennial census shall be limited to a total of two zones.~~

## 13 VAC 5-111-300. Procedures for zone application and designation.

A. Up to ~~50~~ 55 enterprise zones may be designated by the Governor in accordance with the procedures and requirements set out in this section. *Five of the areas designated as enterprise zones on or after July 1, 1999, shall be located in localities that (i) have annual average unemployment rates for the most recent calendar year that are 50% higher than the final statewide average unemployment rate for the most recent calendar year or (ii) are within planning districts that have annual average unemployment rates for the most recent calendar year that are at least 1.0% greater than the final annual statewide average for the most recent calendar year. No area shall be designated as an enterprise zone pursuant to this subsection unless it also meets all the other eligibility criteria established pursuant to 13 VAC 5-111-290.*

B. Applications for zone designation will be solicited by the department in accordance with the following procedures and requirements:

1. An application for zone designation must be submitted on Form EZ-1 to the Director, Virginia Department of Housing and Community Development, The Jackson Center, 501 North Second Street, Richmond, Virginia 23219, on or before the submission date established by the department.

2. The local governing body must hold at least one public hearing on the application for zone designation prior to its submission to the department. Notification of the public hearing is to be in accordance with ~~§ 15.1-434~~ 15.2-2204 of the Code of Virginia relating to advertising of public hearings. An actual copy of the advertisement must be included in the application as Attachment A.

3. In order to be considered in the competitive zone designation process an application from a jurisdiction must include all the requested information, be accompanied by a resolution of the local governing body and be signed by the chief administrator or the clerk to the town council or county board of supervisors where

there is no chief administrator. The chief administrator or clerk, in signing the application, must certify that the local governing body held the public hearing required in subdivision 2 of this subsection.

4. As part of its application a locality may propose local incentives including but not limited to: (i) reduction of permit fees; (ii) reduction of user fees; (iii) special subclassifications and rates for business professional and occupational license tax; (iv) partial exemption from taxation of substantially rehabilitated real estate pursuant to § 58.1-3221 of the Code of Virginia; (v) infrastructure improvements; (vi) crime reduction measures; and (vii) adoption of a local enterprise zone development taxation program pursuant to §§ ~~58.1-3245~~ 58.1-3245.6 through 58.1-3245.11 of the Code of Virginia. When making an application jurisdictions may also make proposals for regulatory flexibility, including, but not limited to: (i) special zoning districts; (ii) permit process reform; (iii) exemptions from local ordinances; (iv) removal of regulatory barriers to affordable housing; and (v) other public incentives proposed. A jurisdiction may also create a local enterprise zone association to assist in the planning process and future management of the enterprise zone to assure that major decisions affecting the zone's future take into account the needs of both the public and private sector, including citizens of the involved zone communities.

5. The likely impact of proposed local incentives in offsetting identified barriers to private investment in the proposed zone, together with the projected impact of state tax incentives, will be factors in evaluating applications.

6. A locality may establish eligibility criteria for local incentives for business firms that are the less than, the same as, or more stringent than, the criteria for eligibility of grants or other benefits that the state provides.

7. Proposed local incentives may be provided by the local governing body itself or by an assigned agent such as a local redevelopment and housing authority, an industrial development authority, a private nonprofit entity or a private for-profit entity. In the case of a county which submits an application on behalf of an incorporated town, the county may designate the governing body of the town to serve as its assigned agent. In the case of a county which submits an application for a zone encompassing unincorporated county areas as well as portions of one or more towns, the county may designate the governing body of the town to serve as its assigned agent.

C. Within 60 days following the application submission date, the department shall review and the director shall recommend to the Governor those applications that meet a minimum threshold standard as set by the department and are competitively determined to have the greatest potential for accomplishing the purposes of the program.

D. The department, in consultation with the Virginia Economic Development Partnership, may allow up to five enterprise zone designations to be utilized in an open submission process for significant economic development



opportunities in areas that are otherwise qualified under provisions of these regulations and meet minimum threshold standards. The selection of these zones by the Governor shall be made upon recommendation and certification of consistency with the program regulations by the department.

E. The Governor shall designate, upon recommendation of the director, enterprise zones for a period of 20 years. The Governor's designation shall be final.

F. A local governing body whose application for zone designation is denied shall be notified and provided with the reasons for denial.

**13 VAC 5-111-310. Procedures and requirements for joint applications.**

A. Two or more adjacent jurisdictions submitting a joint application as provided for in 13 VAC 5-111-300 B must meet the requirements set out in this section.

B. Each jurisdiction comprising the proposed joint enterprise zone shall conform to the size guidelines for that type of jurisdiction outlined in 13 VAC 5-111-290 D.

C. The applicants must designate one jurisdiction to act as program administrator. The jurisdiction so designated shall be responsible for filing a survey of zone business conditions and annual reports as provided for in 13 VAC 5-111-380 and 13 VAC 5-111-390.

D. In order to submit a joint application, Form EZ-I must be completed and filed by the jurisdiction acting as program administrator in accordance with the procedures set forth in subdivisions B 1 through 4 of 13 VAC 5-111-300. In addition, a copy of Form EZ-I-JA must be completed by each of the other participating jurisdictions to certify that they are in agreement in filing the joint application. A copy of Form EZ-I-JA must be submitted to the department with Form EZ-I.

E. The applicants must meet all other requirements of these regulations pertaining to applicants. In the case of joint applications, all references to "applicant" and "local governing body" contained in the text of these regulations shall mean the governing body of each participating jurisdiction.

VA.R. Doc. No. R98-298; Filed October 19, 1999, 4:47 p.m.

**TITLE 20. PUBLIC UTILITIES AND TELECOMMUNICATIONS**

**STATE CORPORATION COMMISSION**

**REGISTRAR'S NOTICE:** 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.

**Title of Regulation: 20 VAC 5-400-10 et seq. Telecommunications.**

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

Summary:

*The proposed procedural rules govern exemption from providing physical collocation pursuant to § 251(c)(6) of the Telecommunications Act of 1996. These rules take into account the comments of interested parties in response to the commission's "Order Inviting Comments" dated December 16, 1998, and the Federal Communications Commission regulations on physical collocation.*

Agency Contact: Kathleen Cummings, Division of Communications, State Corporation Commission, P.O. Box 1197, Richmond, Virginia 23218, telephone (804) 371-9420 or e-mail kcummings@scc.state.va.ua.

AT RICHMOND, OCTOBER 19, 1999

APPLICATION OF

BELL ATLANTIC-VIRGINIA, INC. CASE NO. PUC960164

For exemption from physical collocation

ORDER PERMITTING RESPONSE TO MOTIONS AND INVITING COMMENTS ON PROPOSED RULES

On October 12, 1999, the Staff of the State Corporation Commission ("Staff") filed a motion requesting that the Commission accept Bell Atlantic-Virginia, Inc.'s ("BA-VA") request to withdraw its exemptions, deny BA-VA's request for additional exemptions, and finalize the procedural rules governing exemptions from providing physical collocation.

In support of its motion, the Staff states that on September 30, 1999, BA-VA filed a withdrawal of its requests for exemption from the physical collocation requirements for six central offices: Herndon, Lewinsville, Centreville, Crystal City, Fox Mill Road, and Sterling. The Staff states that it agrees with BA-VA that there should be no exemption from physical collocation at these central offices if a form, type, or arrangement of physical collocation is available, as is the case with the named offices.

The Staff also requests that the Commission deny BA-VA's request for exemption from its Midlothian and Lake Fairfax central offices because BA-VA has used a planning period in excess of two years<sup>1</sup> to justify its claim of space unavailability, in contravention of this Commission's previous order discussing this issue.<sup>2</sup> Rhythm Links Inc. – Virginia ("Rhythm Links") also filed a motion on October 1, 1999, to dismiss BA-VA's September 21, 1999, supplemental application for an exemption from physical collocation for the Midlothian central office.

<sup>1</sup> As identified in the Attachment to BA-VA's September 30, 1999, withdrawal of its requests for exemption.

<sup>2</sup> Petition of AT&T Communications of Virginia, Inc., For arbitration of unresolved issues from interconnection negotiations with GTE South, Case No. PUC960117, 1996 S.C.C. Ann. Rep't 236, 237 (Final Order, Dec. 11, 1996). In this Order, the Commission determined that an incumbent local exchange carrier may reserve space for itself based on a planning horizon of not more than two (2) years.

---

# Proposed Regulations

---

Finally, the Staff requests that the Commission implement procedural rules governing requests for exemption from physical collocation. The Staff states that after reviewing the comments of interested parties in response to our Order Inviting Comments of December 16, 1998, and considering the revised FCC regulations, it is proposing revisions to the previously recommended requirements. The Staff proposes that these requirements become rules governing physical collocation exemption requests.

NOW THE COMMISSION, having considered the Staff's and Rhythm Links' requests, is of the opinion and finds that BA-VA and interested parties should be permitted to respond to these requests and comment on the proposed rules.

Accordingly, IT IS ORDERED THAT on or before November 19, 1999, BA-VA and other interested parties may file a response to both the Staff's and Rhythm Links' motions and may comment on the proposed rules attached to this Order.

AN ATTESTED COPY of this Order shall be sent to: Warner F. Brundage, Jr., Esquire, Bell Atlantic-Virginia, Inc., 600 East Main Street, 11th Floor, Richmond, Virginia 23219; Robin Cohn, Esquire, Russell M. Blau, Esquire, Dana Frix, Esquire, and Richard M. Rindler, Esquire, Swidler Berlin Shereff Friedman, L.L.P., 3000 K Street, N.W., Suite 300, Washington, D.C. 20007-5116; John F. Dudley, Senior Assistant Attorney General, Division of Consumer Counsel, Office of Attorney General, 900 East Main Street, Second Floor, Richmond, Virginia 23219; Steven H. Goodman, Director-Regulatory and Carrier Services, CFW Network Inc., 401 Spring Lane, Suite 300, P.O. Box 1990, Waynesboro, Virginia 22980-7590; Susan Jin Davis, Assistant General Counsel, Covad Communications Company, 6849 Old Dominion Drive, Suite 220, McLean, Virginia 22101; Wilma R. McCarey, Esquire, AT&T Communications of Virginia, Inc., 3033 Chain Bridge Road, Room 3-D, Oakton, Virginia 22185-0001; Donald G. Owens, Esquire, Mays & Valentine, L.L.P., P.O. Box 1122, Richmond, Virginia 23218-1122; Enrico C. Soriano, Esquire, Kelley Drye & Warren LLP, 1200 19th Street, N.W., Suite 500, Washington, D.C. 20036; Eric M. Page, Esquire, and James P. Guy II, Esquire, LeClair Ryan, P.C., 4201 Dominion Boulevard, Suite 200, Glen Allen, Virginia 23060; James B. Wright, Senior Attorney, Sprint Mid-Atlantic Telecom, 14111 Capital Boulevard, Wake Forest, North Carolina 27587-5900; and the Commission's Division of Communications.

**20 VAC 5-400-200. Procedural rules governing exemption from providing physical collocation pursuant to § 251(c)(6) of the Telecommunications Act of 1996.**

A. 1. *The incumbent local exchange carrier (ILEC) shall submit an original and 15 copies of its application requesting exemption to provide physical collocation with the Clerk of the State Corporation Commission (commission), c/o Document Control Center, 1300 East Main Street, P.O. Box 2118, Richmond, Virginia 23218. Three copies of the floor plan required in subdivision B 2 of this section shall be provided to the commission's Division of Communications.*

2. *The ILEC shall file an exemption request only when no physical collocation space is available at the ILEC's premise.*

3. *The ILEC shall file an application requesting exemption to provide physical collocation at any premise within 15 days of a denial to a carrier of space as described in subdivision 2 of this subsection. If the exhaustion of space is determined outside of a denial to a carrier, the ILEC shall file its application within 30 days of such a determination.*

4. *A carrier that has been denied an amount of space or a specific collocation arrangement in a premise where some physical collocation space or alternative arrangements are still available may initiate a complaint with the commission in accordance with its Rules of Practice and Procedure (5 VAC 5-10-10 et seq.).*

5. *The ILEC shall furnish notice of any request for exemption of physical collocation to all certificated local exchange carriers and interexchange carriers in Virginia. The ILEC shall provide a copy of the application to interested parties upon request. The ILEC shall also provide a copy of any proprietary information provided under subsection B of this section to interested parties in a timely manner and pursuant to a confidentiality agreement.*

6. *The ILEC shall provide a tour of any premise to a carrier that has been denied collocation space or arrangement. In addition, the ILEC shall schedule tours of a premise for interested parties and commission staff once an exemption request has been filed with the commission. These tours shall be provided in a timely manner; however, the ILEC may coordinate any tours between the parties in order to minimize any disruption at the premise.*

7. *Any ILEC which has been granted an exemption to provide physical collocation at any premise shall file a status report yearly from the date the exemption was granted. The report shall identify any changes to the previously provided documentation required in subsection B of this section.*

B. 1. *Any request submitted by an ILEC for an exemption from physical collocation shall specifically identify the premise (including exchange, wire center, CLLI code, brief description, V&H coordinates, and address) where the exemption is requested and the criteria for which the request is being made, i.e., space limitation and/or technical reason.*

2. *The ILEC shall submit current clearly labeled floor plans/diagrams of the premise of at least a 1/8"=1' scale which, at a minimum, identifies the following:*

a. *Equipment in use and its function, i.e., mechanical, power, switching, transmission, etc.*

b. *Equipment being phased out, not in use and/or stored.*

c. *Space reserved by the ILEC for future use as of the preparation date of the floor plan/diagram.*

(1) *Within six months (imminent equipment placement).*

(2) *After six months but within two years.*

(3) *After two years.*

d. *Physical collocation space.*

e. *Administrative and other nonequipment space.*

3. *For any equipment being phased out, not in use and/or stored, identified in subdivision 2 b of this subsection, the ILEC shall provide the expected retirement and removal date or dates.*

4. *For any space reserved in subdivision 2 c of this subsection, the ILEC shall include the use for which it is planned. In addition, for space reserved for more than two years, the ILEC shall specify the timeframe reserved.*

5. *For collocation space identified in subdivision 2 d of this subsection, the ILEC shall identify the amount of space utilized by each available type of collocation arrangement. In addition, the ILEC shall identify the amount of space utilized and/or reserved by each carrier.*

6. *The ILEC shall submit a detailed description and analysis of any equipment rearrangements, administrative space relocation and/or building expansion plans, including timelines of each project for the premise in which the exemption is requested.*

7. *The ILEC shall provide a detailed description of any efforts or plans to avoid space exhaustion in the premise for which the exemption is requested. Such description should include the proposed timeline of any such plans and estimation of the duration of the exemption.*

8. *To the extent that an ILEC claims that space is unavailable due to security or access constraints, an explanation of any efforts the ILEC has undertaken to overcome such constraints shall be submitted.*

VA.R. Doc. No. R00-32; Filed October 20, 1999, 8:15 a.m.



---

# 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 12. HEALTH

### DEPARTMENT OF MEDICAL ASSISTANCE SERVICES

**REGISTRAR'S NOTICE:** The Department of Medical Assistance Services 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 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 30-140-10 et seq. Virginia Children's Medical Security Insurance Plan (amending 12 VAC 30-140-370 and 12 VAC 30-140-380).

**Statutory Authority:** § 32.1-325 of the Code of Virginia and Chapter 464, 1998 Acts of Assembly (Item 335 U 2).

**Effective Date:** December 8, 1999.

#### Summary:

*The amendments require the application of the same licensing and certification standards to all providers of substance abuse treatment services, without regard for the site of service delivery.*

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

#### 12 VAC 30-140-370. Inpatient substance abuse treatment services and residential substance abuse treatment services (Section 2110(a)(18)).

A. Inpatient substance abuse treatment services and residential substance abuse treatment services shall be provided pursuant to § 1905(a) of the Act (42 USC § 1396d).

B. Only one course of treatment in a lifetime of residential treatment for pregnant women shall be covered. The treatment facility shall not be an institution for mental disease.

C. Inpatient substance abuse treatment for pregnant women shall be covered in accordance with the requirements in 12 VAC 30-50-510 and [~~12 VAC 30-130-590 and 12 VAC 30-130-570~~]. [*This service shall be provided by professionals who are licensed by the appropriate board of the Department of Health Professions and certified pursuant to 12 VAC 30-140-380 B 2.*]

#### 12 VAC 30-140-380. Outpatient substance abuse treatment services (Section 2110(a)(19)).

A. Outpatient substance abuse treatment services shall be provided pursuant to § 1905(a) of the Act (42 USC § 1396d).

B. Group and individual counseling shall be covered with a limitation of up to 26 sessions annually and must be preauthorized before delivery of services. If medically necessary, additional sessions may be preauthorized. Substance abuse services providers shall have expertise with children and adolescents and be required to meet the standards and criteria listed in this subsection.

1. A qualified provider who is licensed and approved by the Department of Mental Health, Mental Retardation and Substance Abuse Services (DMHMRSAS) to provide outpatient substance abuse services. Substance abuse services providers shall be required to meet the standards and criteria established by DMHMRSAS. Professionals employed by these qualified providers must meet the same professional credentialing requirements established for professionals contained in subdivisions 2 a through c of this subsection; or

2. An individual who is licensed by the appropriate board of the Department of Health Professions as either a professional counselor, clinical social worker, registered nurse, clinical psychologist, or physician who is also either certified as:

a. A substance abuse counselor by the Board of Professional Counselors, Marriage and Family Therapists and Substance Abuse Treatment Professionals of the Department of Health Professions (DHP);

b. A certified addictions counselor by the Substance Abuse Certification Alliance of Virginia, or a physician credentialed by the American Society of Addictions Medicine; or

c. A clinical psychologist certified in the treatment of alcohol and other psychoactive substance use disorders by the American Psychological Association.

C. Day treatment for pregnant women shall be covered in accordance with the requirements of 12 VAC 30-50-510. [*Professionals rendering this service must be licensed by the appropriate board of the Department of Health Professions and certified pursuant to subdivision B 2 of this section.*]

VA.R. Doc. No. R00-34; Filed October 20, 1999, 11:50 a.m.

---

◆ \_\_\_\_\_ ◆

**TITLE 13. HOUSING**

**BOARD OF HOUSING AND COMMUNITY DEVELOPMENT**

**REGISTRAR'S NOTICE:** The Board of Housing and Community Development is claiming an exemption from the Administrative Process Act in accordance with § 9-6.14:4.1 B 4 of the Code of Virginia which exempts regulations relating to grants of state or federal funds or property.

**Title of Regulation:** 13 VAC 5-175-10 et seq. Rules and Regulations for the Virginia Low-Income Housing Tax Credit.

**Statutory Authority:** § 36-55.63 of the Code of Virginia.

**Effective Date:** October 20, 1999.

**Summary:**

The 1989 General Assembly enacted legislation to create a Virginia low-income housing tax credit for persons (individuals or any legal entity) providing rental housing units in Virginia for occupancy by low-income households. The purpose of the tax credit is to encourage private sector investment in affordable rental housing for low-income Virginians. The Virginia tax credit was developed to supplement the federal low-income housing tax credit and thereby provide a greater incentive to increase low-income housing opportunities in the Commonwealth. Between 1990 and 1996, the General Assembly amended the Virginia low-income housing tax credit statute several times and delayed the effective date of the availability of the tax credit. The Virginia tax credit became effective for qualifying housing units placed in service on or after January 1, 1998. These rules and regulations set forth the requirements and limitations related to the tax credit.

Sections 36-55.63, 58.1-336 and 58.1-435 of the Code of Virginia authorize a credit against income taxes imposed pursuant to Chapter 3 (§ 58.1-300 et seq.) of Title 58.1 of the Code of Virginia for the first five taxable years in which the federal low-income housing tax credit is available. Sections 36-55.63 and 36-137 of the Code of Virginia direct the Board of Housing and Community Development to establish the amount of the low-income housing credit, the terms and conditions for qualifying for the credit, and the terms and conditions for computing any credit recapture amount. Sections 36-55.63 and 36-139 of the Code of Virginia direct the Department of Housing and Community Development to administer the approval of the state low-income housing tax credits.

This regulation provides general rules and requirements for applying for the Virginia low-income housing tax credit. The regulation specifies the amount of tax credit available to any qualified taxpayer and the provisions for the recapture of any Virginia low-income housing tax credit used.

**Agency Contact:** Copies of the regulation may be obtained from Ron White, Department of Housing and Community

Development, 501 North 2nd Street, Richmond, VA 23219, telephone (804) 371-7100.

CHAPTER 175.  
RULES AND REGULATIONS FOR THE VIRGINIA LOW-INCOME HOUSING TAX CREDIT.

**13 VAC 5-175-10. General requirements and application.**

A. To qualify for the Virginia low-income housing tax credit, the applicant must qualify for and claim the federal low-income housing tax credit in accordance with 13 VAC 10-180-10 et seq., Rules and Regulations for Allocation of Low-Income Housing Tax Credits. The Virginia Housing Development Authority allocates the federal low-income housing tax credit in Virginia.

B. The Department of Housing and Community Development (the department) is designated to approve Virginia low-income housing tax credit. An application for certification to use the state tax credit must be filed with the department, on a form prescribed by the department. The application shall provide taxpayer identification, information regarding the housing unit or units for which a tax credit is sought, and information confirming the use of the federal low-income housing tax credit during the taxable year. The department may require that additional information and documentation be provided with the application. After reviewing the application, the department shall notify the applicant of the total Virginia low-income housing tax credit allocated for use by the applicant. The department shall also certify the total Virginia low-income housing tax credit allocated for use by the approved applicant to the Department of Taxation.

**13 VAC 5-175-20. Availability of Virginia low-income housing tax credit.**

The Virginia low-income housing tax credit is available for qualified housing units placed in service on or after January 1, 1998, in accordance with § 36-55.63 of the Code of Virginia. A credit is available for up to five consecutive taxable years provided a federal low-income housing tax credit is allowed and claimed during each of the five years for housing units located in Virginia. Because the state tax credit is a percentage of the federal tax credit claimed in any taxable year, no state tax credit amount will be allocated if a federal tax credit is not claimed by the applicant. The initial use of the state tax credit may be claimed on state income tax returns filed for calendar year 1999 or any fiscal taxable year ending on or after July 1, 1999.

**13 VAC 5-175-30. Amount of the Virginia low-income housing tax credit.**

The allowable amount of the Virginia low-income housing tax credit for any qualified applicant shall be the lesser of (i) 10% of the amount claimed by the applicant on the federal tax return for the federal low-income housing tax credit applicable to low-income housing units placed in service in Virginia or (ii) the amount certified feasible by the Virginia Housing Development Authority. If applications for tax credit use exceed the maximum tax credit amount authorized during any year, the department shall calculate a pro rata reduction of the amount of tax credit to be allocated to each approved

---

# Final Regulations

---

applicant. This reduction shall be made to assure that the established maximum tax credit allocation is not exceeded.

## **13 VAC 5-175-40. Recapture of Virginia low-income housing tax credit.**

A. If any person qualifies for the Virginia low-income housing tax credit and is subject to the credit recapture provisions for federal income tax purposes in a subsequent taxable year, the applicant shall, similarly, be subject to a credit recapture of the state tax credit amount on the Virginia income tax return.

B. The Virginia low-income housing tax credit is a percentage of the federal low-income housing tax credit allowed and claimed, in most cases 10%. In certain circumstances the state tax credit will be less than 10%, such as when a reduction is required because applications for tax credits statewide exceed the maximum allowable use of the Virginia low-income housing tax credit or when certified feasible for less than 10% by the Virginia Housing Development Authority. The amount of the state tax credit to be recaptured shall be 10% of the federal tax credit recaptured for Virginia low-income housing units, or the percentage of the federal tax credit used in the calculation of the state tax credit for the taxable year in which the recaptured tax credit applies, whichever is less. The total recaptured amount of the state tax credit shall be payable to the Virginia Department of Taxation during the taxable year in which the federal recapture is required.

VA.R. Doc. No. R00-33; Filed October 19, 1999, 4:46 p.m.

---

◆

## TITLE 14. INSURANCE

### STATE CORPORATION COMMISSION

#### Bureau of Insurance

**REGISTRAR'S NOTICE:** 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.

This regulatory action was initially proposed in 15:25 VA.R. 3327-3328 August 30, 1999, and was repropoed in 16:1 VA.R. 57-58 September 27, 1999. The repropoed text was adopted without change.

**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.

**Effective Date:** October 20, 1999.

## Summary:

This regulation was promulgated in 1997 to carry out the provisions of the Consumer Real Estate Settlement Protection Act (§ 6.1-2.19 et seq. of the Code of Virginia).

The amendments require settlement agents to keep separate escrow accounts for Virginia settlement funds. The amendments clarify that a "lay real estate settlement agent" who provides escrow, closing, or settlement services in transactions involving multiple parcels or tracts of real estate located wholly or partially outside of Virginia must maintain another separate escrow account for those settlement funds. This revision takes into account the fact that lay real estate settlement agents may provide settlement services on real estate involving multiple locations, some of which may be located in other states.

**Agency Contact:** JoAnne Scott, Bureau of Insurance, State Corporation Commission, P.O. Box 1157, Richmond, VA 23218, telephone (804) 371-9600 or e-mail jscott@scc.state.va.us.

AT RICHMOND, OCTOBER 15, 1999

COMMONWEALTH OF VIRGINIA, ex rel.

STATE CORPORATION COMMISSION

Ex Parte: in re: In the matter CASE NO. INS990180  
of adopting an amended regulation  
applicable to settlement agents

## ORDER ADOPTING REGULATION

WHEREAS, by order entered herein August 31, 1999, all interested persons were ordered to take notice that the Commission would enter an order subsequent to October 8, 1999, adopting a revised regulation proposed by the Bureau of Insurance ("Bureau") unless on or before October 8, 1999, any person objecting to the adoption of the revised regulation filed a request for a hearing with the Clerk of the Commission; and

WHEREAS, Royce Lee Givens, Esquire ("Givens"), submitted comments on the aforesaid proposed revised regulation on September 10, 1999;

WHEREAS, the Bureau, by counsel, submitted a response to the comments submitted by Givens on September 27, 1999;

WHEREAS, the Commission has considered the comments of Givens and the Bureau;

WHEREAS, as of the date of this order, no request for a hearing has been filed with the Clerk of the Commission;

THEREFORE, IT IS ORDERED THAT:

(1) The regulation entitled "Rules Governing Settlement Agents," as revised therein, and which is attached hereto and made a part hereof should be, and it is hereby, ADOPTED to be effective as of the date hereof;

(2) An attested copy hereof, together with a copy of the 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 revised regulation by mailing a copy of this order, together with a complete copy of the 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.

"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, except as specifically set forth in 14 VAC 5-395-60.

**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 only 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. If the agent, agency, or company acting as a lay real estate settlement agent provides escrow, closing, or settlement services in transactions involving multiple parcels or tracts of real estate and any one of those tracts or parcels is located wholly or partially outside of this Commonwealth, that agent, agency, or company shall maintain another separate fiduciary trust account for the purpose of handling funds received in connection with such transactions.

VA.R. Doc. No. R99-262; Filed October 20, 1999, 8:17 a.m.

**TITLE 18. PROFESSIONAL AND OCCUPATIONAL LICENSING**

**BOARD OF MEDICINE**

Title of Regulation: 18 VAC 85-20-10 et seq. Regulations Governing the Practice of Medicine, Osteopathy, Podiatry, Chiropractic and Physician Acupuncture (amending 18 VAC 85-20-22, 18 VAC 85-20-230, and 18 VAC 85-20-240; adding 18 VAC 85-20-235 and 18 VAC 85-20-236).

Statutory Authority: §§ 54.1-2400 and 54.1-2912.1 of the Code of Virginia.

Effective Date: December 8, 1999.

Summary:

The amendments set forth requirements for hours of continuing learning activities each biennium in order to renew an active license to practice medicine, osteopathy, podiatry, chiropractic, and physician acupuncture. The number of hours required to renew an active license was amended from the proposed regulations to reduce the number from 100 hours to 60 hours. Amendments also establish an inactive license with a biennial renewal fee of \$100 and requirements for reactivation to active status.

Summary of Public Comments and Agency's Response: A summary of public comments and the agency's response may be obtained from the promulgating agency or viewed at the office of the Registrar of Regulations.

Agency Contact: Warren W. Koontz, M.D., Board of Medicine, 6606 West Broad Street, 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9908.

**18 VAC 85-20-22. Required fees.**

A. Unless otherwise provided, fees established by the board shall not be refundable.

B. All examination fees shall be determined by and made payable as designated by the board.

---

# Final Regulations

---

C. The application fee for licensure in medicine, osteopathy, podiatry, or chiropractic shall be \$200. The fee for board approval to sit for Part 3 of the United States Medical Licensing Examination without subsequent licensure in Virginia shall be \$150.

D. The fee for a temporary permit to practice medicine pursuant to § 54.1-2927 B (i) and (ii) of the Code of Virginia shall be \$25.

E. The fee for a limited professorial or fellow license issued pursuant to 18 VAC 85-20-210 shall be \$125. The annual renewal fee shall be \$25.

F. The fee for a limited license to interns and residents pursuant to 18 VAC 85-20-220 shall be \$10 a year. An additional fee for late renewal of licensure shall be \$10.

G. The fee for a duplicate wall certificate shall be \$25; the fee for a duplicate license shall be \$10.

H. The fee for biennial renewal of license shall be \$125, due in the licensee's birth month. An additional *late fee* to cover administrative costs for processing a late application shall be \$25 for each renewal cycle.

I. The fee for requesting reinstatement of licensure pursuant to § 54.1-2921 of the Code of Virginia shall be \$750.

J. The application fee for licensure to practice acupuncture shall be \$100. The biennial renewal fee shall be \$50, due and payable by June 30 of each even-numbered year.

K. The fee for reinstatement of a license issued by the Board of Medicine pursuant to § 54.1-2904 of the Code of Virginia which has expired for a period of two years or more shall be \$250 and shall be submitted with an application for licensure reinstatement.

L. The fee for a letter of good standing/verification to another jurisdiction for a license shall be \$10.

M. The fee for certification of grades to another jurisdiction by the board shall be \$25. The fee shall be due and payable upon submitting the form to the board.

N. *The fee for biennial renewal of an inactive license shall be \$100, due in the licensee's birth month. An additional fee for late renewal of licensure shall be \$25 for each renewal cycle.*

## **18 VAC 85-20-230. Renewal of an active license.**

A. Every licensee who intends to continue his practice shall renew his license biennially during his birth month, *meet the continued competency requirements prescribed in 18 VAC 85-20-235*, and pay to the board the renewal fee prescribed in 18 VAC 85-20-22.

B. An additional fee to cover administrative costs for processing a late application shall be imposed by the board.

## **18 VAC 85-20-235. Continued competency requirements for renewal of an active license.**

A. *In order to renew an active license biennially [ on or after January 1, 2002 ], a practitioner shall complete the Continued Competency Activity and Assessment Form which*

*is provided by the board and which shall indicate completion of at least [ 400 60 ] hours of continuing learning activities [ within the two years immediately preceding renewal ] as follows:*

*1. A minimum of [ 50 30 ] of the [ 400 60 ] hours shall be in Type 1 activities or courses offered by an accredited sponsor or organization sanctioned by the profession. At least [ 25 15 ] of the Type 1 hours shall be earned in face-to-face group activities or [ other interactive ] courses.*

*[ a. Type 1 hours in chiropractic shall be accredited by the Council on Chiropractic Education or any other organization approved by the board.*

*b. Type 1 hours in podiatry shall be accredited by the American Podiatric Medical Association, the American Council of Certified Podiatric Physicians and Surgeons or any other organization approved by the board. ]*

*2. No more than [ 50 30 ] of the [ 400 60 ] hours may be Type 2 activities or courses, which may or may not be approved by an accredited sponsor or organization but which shall be chosen by the licensee to address such areas as ethics, standards of care, patient safety, new medical technology, and patient communication.*

*B. A practitioner shall be exempt from the continuing competency requirements for the first biennial renewal following the date of initial licensure in Virginia.*

*C. The practitioner shall retain in his records the completed form with all supporting documentation for a period of six years following the renewal of an active license.*

*D. The board shall periodically conduct a random audit of at least 1.0% to 2.0% of its active licensees to determine compliance. The practitioners selected for the audit shall provide the completed Continued Competency Activity and Assessment Form and all supporting documentation within 30 days of receiving notification of the audit.*

*E. Failure to comply with these requirements may subject the licensee to disciplinary action by the board.*

*F. The board may grant an extension of the deadline for continuing competency requirements for up to one year for good cause shown upon a written request from the licensee prior to the renewal date.*

*G. The board may grant an exemption for all or part of the requirements for circumstances beyond the control of the licensee, such as temporary disability, mandatory military service, or officially declared disasters.*

*[ H. The board may grant an exemption for all or part of the requirements for a licensee who is practicing solely in an uncompensated position, provided his practice is under the direction of a physician fully licensed by the board. ]*

## **18 VAC 85-20-236. Inactive license.**

*A doctor of medicine, osteopathy, podiatry or chiropractic who holds a current, unrestricted license in Virginia may, upon a request on the renewal application and submission of the required fee, be issued an inactive license. The holder of*



*an inactive license shall not be required to maintain continuing competency requirements and shall not be entitled to perform any act requiring a license to practice medicine, osteopathy, podiatry or chiropractic in Virginia.*

**18 VAC 85-20-240. Reinstatement of an inactive or lapsed license.**

A. ~~A practitioner who has not renewed his certificate in accordance with § 54.1-2904 of the Code of Virginia whose license has been lapsed for two successive years or more and who requests reinstatement of licensure shall:~~

1. File a completed application for reinstatement; ~~and~~
2. Pay the reinstatement fee prescribed in 18 VAC 85-20-22; ~~and~~
3. *Provide documentation of having completed continued competency hours equal to the requirement for the number of years, not to exceed four years, in which the license has been lapsed.*

B. *An inactive licensee may reactivate his license upon submission of the required application, payment of the current renewal fee of \$125, and documentation of having completed continued competency hours equal to the requirement for the number of years, not to exceed four years, in which the license has been inactive.*

C. *If a practitioner has not engaged in active practice in his profession for more than four years and wishes to reinstate or reactivate his license, he shall take and pass one of the following as applicable to his practice:*

1. *The Special Purpose Examination (SPEX) given by the Federation of State Medical Boards.*
2. *The [ ~~Comprehensive Special Purpose Examination (ComSpex)~~ Comprehensive Osteopathic Medical Variable Purpose Examination - USA (COMVEX-USA) ] given by the National Board of Osteopathic Examiners.*
3. *The Special Purposes Examination for Chiropractic (SPEC) given by the National Board of Chiropractic Examiners.*

[ 4. *A special purpose examination or other evidence of continuing competency to practice podiatric medicine as acceptable to the board. ]*

D. *The board reserves the right to deny a request for reactivation to any licensee who has been determined to have committed an act in violation of § 54.1-2914 of the Code of Virginia or any provisions of this chapter.*

**NOTICE:** The forms used in administering 18 VAC 85-20-10 et seq., Regulations Governing the Practice of Medicine, Osteopathy, Podiatry, Chiropractic, and Physician Acupuncture, are not being published due to the large number; however, the name of each form is listed below. The forms are available for public inspection at the Department of Health Professions, 6606 W. Broad Street, Richmond, Virginia, or at the office of the Registrar of Regulations, General Assembly Building, 9th and Broad Streets, 2nd Floor, Richmond, Virginia.

FORMS

~~Instructions for Completing National Boards/FLEX or USMLE Endorsement Application; American Graduates—revised May, 1997 (rev. 1/99).~~

~~Instructions for Completing FLEX or USMLE Endorsement Application; Non-American Graduates—revised June, 1997 (rev. 1/99).~~

~~Instructions for Completing PMLEXIS Examination/License Application—revised May, 1997 (rev. 12/98).~~

~~Instructions for Completing Chiropractic Endorsement Application—revised May, 1997 (rev. 1/99).~~

~~Instructions for Completing Podiatry Endorsement Application—revised May, 1997 (rev. 1/99).~~

~~Instructions for Completing LMCC Endorsement Application; Canadian/American Graduates—revised May, 1997 (rev. 1/99).~~

~~Instructions for Completing LMCC Endorsement Application; Non-American Graduates—revised June, 1997 (rev. 7/99).~~

~~Instructions for Completing National Boards Endorsement Application—revised May, 1997.~~

~~Instructions for Completing Osteopathic National Boards Endorsement Application—revised May, 1997 (rev. 1/99).~~

~~Instructions for Completing Other Boards Endorsement Application; American Graduates—revised May, 1997 (rev. 1/99).~~

~~Instructions for Completing Other Boards Endorsement Application; Non-American Graduates—revised June, 1997 (rev. 6/99).~~

~~Form #A, Claims History Sheet—revised June, 1997 (rev. 6/97).~~

~~Form #B, Activity Questionnaire—revised June, 1997 (rev. 6/97).~~

~~Form #C, Clearance from Other State Boards—revised June, 1997 (rev. 6/97).~~

~~Form #D, Virginia Request for Physician Profile—revised June, 1997 American Medical Association Physician Profile Service Order Form for Licensure Application or Renewal (rev. 1/99).~~

~~Application for a License to Practice Medicine/Osteopathy—revised May, 1997 (rev. 2/98).~~

~~Form #H, Certification of Grades Attained on the Podiatric Medical Licensing Examination for States (PMLEXIS)—revised June, 1997 (rev. 6/97).~~

~~Form #I, National Board of Podiatric Medical Examiners Request for Scores on Part I and II—revised June, 1997 (rev. 9/98).~~

~~Form HRB-30-061, Requirements and Instructions for an Intern/Resident License—revised July, 1997 (rev. 7/98).~~

---

# Final Regulations

---

Intern/Resident Form #A, Memorandum from Associate Dean of Graduate Medical Education—revised July, 1997 (rev. 7/98).

Intern/Resident Form #B, Certificate of Professional Education—revised July, 1997 (rev. 7/98).

Instructions for Completing an Application for a Limited License to Practice Medicine as a Full-time Faculty Member or as a Full-time Fellow—revised January, 1998 (rev. 1/98).

Form DHP-030-056, Application for a Limited License to Practice Medicine as a Full-time Faculty Member or as a Full-time Fellow—revised January, 1998 (rev. 1/98).

Form #G--Request for Status Report of Educational Commission for Foreign Medical Graduates Certification—revised October, 1997 (rev. 1/99).

Instructions for Licensure to Practice as a Physician Acupuncturist—revised March, 1997 (rev. 3/97).

Application for a License to Practice Acupuncture—revised July, 1997 (rev. 1/98).

Form #L, Certificate of Professional Education (rev. 1/99).

Continuing Competency Activity and Assessment Form (rev. [ 5/99 10/99 ]).

Renewal Notice and Application—revised July, 1997, C-46214 (rev. 7/97).

VA.R. Doc. No. R97-726; Filed October 15, 1999, 11:44 a.m.

\* \* \* \* \*

**Title of Regulation:** 18 VAC 85-101-10 et seq. Regulations Governing the Licensure of Radiologic Technologists and Radiologic Technologists-Limited (amending 18 VAC 85-101-10, 18 VAC 85-101-40, 18 VAC 85-101-50, 18 VAC 85-101-60, 18 VAC 85-101-70, 18 VAC 85-101-130, and 18 VAC 85-101-160).

**Statutory Authority:** §§ 54.1-2400, 54.1-2956.8:1, and 54.1-2956.8:2 of the Code of Virginia.

**Effective Date:** December 8, 1999.

**Summary:**

*The amendments address concerns about the lack of educational standards and measurement of minimal competency for licensure as a radiologic technologist-limited by establishing a requirement for passage of the examination offered for Limited Scope of Practice in Radiography by the American Registry of Radiology Technologists. The amendments also specify the qualifications of instructors in an educational program for radiologic technologists-limited and require that a traineeship for an unlicensed graduate in radiologic technology be terminated within 14 days after receipt of the licensure examination results.*

**Summary of Public Comments and Agency's Response:** A summary of public comments and the agency's response may be obtained from the promulgating agency or viewed at the office of the Registrar of Regulations.

**Agency Contact:** Warren W. Koontz, M.D., Board of Medicine, 6606 West Broad Street, 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9908.

**18 VAC 85-101-10. Definitions.**

In addition to definitions in § 54.1-2900 of the Code of Virginia, the following words and terms [ ; ] when used in this chapter [ ; ] shall have the following meanings, unless the context clearly indicates otherwise:

"ACRRT" means the American Chiropractic Registry of Radiologic Technologists.

"ARRT" means the American Registry of Radiologic Technologists.

~~"ASRT" means the American Society of Radiologic Technologists.~~

"Direct supervision" means that a licensed radiologic technologist, doctor of medicine, osteopathy, chiropractic or podiatry is present and is fully responsible for the activities performed by radiologic personnel.

"Direction" means the delegation of radiologic functions to be performed upon a patient from a licensed doctor of medicine, osteopathy, chiropractic, or podiatry, to a licensed radiologic technologist or a radiologic technologist-limited for a specific purpose and confined to a specific anatomical area, that will be performed under the direction of and in continuing communication with the delegating practitioner.

"Traineeship" means a period of activity during which an unlicensed radiologic technologist, who is seeking licensure, works under the direct supervision of a practitioner approved by the board while waiting for the results of the licensure examination.

**18 VAC 85-101-40. Examination requirements.**

- A. An applicant for board licensure by examination shall:
1. Meet the educational requirements specified in 18 VAC 85-101-30.
  2. Submit the required application, fee, and credentials to the board.
- B. ~~The To qualify for licensure examination for the radiologic technologist shall be, the applicant shall take and pass the ARRT certification examination with a minimum passing score as determined by the [ ARRT board ].~~

C. An applicant who fails the examination shall follow the policies and procedures of the ARRT for successive attempts.

**18 VAC 85-101-50. Traineeship for unlicensed graduate.**

- A. An applicant who is an unlicensed graduate of an AART approved program may be employed as a trainee under the direct supervision of a licensed radiologic technologist, or doctor of medicine, osteopathy, chiropractic, or podiatry.
- B. The graduate shall submit an application for a traineeship to the board for review and approval by the Chairman of the Radiologic Technology Advisory Committee or his designee.

C. The traineeship shall terminate ~~upon~~ *14 working days* after receipt by the candidate of the licensure examination results. The unlicensed graduate may reapply for a new traineeship while awaiting to take the next examination.

D. An unlicensed graduate may serve in a traineeship for a period not to exceed two years or through three unsuccessful attempts of the licensure examination, whichever comes first. After such time, the graduate shall apply to the Radiologic Technology Advisory Committee for approval to continue in practice as a trainee.

### **18 VAC 85-101-60. Application for licensure Examination requirements.**

A. An applicant for licensure *by examination* as a radiologic technologist-limited shall submit:

1. The required application and fee as prescribed by the board; and
2. Evidence of completion of training as required in 18 VAC 85-101-70.

B. *To qualify for limited licensure to practice under the direction of a doctor of medicine or osteopathy, the applicant shall:*

1. *Provide evidence that he has received a passing score as determined by the [ ARRT board ] on the core section of the ARRT examination for Limited Scope of Practice in Radiography; and*

2. *Meet one of the following requirements:*

a. *Provide evidence that he has received a passing score as determined by the [ ARRT board ] on the section of the ARRT examination on specific radiographic procedures, depending on the anatomical areas in which the applicant intends to practice.*

b. *Until the ARRT offers an examination in the radiographic procedures of the abdomen and pelvis or for bone densitometry, the applicant may qualify for a limited license in one of these areas by submission of a notarized statement from a licensed radiologic technologist or doctor of medicine or osteopathy attesting to the applicant's training and competency to practice in that anatomical area as follows:*

(1) *To perform radiographic procedures for bone densitometry, the applicant shall have successfully performed at least 10 examinations for bone density under the direct supervision and observation of a licensed radiologic technologist or a doctor of medicine or osteopathy.*

(2) *To perform radiographic procedures on the abdomen or pelvis, the applicant shall have successfully performed during the traineeship at least 25 radiologic examinations of the abdomen or pelvis under the direct supervision and observation of a licensed radiologic technologist or a doctor of medicine or osteopathy. The notarized statement shall further attest to the applicant's competency in the areas of radiation safety, positioning, patient*

*instruction, anatomy, pathology and technical factors.*

c. *When a section is added to the limited license examination by the ARRT which includes the abdomen and pelvis or bone densitometry, the applicant shall provide evidence that he has received a passing score [ on that portion of the examination ] as determined by the [ ARRT board ].*

C. *To qualify for a limited license to practice under the direction of a doctor of chiropractic, the applicant shall provide evidence that he has taken and passed the appropriate examination by the ACRRT.*

D. *To qualify for a limited license to practice under the direction of a doctor of podiatry, the applicant shall provide evidence that he has taken and passed an examination acceptable to the board.*

E. *An applicant who fails the examination shall be allowed two more attempts to pass the examination after which he shall reapply and take additional educational hours which meet the criteria of 18 VAC 85-101-70.*

### **18 VAC 85-101-70. Educational requirements for radiologic technologists-limited.**

An applicant for licensure as a radiologic technologist-limited shall be trained by one of the following:

1. *Successful completion of a program with which is directed by a radiologic technologist with a [ master's bachelor's ] degree and current ARRT certification, has instructors who are licensed radiologic technologists, and has a minimum of the following coursework:*

a. *Image Production/Equipment Operation - 25 clock hours*

b. *Radiation Protection - 15 clock hours*

c. *Radiographic procedures in the anatomical area of the radiologic technologist-limited's practice - 10 clock hours taught by a radiologic technologist with current ARRT certification or a licensed doctor of medicine, osteopathy, podiatry or chiropractic;*

2. *An ACRRT approved program; or*

3. *Any other program acceptable to the board.*

### **18 VAC 85-101-130. General requirements.**

A. *A radiologic technologist-limited is permitted to perform radiologic functions within his capabilities and the anatomical limits of his training and examination. A radiologic technologist-limited is responsible for informing the board of the anatomical area or areas in which he is qualified by training and examination to practice.*

B. *A radiologic technologist-limited shall not instill contrast media during radiologic examinations or perform mammography. The radiologic technologist-limited is responsible to a licensed radiologic technologist, or doctor of medicine, osteopathy, chiropractic, or podiatry.*

# Final Regulations

## 18 VAC 85-101-160. Fees required by the board.

A. Unless otherwise provided, fees listed in this section shall not be refundable.

### B. ~~Application or examination~~ Initial licensure fees.

1. The application fee for radiologic technologist licensure shall be \$100.

2. The application fee for the radiologic technologist-limited licensure shall be \$50.

~~3. The fees for taking all required examinations shall be paid directly to the examination services. All examination fees shall be determined by and made payable as designated by the board.~~

~~4. Upon written request from an applicant to withdraw his application for licensure by examination, a fee of \$25 shall be retained by the Board of Medicine as a processing fee.~~

### C. Licensure renewal and reinstatement.

1. The fee for license renewal for a radiologic technologist shall be \$75 and for a radiologic technologist-limited shall be \$25.

2. An additional fee of \$25 to cover administrative costs for processing a late renewal application shall be imposed by the board.

3. The fee for reinstatement of a lapsed license which has expired for a period of two years or more shall be \$50 and the respective licensure fee and shall be submitted with an application for licensure reinstatement.

4. The fee for reinstatement of a revoked license shall be \$500.

### D. Other fees.

1. The application fee for a traineeship shall be \$25.

2. The fee for a letter of good standing or verification to another state for licensure shall be \$10.

**NOTICE:** The forms used in administering 18 VAC 85-101-10 et seq. Regulations Governing the Licensure of Radiologic Technologists and Radiologic Technologists-Limited, are not being published due to the large number; however, the name of each form is listed below. The forms are available for public inspection at the Department of Health Professions, 6606 W. Broad Street, Richmond, Virginia, or at the office of the Registrar of Regulations, General Assembly Building, 9th and Broad Streets, 2nd Floor, Richmond, Virginia.

## FORMS

Instructions for Completing an Application for Licensure as a Radiologic Technologist ~~Practitioner~~ By Examination/~~Endorsement~~ (11/96 rev. 5/99).

Application for a License as a Radiologic Technologist (DHP-030-084, rev. 11/96 11/98).

~~Traineeship Application - Statement of Authorization (11/96).~~

~~Instructions for Completing an Application for Licensure as a Radiologic Technologist Practitioner By Endorsement (11/96).~~

~~Form #A, Claims History Sheet (rev. 7/97).~~

~~Form #B, Activity Questionnaire (rev. 7/97).~~

~~Form #C, Clearance from Other States (rev. 7/97).~~

~~Form #E, Letter of Good Standing (rev. 7/97).~~

~~Form #F, Traineeship Application (rev. 7/97).~~

Instructions for Completing an Application for Licensure as a Radiologic Technologist-Limited (11/96 rev. 5/99).

Application for a License as a Radiologic Technologist-Limited (rev. 11/96 2/99).

Form #2, Radiologic Technologist-Limited Training Application (rev. 5/99).

Renewal Notice and Application, C-47533 (7/97).

VA.R. Doc. No. R97-725; Filed October 15, 1999, 11:45 a.m.

## TITLE 22. SOCIAL SERVICES

### STATE BOARD OF SOCIAL SERVICES

Title of Regulation: 22 VAC 40-710-10 et seq. **Child Protective Services Client Appeals (REPEALED).**

Statutory Authority: §§ 63.1-25 and 63.1-248.6:1 of the Code of Virginia.

Effective Date: December 8, 1999.

#### Summary:

*This chapter provides an appeal process in child protective services matters. The provision for this appeal process is currently available to appellants through 22 VAC 40-705-10 et seq., Child Protective Services, which combines both programmatic and appeals regulations.*

Summary of Public Comments and Agency's Response: No public comments were received by the promulgating agency.

Agency Contact: Richard Martin, Department of Social Services, 730 East Broad Street, Richmond, VA 23219, telephone (804) 692-1825.

VA.R. Doc. No. R98-162; Filed October 19, 1999, 12:46 p.m.

\*\*\*\*\*

Title of Regulation: 22 VAC 40-880-10 et seq. **Child Support Enforcement Program (amending 22 VAC 40-880-350).**

Statutory Authority: §§ 63.1-25 and 63.1-261 of the Code of Virginia.

Effective Date: December 8, 1999.

## Summary:

The amendments enhance, on a statewide basis, the division's ability to collect child support debt from legally obligated parents using a new technique of seizure and sale of the individual's automobile via the use of a "boot." The boot is a device, following proper due process notification, applied to the wheel of the vehicle by a sheriff or police officer, thus disabling the vehicle from moving until the boot is removed. Removal results from the individual completing full payment of the outstanding child support debt, or reaching a payment agreement plus the payment of at least \$500 or 5.0% of the outstanding balance, whichever is greater.

Summary of Public Comments and Agency's Response: No public comments were received by the promulgating agency.

Agency Contact: Bill Brownfield, Department of Social Services, 730 East Broad Street, Richmond, VA 23219, telephone (804) 692-2401.

## 22 VAC 40-880-350. Distraint, seizure, and sale.

A. The department may use distraint, including booting of vehicle, seizure, and sale against the real or personal property of ~~an absent~~ a noncustodial parent when ~~there is past due support.~~

1. There are arrears of at least \$1,000 for a case with a current support obligation and at least \$500 for an arrears-only case;
2. Conventional enforcement remedies have failed or are not appropriate; and
3. A lien has been filed pursuant to § 63.1-254 of the Code of Virginia.

B. ~~The director of the division shall give final approval for the use of distraint, seizure, and sale.~~ Assets targeted for distraint, including booting of vehicle, seizure and sale are:

1. Solely owned by the noncustodial parent.
2. Co-owned by the noncustodial parent and current spouse.
3. Owned by a business in which the noncustodial parent is the sole proprietor. Assets owned by business partnerships or corporations which are co-owned with someone other than a noncustodial parent's current spouse do not qualify for booting of vehicle, or seizure and sale.

C. The Director of the Division of Child Support Enforcement or his designee shall give final approval for the use of distraint, seizure and sale. This includes immobilizing a vehicle using vehicle boots.

D. When initiating booting, or seizure and sale of vehicle, the department shall check with the Department of Motor Vehicles for vehicles registered in the noncustodial parent's name, the address on the vehicle registration, and the name of any lien holder on the vehicle.

E. Once a lien has been filed pursuant to § 63.1-254 of the Code of Virginia, the department shall send a notice of intent

to the noncustodial parent before initiating distraint, including booting of vehicle, seizure and sale action. If there is reason to believe that the noncustodial parent will leave town or hide the asset, the asset can be seized without sending the notice and with proper documentation.

F. The department shall negotiate a settlement if the noncustodial parent contacts the department in response to the intent notice. An acceptable settlement is 5.0% of the arrearage owed or \$500, whichever is greater, with additional monthly payments towards the arrears that will satisfy the arrearage within 10 years. The department may initiate distraint, including booting of vehicle, seizure and sale without further notice to the noncustodial parent if the noncustodial parent defaults on the payments as agreed.

G. The department shall send a fieri facias request to each county or city where a lien is filed and a levy is being executed if the noncustodial parent does not contact the department in response to the intent notice.

H. The department shall set a target date for seizure or booting and have the sheriff levy the property or boot the vehicle.

I. Once property has been seized or booted by the sheriff, the department must (i) reach a payment agreement with the noncustodial parent of 5.0% of the arrearage owed or \$500, whichever is greater, with additional monthly payments towards the arrears that will satisfy the arrearage within 10 years and release the vehicle to the owner; (ii) proceed with the sale of the vehicle pursuant to § 63.1-261 of the Code of Virginia; or (iii) at the end of 90 days from the issuance of the writ of fieri facias, release the vehicle to the owner.

J. The department shall send a cancellation notice to the sheriff if a decision is made to terminate the seizure action before the asset is actually seized.

K. If the department sells an asset and it is a motor vehicle, the department shall notify the Department of Motor Vehicles to issue clear title to the new owner of the vehicle.

VA.R. Doc. No. R99-20; Filed October 19, 1999, 12:47 p.m.

---

# GOVERNOR

---

## **EXECUTIVE ORDER NUMBER FIFTY-ONE (99)**

### **IMPLEMENTING CERTAIN RECOMMENDATIONS OF THE GOVERNOR'S COMMISSION ON INFORMATION TECHNOLOGY**

By virtue of the authority vested in me under Article V of the Constitution of Virginia and under the laws of the Commonwealth, including but not limited to Sections 2.1-39.1 and 2.1-41.1 of the Code of Virginia, and subject always to my continuing and ultimate authority and responsibility to act in such matters, I hereby establish policies and procedures for the implementation of recommendations by the Governor's Commission on Information Technology by all Executive Branch agencies, institutions, and employees.

#### **Preamble**

In December 1998, the Governor's Commission on Information Technology issued a series of recommendations, contained in its report "Toward A Comprehensive Internet Policy for the Commonwealth of Virginia," related to the expanding use of the Internet and electronic commerce in Virginia. The 1999 General Assembly enacted several pieces of legislation that, taken together, embody the Commission's recommendations for a Virginia Internet Policy Act.

In addition, the Commission made a number of recommendations specific to state government agencies and institutions that can be implemented administratively. These recommendations recognize that the Internet is a tremendous tool for effectively and efficiently delivering government services to the citizens and businesses of the Commonwealth. These recommendations also recognize that access to the Internet is essential to full participation in the modern economy. No sector of the Commonwealth's citizens should be left without access to this important resource.

#### **Definitions**

In this order, the Council on Information Management (CIM) shall be referred to as the Department of Technology Planning (DTP), pursuant to legislation enacted by the 1999 General Assembly effective July 1, 1999.

#### **Specific Policies**

A. All Executive Branch agencies and institutions shall develop plans for delivering current and expanded services through the Internet and shall submit these plans to the Department of Technology Planning (DTP) for review no later than June 1, 2000. Such plans shall maximize workstation access to Web-based transactions by agency and institution employees for use in their work assignments and in their status as state employees. In developing such plans, agencies and institutions are encouraged to consider partnering, where appropriate, with the Virginia Information Providers Network Authority (VIPNet) to deliver such services. The VIPNet Authority Board of Directors will review the partnership opportunities, issues and needs expressed in these plans for potential inclusion in its annual business plan.

B. No later than December 31, 2000, all Executive Branch agencies shall make available via the Internet all

forms needed by citizens in interacting with state government.

C. The Department of Information Technology (DIT) shall coordinate the efforts of Executive Branch agencies and institutions to leverage the buying power of state government in regard to telecommunications services. Special attention shall be paid to aggregating state demand for high-speed telecommunication services in rural or under-served areas where there is a legitimate need for such services by state and/or local government. Private sector providers will be encouraged to recognize the commercial viability of offering such services in such areas.

D. DIT shall develop policies and procedures regarding access to state databases and data communications in order to ensure the security of such databases from unauthorized use, intrusion, or other security threats. DIT shall coordinate the implementation of such policies and procedures with agencies maintaining databases hosted outside of the State Data Center.

E. DTP, working with the Council on Technology Services, shall develop guidelines to ensure agencies' full compliance with all privacy legislation and regulations. Every agency collecting and storing information involving the personal data of individuals shall develop detailed procedures regarding the privacy of all such personal data in its possession, consistent with such guidelines and the Privacy Protection Act of 1976.

F. The Secretary of Technology and the Secretary of Administration, working with the Council on Technology Services, shall jointly develop uniform guidelines for clear and explicit privacy policies and practices for agency Web sites. Every agency shall adhere to these guidelines in its practices and shall post on its Web site a privacy policy that conforms to such guidelines.

G. The Commission's recommendation that DTP promote privacy best practices by both public and private entities shall be incorporated into DTP's proposed Technology Best Practices Center.

H. The Department of Agriculture and Consumer Services (VDACS), with the assistance of VIPNet, shall provide via the Internet education to Virginia consumers on responsible use of the Web for purchases of goods and services and the conduct of other personal business transactions. Information provided may include, but need not be limited to, common practices of Internet-based commerce, privacy and security considerations, determination of secure Web sites for conducting financial transactions (including "seal" or certification programs), links to other relevant consumer information sites, consumer frauds and scams, and, to the extent that VDACS deems appropriate, records of complaints and legal actions related to specific Web sites.

I. The Secretary of Technology, with the assistance of DIT, DTP, and VIPNet, shall review available alternatives and recommend a plan to facilitate the use and

authentication of electronic signatures by both the public and private sectors in the Commonwealth. This plan shall be submitted to the Governor no later than November 1, 1999.

J. Agencies and institutions shall follow the Secretary of Technology's guidance in incorporating into their proposed plans for Web-enabled government the use of electronic signature technology for both internal and external transactions.

This Executive Order shall become effective upon its signing and shall remain in full force and effect until June 30, 2002, unless amended or rescinded by further executive order.

Given under my hand and under the Seal of the Commonwealth of Virginia this 23rd day of July, 1999.

/s/ James S. Gilmore, III  
Governor

## **EXECUTIVE ORDER NUMBER FIFTY-TWO (99)**

### **WORKPLACE SAFETY AND HEALTH**

By virtue of the authority vested in me as Governor under Article V of the Constitution of Virginia and the laws of the Commonwealth, including but not limited to Chapter 5 of Title 2.1 of the Code of Virginia, and subject to my continuing and ultimate authority and responsibility to act in such matters, I hereby establish a Workplace Safety and Health Initiative to assure a safe and healthy workplace for state employees, to reduce the incidence of work-related accidents and illnesses occurring in state agencies, to assure that injured employees receive any benefits for which they are eligible in a timely manner, and to assist employees in returning to work.

#### **Policy Goals**

State employees report more than 9,000 work-related injuries and illnesses each year. These injuries and illnesses cause considerable pain and hardship for employees and their families and hinder the effective operation of state agencies. Risk managers and safety professionals report that many of these injuries and illnesses can be reduced or prevented. Recognizing this potential, the Department of General Services' Division of Risk Management, which administers the workers' compensation self-insurance program for state agencies, has implemented initiatives designed to reduce work-related injuries and illnesses and to improve services for state employees who suffer compensable injuries on the job. These initiatives include:

- A loss control program, providing education and training, inspections, counseling, and information to reduce on-the-job accidents and injuries, and to enhance the knowledge and technical skills of state employees;
- A toll-free telephone number for the First Report of Injury to permit speedy investigations of injuries, quicker channeling of injured employees to specialized physicians, and early intervention to help employees return to work;

- A preferred provider organization created for the workers' compensation program;
- An on-site medical management team of four nurses working to ensure early identification and professional management of serious claims;
- A discount program for prescriptions, medical equipment and supplies;
- A 24-hour on-call home health service staffed by certified professionals;
- A dedicated Web site to provide information on upcoming safety training classes and program updates; and
- A state-of-the-art, Year 2000 compatible claims information system allowing faster, more accurate claims management, integration of claims management and medical management functions, and improved management reporting.

Keeping our government workers safe, whole, and healthy is the duty of every state agency. It can only be accomplished with the full commitment of agency management, working in partnership with all employees to reduce on-the-job risks. The Division of Risk Management, the Department of Labor and Industry, and other state agencies with special expertise, and those that have successfully reduced the incidence of workers' compensation injuries and illnesses, have a special role to play. They can serve as resources in helping other state agencies to implement good workplace safety and health practices. All state agencies have an important role to play to reduce work-related injuries and to improve services to injured employees.

#### **Definitions**

In this order, wherever the term "Department of General Services, Division of Risk Management" or "Division of Risk Management" is used, it shall mean the agency with responsibility under the Code of Virginia for administering the Commonwealth's workers' compensation self-insurance program for state agencies.

#### **Agency Actions**

All executive branch departments, agencies, and institutions of higher education shall:

- Cooperate with the Division of Risk Management in implementing the initiatives to reduce work-related injuries and improve services to injured employees;
- Submit the First Report of Accident to the Division of Risk Management using the Workers' Compensation Commission's Employer's First Report of Accident or the Telephonic or Electronic Data Interchange First Report of Accident Program, within ten days of the injury;
- Evaluate the work-related injuries and illnesses that occurred in FY 1998 and each subsequent fiscal year in order to determine how to prevent or reduce work-related injuries and illnesses;

---

# Governor

---

- Establish goals to reduce serious occupational injuries and illnesses and to enhance workplace safety;
- Involve agency employees in identifying workplace hazards and establishing goals to eliminate or reduce them;
- Develop, maintain, and monitor strategies to minimize the risk of work-related injuries and illnesses;
- Develop a return-to-work/modified duty policy for injured employees, with the flexibility to take into account the injured employee's special circumstances, using transitional or light duty assignments when appropriate; and,
- Include in managers' performance expectations, when appropriate, goals to encourage a safer work environment and reduce injuries and illnesses.

The Division of Risk Management, with the assistance of the Department of Labor and Industry and the approval of the Attorney General and Governor's Policy Office, shall establish the guidelines and time frames for the goals and strategies. All executive department agencies and institutions of higher education shall submit a copy of their goals and strategies to the Workers' Compensation Program. The Division of Risk Management, with the approval of the Secretary of Administration, may exempt from these requirements those agencies with a history of few or no serious work-related injuries or illnesses.

Pursuant to Section 2.1-526.11:1 of the Code of Virginia, the Division of Risk Management shall:

- Convene a task force of key managers and staff, representing a cross-section of agencies and employees throughout the Commonwealth, to plan and monitor implementation of this Executive Order, to advise and provide feedback on program issues, and to make recommendations to improve services. The task force should include representatives from agencies with both large and small numbers of claims. It shall also include the Department of Labor and Industry and other agencies with support responsibilities or related mandates and programs;
- In concert with the Department of Labor and Industry, review agency goals and strategies, and provide guidance and technical assistance as may be needed;
- Develop and monitor statewide strategies to reduce work-related injuries and illnesses, in harmony with the task force recommendations and strategies developed by state agencies;
- Coordinate implementation of the statewide strategies, in conjunction with other affected state agencies;
- Develop and coordinate a program of training and technical assistance in conjunction with recommendations from the task force;
- Report quarterly to the agency heads and Secretaries noncompliance with the provisions of this Executive Order; and

- Report annually to the Governor progress made in improving workplace health and safety, reducing the number of serious work-related injuries and illnesses, and reducing workers' compensation costs.

This Executive Order rescinds and replaces Executive Order Number Thirty-seven (99), Workplace Safety and Health, issued by me on January 14, 1999.

This Executive Order shall be effective upon signing and shall remain in full force and effect until superseded or rescinded by further executive action.

Given under my hand and under the Seal of the Commonwealth of Virginia this 1st day of October, 1999.

/s/ James S. Gilmore, III  
Governor

## **EXECUTIVE ORDER NUMBER FIFTY-THREE (99)**

### **REVIEW OF VIRGINIA'S COMPLIANCE WITH THE FAIR LABOR STANDARDS ACT**

By virtue of the authority vested in me as Governor under Article V of the Constitution of Virginia and the laws of the Commonwealth, including but not limited to Section 2.1-41.1 of the Code of Virginia, and subject to my continuing and ultimate authority and responsibility to act in such matters, I hereby establish an initiative to evaluate compliance with the federal Fair Labor Standards Act (FLSA) by Executive branch state agencies and, where appropriate, to design alternative strategies that would benefit agency operations and meet the requirements of the Act.

It shall be the policy of the Commonwealth of Virginia to conduct a thorough review, through the Office of the Attorney General and such outside counsel as may be necessary, of the FLSA practices and procedures of the agencies of the Executive branch of government.

The Fair Labor Standards Act, 29 U.S.C. 201, et seq. became applicable to state and local governments in April of 1986. At that time, agencies of the Commonwealth examined their employee positions and work practices in an effort to bring the Commonwealth into compliance with the Act. It is in the interests of the Commonwealth to continue this process of review, and to update its work practices to remain in full compliance with federal law.

I direct all Secretaries and agency heads of the Commonwealth of Virginia to cooperate and aid the Office of the Attorney General in its reviews of FLSA practices, in order to help maintain a government work force that fully conforms to applicable federal wage and hour laws.

This Executive Order shall be applicable to all Executive Branch agencies and institutions, including state-supported institutions of higher education.

The FLSA reviews conducted by the Office of the Attorney General shall address the duties performed by various categories of employees and the compensation practices within Executive agencies and institutions. The Office of the Attorney General retains the flexibility to tailor its approach to



each agency and institution to address specific conditions and needs. However, the Office of the Attorney General shall generally examine employment policies and procedures, interview managers, and visit sites within each executive agency and institution. An educational component, intended to familiarize Human Resource personnel with the overall requirements of the Act, shall precede each review. This training should result in promoting the involvement of Human Resources personnel in the review process.

Following the review, the Office of the Attorney General shall offer advice to the agencies on changing operations in order to avoid FLSA violations. They shall also make suggestions regarding how the agency could take advantage of FLSA rules to improve operations.

The cost of the review shall be borne by the agencies. The Office of the Attorney General shall make agency heads aware of their responsibility to cooperate with the review and to pay its costs.

This Executive Order shall be effective upon its signing, and shall remain in full force and effect until June 30, 2002, or until amended or rescinded by further Executive Order.

Given under my hand and under the Seal of the Commonwealth of Virginia this 3rd day of September, 1999.

/s/ James S. Gilmore, III  
Governor

**EXECUTIVE ORDER NUMBER FIFTY-FOUR (99)**

**CONTINUING THE GOVERNOR'S COMMISSION ON NATIONAL AND COMMUNITY SERVICE**

By virtue of the authority vested in me as Governor under Article V of the Constitution of Virginia, and under the laws of the Commonwealth including but not limited to Section 2.1-51.27 and Section 2.1-51.36 of the Code of Virginia, and subject to my continuing and ultimate authority and responsibility to act in such matters, I hereby continue the Governor's Commission on National and Community Service, which was created in Executive Order Number Thirty-one (98), issued by me on September 25, 1998.

All aspects of the Commission's duties and responsibilities, membership, structure, funding, estimated costs, and staff support remain as set forth in that Executive Order.

The Commission shall make its annual report to the Governor in December 1999.

This Executive Order shall be effective upon signing and shall remain in force and effect until September 25, 2000, unless amended or rescinded by further executive order.

Given under my hand and the seal of the Commonwealth of Virginia this 3rd day of September, 1999.

/s/ James S. Gilmore, III  
Governor

**EXECUTIVE ORDER NUMBER FIFTY-FIVE (99)**

**CONTINUING THE HAMMOND COMMISSION ON COMMUNITY SERVICES AND IN-PATIENT CARE**

By virtue of the authority vested in me as Governor under Article V of the Constitution of Virginia and the laws of the Commonwealth, including but not limited to Section 2.1-51.27 and Section 2.1-51.36 of the Code of Virginia, and subject to my continuing and ultimate authority and responsibility to act in such matters, I hereby continue the Hammond Commission on Community Services and In-Patient Care, which was created in Executive Order Number Twenty-nine (98) issued by me on August 28, 1998.

All aspects of the Commission's duties and responsibilities, membership, and structure, funding source, estimated annual costs, and staff remain as set forth in that Executive Order. Should the Commission complete its work in less than a year, estimated annual costs and hours of staff support will be proportional.

The Commission shall make a final report to the Governor prior to the opening of the 2000 Session of the General Assembly.

This Executive Order shall be effective retroactive to August 28, 1999, upon its signing, and shall remain in full force and effect until June 30, 2002, or until amended or rescinded by further executive order.

Given under my hand and under the Seal of the Commonwealth of Virginia this 3rd day of September, 1999.

/s/ James S. Gilmore, III  
Governor

**EXECUTIVE ORDER NUMBER FIFTY-SIX (99)**

**VIRGINIA ENERGY PLAN**

A comprehensive approach to energy management is critical to advancing energy efficiency and conservation in Virginia's state government operations. This approach has the potential to reduce the operating cost of state government, extend the use of Virginia's coal and gas reserves, improve energy efficiency, reduce pollution produced by government operations, stimulate a growing economy, and preserve natural resources.

By virtue of the authority vested in me as Governor under Article V of the Constitution of Virginia and under the laws of the Commonwealth, including but not limited to Chapter 5 of Title 2.1 of the Code of Virginia, I hereby direct the Governor's Secretaries and all executive branch agencies to implement the Virginia Energy Plan, consistent with their statutory authority, in order to reduce energy costs and consumption in state government operations and to advance energy efficiency and economic competitiveness in Virginia.

The Virginia Energy Plan is applicable to all state agencies to the extent that it is consistent with the statutory authority of those agencies. I hereby assign specific responsibilities for the implementation of the Virginia Energy Plan to the following:

---

# Governor

---

## **Responsibilities of the Secretary of Commerce and Trade**

The Secretary of Commerce and Trade shall be responsible for providing guidance and direction for energy policy and conservation planning. Specifically the Secretary of Commerce and Trade shall:

- A. Integrate energy efficiency and conservation policies into the operations and programs of state government through the Virginia Energy Plan;
- B. Encourage economic development of emerging energy technologies and Virginia's indigenous energy resources;
- C. Coordinate with other Secretaries where activities and programs are shared among secretarial areas;
- D. Report on accomplishments under the Virginia Energy Plan to the Governor; and
- E. Resolve differences between participating agencies when agreement cannot be reached among them.

## **Responsibilities of the Department of Mines, Minerals and Energy**

The Department of Mines, Minerals and Energy (DMME) shall be responsible for coordinating and implementing the Virginia Energy Plan. Specifically, DMME shall:

- A. Review, revise, and maintain the Virginia Energy Plan through collaboration with other state agencies;
- B. Execute the strategies designated to it;
- C. Draw on expertise of other agencies and Virginia businesses to ensure the successful execution of Virginia Energy Plan strategies;
- D. Provide guidance and training to other agencies to ensure the successful execution of the Virginia Energy Plan;
- E. Maintain a system to monitor and report energy costs and consumption for state-owned facilities; and
- F. Report on accomplishments under the Virginia Energy Plan to the Secretary of Commerce and Trade.

## **Responsibilities of All Executive Branch Agencies**

To accomplish the goals, objectives, and strategies of the Virginia Energy Plan, each executive agency and institution shall:

- A. Execute the strategies designated to the agency or institution in the Virginia Energy Plan;
- B. Implement an energy management plan in an orderly and timely manner and undertake modifications to internal agency operations and programs consistent with the goals and objectives of the Virginia Energy Plan and state law;
- C. Designate an agency energy manager and authorize staff involvement in the accomplishment of the Virginia Energy Plan, including participation in task forces, training, plan implementation, and reporting; and

D. Monitor and report energy costs and consumption and progress on implementation of the energy management plan to DMME.

This Executive Order replaces Executive Memorandum 1-97, Revised Virginia Energy Plan, issued May 1, 1997, by Governor George Allen.

This Executive Order shall become effective upon its signing and remain in full force and effect until superseded or rescinded by further executive action.

Given under my hand and the seal of the Commonwealth of Virginia this 3rd day of September, 1999.

/s/ James S. Gilmore, III  
Governor

## **EXECUTIVE ORDER NUMBER FIFTY-SEVEN (99)**

### **AUTHORITY AND RESPONSIBILITY UNDER THE FEDERAL TRANSPORTATION EQUITY ACT FOR THE 21ST CENTURY**

By virtue of the authority vested in me as Governor under Article V of the Constitution of Virginia and under the laws of the Commonwealth, including but not limited to Section 2.1-39.1 of the Code of Virginia, and subject always to my continuing and ultimate authority and responsibility to act in such matters, I hereby affirm and delegate to the Secretary of Transportation and the Commonwealth Transportation Commissioner the powers and duties set out below as necessary for the Commonwealth to fulfill the requirements of the federal Transportation Equity Act for the 21st Century (TEA-21).

The following are the duties set out to the Secretary of Transportation:

1. Approve metropolitan transportation improvement programs.
2. Develop requests to the federal Secretary of Transportation to designate additional areas as transportation management areas.
3. Provide reasonable opportunities for comments on the State Transportation Improvement Program to citizens, affected public agencies, representatives of transportation agency employees, freight shippers, private providers of transportation, providers of freight transportation services, representatives of users of public transit, and other interested parties.
4. Establish agreements with local governments as needed for the designation and redesignation of metropolitan planning organizations and the determination of metropolitan area boundaries.

The following are the duties set out to the Commonwealth Transportation Commissioner:

1. Make appropriate quarterly certifications and notify the federal Secretary of Transportation of the amounts of obligations expected to be incurred for surface transportation program projects in Virginia.

2. Certify the consistency of early acquisition of rights-of-way with the state transportation planning process and under the mandatory, comprehensive and coordinated land use, environment and transportation planning process.

3. Be responsible for the coordination of transportation planning in multistate metropolitan areas.

4. Receive long-range plans submitted by metropolitan planning organizations.

This executive order rescinds Executive Order Number Twenty-three (1994), Authority and Responsibility under the Federal Intermodal Surface Transportation and Efficiency Act of 1991, issued by Governor George Allen on June 30, 1994.

This Executive Order shall be effective upon its signing and shall remain in full force and effect until amended or rescinded by further executive order.

Given under my hand and the seal of the Commonwealth of Virginia this 1st day of October, 1999.

/s/ James S. Gilmore, III  
Governor

---

## THE LEGISLATIVE RECORD

---

*The Legislative Record* is available on the Internet at <http://dls.state.va.us/legrec99.htm>























---

# GENERAL NOTICES/ERRATA

---

## DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

### Notice of Opportunity to Comment on Regulations

The Department of Agriculture and Consumer Services invites comment from the public on certain of its existing regulations, listed below, as a part of a review of its regulations being conducted under Executive Order Number 25 (98), Development and Review of Regulations Proposed by State Agencies. Comments should be addressed to the person identified below as the contact person for the regulation. The deadline for receipt of comment is 10 a.m., November 30, 1999.

2 VAC 5-120, Rules and Regulations Governing the Recordkeeping by Virginia Cattle Dealers for the Control or Eradication of Brucellosis of Cattle. Contact: T. R. Lee

2 VAC 5-170, Rules and Regulations for the Registration of Poultry Dealers. Contact: T. R. Lee

2 VAC 5-200, Rules and Regulations Pertaining to the Disposal of Entire Flocks of Dead Poultry. Contact: T. R. Lee

2 VAC 5-205, Rules and Regulations Pertaining to Shooting Enclosures. Contact: T. R. Lee

2 VAC 5-270, Virginia Grade Standards for Breeder Swine. Contact: H. Frank Graves

2 VAC 5-310, Rules and Regulations—Official Standards for Enforcement of the Virginia Apples: Grading, Packing, and Marking Law. Contact: Thomas H. Smith

2 VAC 5-460, Rules and Regulations for the Enforcement of the Virginia Petroleum Products Franchise Act. Contact: Alan Rogers

2 VAC 5-480, Regulation Governing the Oxygenation of Gasoline. Contact: Alan Rogers

2 VAC 5-490, Regulations Governing Grade "A" Milk. Contact: John A. Beers

2 VAC 5-570, Rules and Regulations Defining Standards for Grades/Sizes of Shell Eggs. Contact: James A. Morano

2 VAC 5-590, Rules and Regulations Pertaining to Tolerances and Prohibitions Applicable to Ground Beef. Contact: R. Douglas Saunders

#### Agency Contacts:

John A. Beers, Program Supervisor  
1100 Bank St.  
Room 505  
Richmond, VA 23219  
Telephone: (804) 786-1453  
Fax: (804) 371-7792  
TTY: (800) 828-1120  
Email Address: jbeers@vdacs.state.va.us

H. Frank Graves, Program Manager  
1100 Bank St.  
Room 807  
Richmond, VA 23219  
Telephone: (804) 786-3935  
Fax: (804) 371-7788  
TTY: (800) 828-1120  
Email Address: fgraves@vdacs.state.va.us

T. R. Lee, Program Supervisor  
1100 Bank St.  
Room 602  
Richmond, VA 23219  
Telephone: (804) 786-2483  
Fax: (804) 371-2380  
TTY: (800) 828-1120  
Email Address: tlee@vdacs.state.va.us

James A. Morano, Review and Compliance Officer  
1100 Bank St.  
Room 502  
Richmond, VA 23219  
Telephone: (804) 786-8899  
Fax: (804) 371-7792  
TTY: (800) 828-1120  
Email Address: jmorano@vdacs.state.va.us

Alan Rogers, Program Manager  
1100 Bank St.  
Room 402  
Richmond, VA 23219  
Telephone: (804) 786-2476  
Fax: (804) 786-1571  
TTY: (800) 828-1120  
Email Address: jrogers@vdacs.state.va.us

R. Douglas Saunders, Program Manager  
1100 Bank St.  
Room 502  
Richmond, VA 23219  
Telephone: (804) 786-8899  
Fax: (804) 371-7792  
TTY: (800) 828-1120  
Email Address: risaunders@vdacs.state.va.us

Thomas H. Smith, Agriculture and Consumer Services Supervisor  
1100 Bank St.  
Room 804  
Richmond, VA 23219  
Telephone: (804) 786-3548  
Fax: (804) 371-7785  
TTY: (800) 828-1120  
Email Address: tsmith@vdacs.state.va.us

---

# General Notices/Errata

---

## STATE CORPORATION COMMISSION

### Bureau of Insurance

October 4, 1999

Administrative Letter 1999-10

**TO: ALL INSURERS LICENSED TO WRITE ACCIDENT AND SICKNESS INSURANCE IN VIRGINIA, ALL HEALTH SERVICES PLANS AND HEALTH MAINTENANCE ORGANIZATIONS LICENSED IN VIRGINIA**

**RE: 14 VAC 5-190-10 et seq.: Rules Governing the Reporting of Cost and Utilization Data Relating to Mandated Benefits and Mandated Providers. Notification of Additional Reporting Requirements for the 1999 Reporting Period.**

The purpose of this letter is to alert carriers to certain benefit or provider information which must be reported to the State Corporation Commission, ("Commission") on Form MB-1, due on or before May 1, 2000. Carriers must make any necessary adjustments to internal data capturing systems to ensure that Form MB-1 accurately reflects the 1999 reporting year cost and utilization data relating to these additional reporting categories. This letter only summarizes those categories of coverage or providers which will be reported for the first time. Carriers are encouraged to review **all** requirements applicable to mandated benefits and mandated providers as well as the associated reporting requirements to determine the extent to which these new reporting requirements affect their organization and to ensure compliance with all existing mandated benefit and provider requirements.

In addition to all reporting requirements currently in effect, cost and utilization data relating to the following categories of mandated benefits or providers for calendar year 1999 will be reported on Form MB-1 due May 1, 2000. In each category identified below, the legislation requiring coverage of the benefit or provider was effective July 1, 1998. Calendar year 1999 represents the first full calendar year during which the coverage requirement was in effect. Carriers should review the statutes identified below in their entirety for additional guidance concerning coverage requirements.

- §§ 38.2-3408 and 38.2-4221 of the Code of Virginia require reimbursement for any service that may be legally performed by a licensed acupuncturist provided the policy or contract provides reimbursement for the service.
- § 38.2-3418.3 of the Code of Virginia requires that insurers, health services plans and health maintenance organizations provide coverage for hemophilia and congenital bleeding disorders.
- § 38.2-3418.4 of the Code of Virginia requires that insurers, health services plans and health maintenance organizations provide coverage for reconstructive breast surgery resulting from breast cancer.
- § 38.2-3418.5 of the Code of Virginia requires that insurers, health services plans and health maintenance

organizations provide coverage for early intervention services.

- § 38.2-3418.7 of the Code of Virginia requires that insurers, health services plans and health maintenance organizations provide coverage for one (1) prostate-specific antigen (PSA) test in a twelve-month period, and for digital rectal examinations, in accordance with the American Cancer Society guidelines.

In order to avoid confusion and to facilitate the capturing of appropriate data relating to the above requirements, the Bureau of Insurance has identified the CPT and ICD-9-CM codes for many of these requirements. The codes on the attached listing supplement the CPT and ICD-9-CM codes furnished to carriers previously. Carriers should refer to the complete listing of CPT and ICD-9-CM codes to ensure compliance with all reporting requirements.

Please refer any question regarding this matter to Mary Ann Mason, Senior Insurance Market Examiner, State Corporation Commission, Bureau of Insurance, Life and Health Division, Post Office Box 1157, Richmond, Virginia 23218, telephone (804) 371-9348, FAX (804) 371-9944.

/s/ Alfred W. Gross  
Commissioner of Insurance



**Virginia Code § 38.2-3418.3: Hemophilia, Congenital Bleeding Disorders**

*ICD Codes*

286.0-286.9	Coagulation defects
287.0-287.9	Purpura and other hemorrhagic conditions

*CPT Codes*

85170	Clot retraction
85175	Clot lysis time, whole blood dilution
85210	Clotting; factor II, prothrombin, specific
85220	factor V (AcG or proaccelerin), labile factor
85230	factor VII (proconvertin, stable factor)
85240	factor VIII (AHG), one stage
85244	factor VIII related antigen
85245	factor VIII, VW factor, ristocetin cofactor
85246	factor VIII, VW factor antigen
85247	factor VIII, Von Willebrand's factor, multimetric analysis
85250	factor IX (PTC or Christmas)
85260	factor X (stuart-Prower)
85270	factor XI (PTA)
85280	factor XII (Hageman)
85290	factor XIII (fibrin stabilizing)
85291	factor XIII (fibrin stabilizing), screen solubility
85292	prekallikrein assay (Fletcher factor assay)
85293	high molecular weight kininogen assay (Fitzgerald factor assay)
85300	Clotting inhibitors or anticoagulants; antithrombin III, activity
85301	antithrombin III, antigen assay
85302	protein C, antigen
85303	protein C, activity
85305	protein S, total
85306	protein S, free
85335	Factor inhibitor test
85337	Thrombomodulin
85345	Coagulation time; Lee and White
85347	activated
85348	other methods
85360	Euglobulin lysis

---

## General Notices/Errata

---

85362	Fibrin (ogen) degradation (split) products (FD)(FSP); agglutination slide, semiquantitative
85366	paracoagulation
85370	quantitative
85378	Fibrin degradation products, D-dimer; semiquantitative
85379	quantitative
85384	Fibrinogen; activity
85385	antigen
85390	Fibrinolysins or coagulopathy screen, interpretation and report
85400	Fibrinolytic factors and inhibitors; plasmin
85410	alpha-2 antiplasmin
85415	plasminogen activator
85420	plasminogen, except antigenic assay
85421	plasminogen, antigenic assay
85441	Heinz bodies; direct
85445	induced, acetyl phenylhydrazine
85460	Hemoglobin or RBC's, fetal, for fetomaternal hemorrhage; differential lysis (Kleihauer-Betke)
85461	rosette
85475	Hemolysin, acid
85520	Heparin assay
85525	Heparin neutralization
85530	Heparin-protamine tolerance test
85535	Iron stain (RBC or bone marrow smears)
85540	Leukocyte alkaline phosphatase with count
85547	Mechanical fragility, RBC
85549	Muramidase
85555	Osmotic fragility, RBC; unincubated
85557	Incubated
85576	Platelet; aggregation (in vitro), each agent
85585	estimation on smear, only
85590	manual count
85595	Automated count
85597	Platelet neutralization
85610	Prothrombin time
85611	Substitution, plasma fractions, each

85651	Sedimentation rate, erythrocyte; nonautomated
85652	Automated
85670	Thrombin time; plasma
85675	Titer
85705	Thromboplastin inhibition; tissue
85730	Thromboplastin time, partial (PTT); plasma or whole blood
85732	substitution, plasma fractions, each
85810	Viscosity
85999	Unlisted hematology and coagulation procedure

**Virginia Code § 38.2-3418.4: Reconstructive Breast Surgery**

*ICD Codes*

V50.1	Other plastic surgery for unacceptable cosmetic appearance
V52.4	Breast prosthesis and implant

*CPT Codes*

19318	Reduction mammoplasty
19324	Mammoplasty, augmentation; without prosthetic implant
19325	with prosthetic implant
19340	Immediate insertion of breast prosthesis following mastectomy or in reconstruction
19350	Nipple/areola reconstruction
19357	Breast reconstruction, immediate or delayed, with tissue expander, including subsequent expansion
19361	Breast reconstruction with latissimus dorsi flap, with or without prosthetic implant
19364	Breast reconstruction with free flap
19366	Breast reconstruction with other technique
19367	Breast reconstruction with transverse rectus abdominis myocutaneous flap (TRAM), single pedicle, including closure of donor site;

19368	with microvascular anastomosis (supercharging)
19369	Breast reconstruction with transverse rectus abdominis myocutaneous flap (TRAM), double pedicle, including closure of donor site
19370	Open periprosthetic capsulotomy, breast
19371	Periprosthetic capsulectomy, breast
19380	Revision of reconstructed breast
19396	Preparation of moulage for custom breast implant
19499	Unlisted procedure, breast

### Virginia Code § 38.2-3418.5: Coverage for Early Intervention Services

#### *ICD Codes*

V57	Care involving use of rehabilitation procedures
V57.0	Breathing exercises
V57.1	Other physical therapy
V57.2	Occupational therapy and vocational rehabilitation
V57.3	Speech therapy
V57.4	Orthoptic training
V57.8	Other specified rehabilitation procedure
315.3	Developmental speech or language disorder
315.4	Coordination disorder
315.5	Mixed development disorder
315.8	Other specified delays in development
315.9	Unspecified delay in development
317-319	Mental retardation

*CPT Codes*

92506	Evaluation of speech, language, voice, communication, auditory processing, and/or aural rehabilitation status
92507	Treatment of speech, language, voice, communication, and/or auditory processing disorder (includes aural rehabilitation); individual
92508	group, two or more individuals
97003	Occupational therapy evaluation
97004	Occupational therapy re-evaluation
97001	Physical therapy evaluation
97002	Physical therapy re-evaluation
97535	Activities of daily living
97537	Community/work integration
97113	aquatic therapy with exercises
97703	Checkout for orthotic/prosthetic use
97770	cognitive skills development
97530	kinetic therapy
97010	hot or cold packs
97012	traction, mechanical
97014	electric stimulation, unattended
97032	electric stimulation, attended
97016	vasopneumatic devices
97018	paraffin bath
97020	microwave therapy
97022	whirlpool therapy
97024	diathermy treatment
97026	Infrared
97028	ultraviolet light
97033	Iontophoresis
97034	contrast baths
97035	Ultrasound
97039	Unlisted modality
97110	therapeutic procedure
97112	neuromuscular reeducation
97116	gait training
97124	massage therapy

---

## General Notices/Errata

---

97139, 97799	Unlisted therapeutic service or procedure (specify)
97140	Manual therapy techniques
97150	Group Therapeutic Procedures
97504	Orthotics fitting and training
97520	Prosthetic training
97542	Wheelchair management
97545-97546	Work hardening/conditioning
97750	Physical performance test
98925-98929	Osteopathic manipulative treatment

### **Virginia Code § 38.2-3418.7: Coverage for PSA Testing**

#### *CPT Codes*

84153	Prostate specific antigen (PSA); total
84154	Free
86316	Immunoassay for cancer antigen

## Bureau of Insurance

September 30, 1999

Administrative Letter 1999-11

**TO: ALL DOMESTIC INSURERS AND OTHER COMPANIES SUBJECT TO ARTICLE 4 (§ 38.2-1317 ET SEQ.) OF CHAPTER 13 OF TITLE 38.2 OF THE CODE OF VIRGINIA**

**RE: CUSTODIANS FOR INSURERS' SECURITIES PORTFOLIO**

Code of Virginia § 38.2-1318 B states that in the process of conducting examinations, the examiners shall observe, to the extent practicable, the guidelines and procedures set forth in the Examiners Handbook adopted by the National Association of Insurance Commissioners. The guidelines and procedures of the Examiners Handbook include the substantive procedures that are utilized to verify the assets and establish the liabilities that are reported in financial statements filed with the Bureau of Insurance.

The procedures for examining an insurer's investment portfolio require the verification of securities. In order to verify the existence of securities, the Examiners Handbook requires that the securities be (i) maintained in a manner that will allow the examiner to perform an actual inspection and count or (ii) held pursuant to a custodial or safekeeping agreement with a bank, trust company, or securities depository. When the securities are held at a bank, trust company, or securities depository, the examiners can accept certified confirmations as a verification of existence in lieu of an actual inspection and count.

During past examinations, the examiners also have accepted certified confirmations from brokerage firms, if the firm was a member of the Securities Investor Protection Corporation (SIPC) and if the amount held at the brokerage firm did not exceed the SIPC insurance coverage limits (currently \$500,000). However, in light of recent fraudulent investment-related events affecting the insurance industry and certain limitations in the SIPC insurance coverage, the examiners will no longer accept certified confirmations from brokerage firms as a verification of the existence of an insurer's securities. Domestic insurers should ensure that their securities are held by a bank, trust company, or securities depository pursuant to a custodial or safekeeping agreement. In addition, the custodial or safekeeping agreement should contain the safeguards and controls that are outlined in the Examiners Handbook.

In keeping with the procedures set forth in the Examiners Handbook, examiners shall be required to verify reported investments by actual inspection and count at the offices of the insurer unless the securities are held pursuant to a safekeeping or custodial agreement with a bank, trust company, or securities depository. In those cases, certified confirmations listing and attesting to the existence of the securities will be accepted by the examiners in lieu of an actual inspection and count. Examinees having securities on deposit with brokerage firms, regardless of whether the firm is a member of the SIPC, will not be complying with appropriate annual statement instructions and other procedures adopted

by the NAIC. Such companies may be subject to penalties or other actions authorized by § 38.2-218 et seq. and other applicable sections of the Code of Virginia.

Questions concerning this administrative letter should be directed to David H. Smith, Chief Examiner, Financial Regulation Division, SCC, Bureau of Insurance, P.O. Box 1157, Richmond, Virginia 23218, telephone (804) 371-9061.

/s/ Alfred W. Gross  
Commissioner of Insurance

Agency Contact: Copies of the Administrative Letter and answers to general questions may be obtained from Raquel Pino-Moreno, State Corporation Commission, Bureau of Insurance, 6th Floor, Tyler Building, 1300 East Main Street, P.O. Box 1157, Richmond, Virginia 23219, (804) 371-9499. Mailing address: P.O. Box 1157, Richmond, Virginia 23218. E-mail: rpinomoreno@scc.state.va.us.

## DEPARTMENT OF HEALTH

### Virginia's Capacity Development Strategy Safe Drinking Water Act

The 1996 Safe Drinking Water Act (SDWA) Amendments include requirements for states to (i) obtain authority to prevent the creation of new nonviable COMMUNITY and NONTRANSIENT NONCOMMUNITY waterworks, (ii) develop a strategy to address the capacity of all existing waterworks, and (iii) ensure that potential Drinking Water State Revolving Fund (DWSRF) recipients have sufficient, technical, managerial, and financial capacity prior to receiving funds (or that the funds will allow them to receive the capacity they require).

The Virginia Department of Health (VDH), the State Primacy Agency, chose to develop a comprehensive Capacity Development Strategy that includes all of the SDWA-required elements listed below.

- State Authority For New Waterworks
- Methods Or Criteria The State Will Use To Identify & Prioritize Waterworks Most In Need Of Improving Technical, Managerial, And Financial Capacity
- Factors That Encourage Or Impair Capacity
- Description Of How The State Will Use Its Authorities And Resources
  - To Assist Public Waterworks in Complying with Regulations
  - To Encourage the Development of Partnerships
  - To Assist Public Waterworks in the Training and Certification of Operators
- Description Of How The State Will Establish A Baseline & Measure Improvements In Capacity

---

## General Notices/Errata

---

- Identification Of Persons Who Have An Interest In Or Are Involved In Development And Implementation Of The Strategy

VDH is making the draft strategy available to afford you the opportunity to learn more about this program and to offer your comments. The comment period will end on December 8, 1999.

The draft strategy is posted on the VDH web-site [http://www.vdh.state.va.us/owp/water\\_supply.htm](http://www.vdh.state.va.us/owp/water_supply.htm).

For a copy of the draft strategy, for further information, or to comment, please contact G. W. Peaks, P.E., Virginia Department of Health, Room 109, Richmond, VA 23219, Voice: 804/371-2882 or FAX 804/786-5567.

### STATE LOTTERY BOARD

#### DIRECTOR'S ORDER NUMBER THIRTY-FIVE (99)

VIRGINIA'S FOURTH ON-LINE GAME LOTTERY; "CASH 5," FINAL RULES FOR GAME OPERATION; FIFTH REVISION.

In accordance with the authority granted by Sections 9-6.14:4.1 B (15) and 58.1-4006 A of the Code of Virginia, I hereby promulgate the revised rules for game operation in Virginia's fourth on-line game lottery, "Cash 5." These rules amplify and conform to the duly adopted State Lottery Department regulations for the conduct of on-line game lotteries.

The rules are available for inspection and copying during normal business hours at the State Lottery Department headquarters, 900 East Main Street, Richmond, Virginia, and at each of the State Lottery Department regional offices. A copy may be requested by mail by writing to: Public Affairs Division, State Lottery Department, 900 East Main Street, Richmond, Virginia 23219.

This Director's Order supersedes Director's Order Number Fourteen (99), issued April 15, 1999. This Order becomes effective on the date of its signing and shall remain in full force and effect unless amended or rescinded by further Director's Order.

/s/ Penelope W. Kyle  
Director

Date: September 17, 1999

#### DIRECTOR'S ORDER NUMBER THIRTY-SIX (99)

VIRGINIA'S FIRST ON-LINE GAME LOTTERY; "PICK 3," FINAL RULES FOR GAME OPERATION; FIFTH REVISION

In accordance with the authority granted by Sections 9-6.14:4.1 B (15) and 58.1-4006 A of the Code of Virginia, I hereby promulgate the revised rules for game operation in Virginia's first on-line game lottery, "Pick 3." These rules amplify and conform to the duly adopted State Lottery Department regulations for the conduct of on-line game lotteries.

The rules are available for inspection and copying during normal business hours at the State Lottery Department headquarters, 900 East Main Street, Richmond, Virginia, and

at each of the State Lottery Department regional offices. A copy may be requested by mail by writing to: Public Affairs Division, State Lottery Department, 900 East Main Street, Richmond, Virginia 23219.

This Director's Order supersedes Director's Order Number Twenty-Four (98), issued September 18, 1998. This Order becomes effective on the date of its signing and shall remain in full force and effect unless amended or rescinded by further Director's Order.

/s/ Penelope W. Kyle  
Director  
September 17, 1999

#### DIRECTOR'S ORDER NUMBER THIRTY-SEVEN (99)

VIRGINIA'S THIRD ON-LINE GAME LOTTERY; "PICK 4," FINAL RULES FOR GAME OPERATION; SECOND REVISION

In accordance with the authority granted by Sections 9-6.14:4.1 B (15) and 58.1-4006 A of the Code of Virginia, I hereby promulgate the revised rules for game operation in Virginia's third on-line game lottery, "Pick 4." These rules amplify and conform to the duly adopted State Lottery Department regulations for the conduct of on-line game lotteries.

The rules are available for inspection and copying during normal business hours at the State Lottery Department headquarters, 900 East Main Street, Richmond, Virginia, and at each of the State Lottery Department regional offices. A copy may be requested by mail by writing to: Public Affairs Division, State Lottery Department, 900 East Main Street, Richmond, Virginia 23219.

This Director's Order supersedes Director's Order Number Forty-Four (94), issued November 30, 1994. This Order becomes effective on the date of its signing and shall remain in full force and effect unless amended or rescinded by further Director's Order.

/s/ Penelope W. Kyle  
Director  
Date: September 17, 1999

#### DIRECTOR'S ORDER NUMBER THIRTY-EIGHT (99)

VIRGINIA'S INSTANT GAME LOTTERY 169; "BAG OF BUCKS," FINAL RULES FOR GAME OPERATION.

In accordance with the authority granted by Sections 9-6.14:4.1 B (15) and 58.1-4006 A of the Code of Virginia, I hereby promulgate the final rules for game operation in Virginia's Instant Game Lottery 169, "Bag of Bucks." These rules amplify and conform to the duly adopted State Lottery Department regulations for the conduct of instant game lotteries.

The rules are available for inspection and copying during normal business hours at the State Lottery Department headquarters, 900 East Main Street, Richmond, Virginia, and at each of the State Lottery Department regional offices. A copy may be requested by mail by writing to: Public Affairs Division, State Lottery Department, 900 East Main Street, Richmond, Virginia 23219.



This Director's Order becomes effective on the date of its signing and shall remain in full force and effect unless amended or rescinded by further Director's Order.

/s/ David L. Norton  
Manager, Legal Affairs  
Date: September 9, 1999

### DIRECTOR'S ORDER NUMBER THIRTY-NINE (99)

VIRGINIA'S INSTANT GAME LOTTERY 449; "HOLIDAY BUCKS," FINAL RULES FOR GAME OPERATION.

In accordance with the authority granted by Sections 9-6.14:4.1 B (15) and 58.1-4006 A of the Code of Virginia, I hereby promulgate the final rules for game operation in Virginia's Instant Game Lottery 449, "Holiday Bucks." These rules amplify and conform to the duly adopted State Lottery Department regulations for the conduct of instant game lotteries.

The rules are available for inspection and copying during normal business hours at the State Lottery Department headquarters, 900 East Main Street, Richmond, Virginia, and at each of the State Lottery Department regional offices. A copy may be requested by mail by writing to: Public Affairs Division, State Lottery Department, 900 East Main Street, Richmond, Virginia 23219.

This Director's Order becomes effective on the date of its signing and shall remain in full force and effect unless amended or rescinded by further Director's Order.

/s/ David L. Norton  
Manager, Legal Affairs  
Date: September 9, 1999

### DIRECTOR'S ORDER NUMBER FORTY (99)

VIRGINIA'S INSTANT GAME LOTTERY 167; "HOLIDAY CHEER," FINAL RULES FOR GAME OPERATION.

In accordance with the authority granted by Sections 9-6.14:4.1 B (15) and 58.1-4006 A of the Code of Virginia, I hereby promulgate the final rules for game operation in Virginia's Instant Game Lottery 167, "Holiday Cheer." These rules amplify and conform to the duly adopted State Lottery Department regulations for the conduct of instant game lotteries.

The rules are available for inspection and copying during normal business hours at the State Lottery Department headquarters, 900 East Main Street, Richmond, Virginia, and at each of the State Lottery Department regional offices. A copy may be requested by mail by writing to: Public Affairs Division, State Lottery Department, 900 East Main Street, Richmond, Virginia 23219.

This Director's Order becomes effective on the date of its signing and shall remain in full force and effect unless amended or rescinded by further Director's Order.

/s/ David L. Norton  
Manager, Legal Affairs  
Date: September 9, 1999

### DIRECTOR'S ORDER NUMBER FORTY-ONE (99)

VIRGINIA'S INSTANT GAME LOTTERY 446; "WILD TIME," FINAL RULES FOR GAME OPERATION.

In accordance with the authority granted by Sections 9-6.14:4.1 B (15) and 58.1-4006 A of the Code of Virginia, I hereby promulgate the final rules for game operation in Virginia's Instant Game Lottery 446, "Wild Time." These rules amplify and conform to the duly adopted State Lottery Department regulations for the conduct of instant game lotteries.

The rules are available for inspection and copying during normal business hours at the State Lottery Department headquarters, 900 East Main Street, Richmond, Virginia, and at each of the State Lottery Department regional offices. A copy may be requested by mail by writing to: Public Affairs Division, State Lottery Department, 900 East Main Street, Richmond, Virginia 23219.

This Director's Order becomes effective on the date of its signing and shall remain in full force and effect unless amended or rescinded by further Director's Order.

/s/ David L. Norton  
Manager, Legal Affairs  
Date: September 9, 1999

### DIRECTOR'S ORDER NUMBER FORTY-TWO (99)

VIRGINIA'S INSTANT GAME LOTTERY 156; "RACEWAY RICHES," FINAL RULES FOR GAME OPERATION.

In accordance with the authority granted by Sections 9-6.14:4.1 B (15) and 58.1-4006 A of the Code of Virginia, I hereby promulgate the final rules for game operation in Virginia's Instant Game Lottery 156, "Raceway Riches." These rules amplify and conform to the duly adopted State Lottery Department regulations for the conduct of instant game lotteries.

The rules are available for inspection and copying during normal business hours at the State Lottery Department headquarters, 900 East Main Street, Richmond, Virginia, and at each of the State Lottery Department regional offices. A copy may be requested by mail by writing to: Public Affairs Division, State Lottery Department, 900 East Main Street, Richmond, Virginia 23219.

This Director's Order becomes effective on the date of its signing and shall remain in full force and effect unless amended or rescinded by further Director's Order.

/s/ David L. Norton  
Manager, Legal Affairs  
Date: September 13, 1999

### DIRECTOR'S ORDER NUMBER FORTY-THREE (99)

VIRGINIA'S INSTANT GAME LOTTERY 157; "EXTREME SPORTS," FINAL RULES FOR GAME OPERATION.

In accordance with the authority granted by Sections 9-6.14:4.1 B (15) and 58.1-4006 A of the Code of Virginia, I hereby promulgate the final rules for game operation in Virginia's Instant Game Lottery 157, "Extreme Sports." These rules amplify and conform to the duly adopted State Lottery

---

## General Notices/Errata

---

Department regulations for the conduct of instant game lotteries.

The rules are available for inspection and copying during normal business hours at the State Lottery Department headquarters, 900 East Main Street, Richmond, Virginia, and at each of the State Lottery Department regional offices. A copy may be requested by mail by writing to: Public Affairs Division, State Lottery Department, 900 East Main Street, Richmond, Virginia 23219.

This Director's Order becomes effective on the date of its signing and shall remain in full force and effect unless amended or rescinded by further Director's Order.

/s/ David L. Norton  
Manager, Legal Affairs  
Date: September 13, 1999

### DIRECTOR'S ORDER NUMBER FORTY-FOUR (99)

"FALL FRENZY" VIRGINIA LOTTERY RETAILER TRADE INCENTIVE PROGRAM RULES.

In accordance with the authority granted by Sections 9-6.14:4.1 B (15) and 58.1-4006 A of the Code of Virginia, I hereby promulgate rules for the "Fall Frenzy" Virginia Lottery Retailer Trade Incentive Program that will be conducted from Monday, September 13, 1999 through Sunday, November 7, 1999. This program was adopted by the State Lottery Board on April 28, 1999.

These rules amplify and conform to the duly adopted State Lottery Department regulations and are available for inspection and copying during normal business hours at the State Lottery Department headquarters, 900 East Main Street, Richmond, Virginia, and at each of the State Lottery Department regional offices. A copy may be requested by mail by writing to: Public Affairs Office, State Lottery Department, 900 East Main Street, Richmond, Virginia 23219.

This Director's Order becomes effective on the date of its signing and shall remain in full force and effect until November 30, 1999, unless otherwise extended by the Director.

/s/ Penelope W. Kyle  
Director  
Date: September 17, 1999

### DIRECTOR'S ORDER NUMBER FORTY-SIX (99)

VIRGINIA'S SECOND ON-LINE GAME LOTTERY; "LOTTO," FINAL RULES FOR GAME OPERATION; EIGHTH REVISION

In accordance with the authority granted by Sections 9-6.14:4.1 B (15) and 58.1-4006 A of the Code of Virginia, I hereby promulgate the eighth revision of the rules for game operation in Virginia's second on-line game lottery, "Lotto." These rules amplify and conform to the duly adopted State Lottery Board regulations for the conduct of on-line game lotteries.

The rules are available for inspection and copying during normal business hours at the State Lottery Department headquarters, 900 East Main Street, Richmond, Virginia, and

at each of the State Lottery Department regional offices. A copy may be requested by mail by writing to: Public Affairs Division, State Lottery Department, 900 East Main Street, Richmond, Virginia 23219.

This Director's Order supersedes Director's Order Number Twenty-Seven (97), issued July 1, 1999. This Order becomes effective on the date of its signing and shall remain in full force and effect unless amended or rescinded by further Director's Order.

/s/ Penelope W. Kyle  
Director  
Date: September 28, 1999

### DIRECTOR'S ORDER NUMBER FORTY-SEVEN (99)

CERTAIN VIRGINIA INSTANT GAME LOTTERIES; END OF GAMES.

In accordance with the authority granted by Sections 58.1-4006 A and 9-6.14:4.1 B (15) of the Code of Virginia, I hereby give notice that the following Virginia Lottery instant games will officially end at midnight on Friday, October 29, 1999:

Instant Game 94.....Casino Royale  
Instant Game 131.....Virginia is for Lovers  
Instant Game 133.....Hot Slots  
Instant Game 135.....Red Hot Money  
Instant Game 139.....Fall Fest  
Instant Game 147.....Instant Refund  
Instant Game 152....Three Stooges  
Instant Game 308....Bonanza Bingo  
Instant Game 423....Jacks or Better  
Instant Game 429....Big Game  
Instant Game 435....Star Trek

The last day for lottery retailers to return for credit unsold tickets from any of these games will be Friday, December 10, 1999. The last day to redeem winning tickets for any of these games will be Wednesday, April 26, 2000, 180 days from the declared official end of the game. Claims for winning tickets from any of these games will not be accepted after that date. Claims that are mailed and received in an envelope bearing a United States Postal Service postmark of April 26, 2000, will be deemed to have been received on time. This notice amplifies and conforms to the duly adopted State Lottery Board regulations for the conduct of instant game lotteries.

This order is available for inspection and copying during normal business hours at the State Lottery Department headquarters, 900 East Main Street, Richmond, Virginia; and at any State Lottery Department regional office. A copy may be requested by mail by writing to: Public Affairs Office, State Lottery Department, 900 East Main Street, Richmond, Virginia 23219.

This Director's Order becomes effective on the date of its signing and shall remain in full force and effect unless amended or rescinded by further Director's Order.

/s/ David L. Norton  
Manager, Legal Affairs  
Date: October 5, 1999

## DIRECTOR'S ORDER NUMBER FORTY-EIGHT (99)

VIRGINIA'S INSTANT GAME LOTTERY 432; "LIFETIME BONUS," FINAL RULES FOR GAME OPERATION; REVISED.

In accordance with the authority granted by Sections 9-6.14:4.1 B (15) and 58.1-4006 A of the Code of Virginia, I hereby promulgate the revised rules for game operation in Virginia's Instant Game Lottery 432, "Lifetime Bonus." These rules amplify and conform to the duly adopted State Lottery Department regulations for the conduct of instant game lotteries.

The rules are available for inspection and copying during normal business hours at the State Lottery Department headquarters, 900 East Main Street, Richmond, Virginia, and at each of the State Lottery Department regional offices. A copy may be requested by mail by writing to: Public Affairs Division, State Lottery Department, 900 East Main Street, Richmond, Virginia 23219.

This Director's Order supersedes Director's Order Number Twenty-Three (98), issued August 27, 1998. This Order becomes effective on the date of its signing and shall remain in full force and effect unless amended or rescinded by further Director's Order.

/s/ David L. Norton  
Manager, Legal Affairs  
Date: October 5, 1999

## DIRECTOR'S ORDER NUMBER FORTY-NINE (99)

VIRGINIA'S INSTANT GAME LOTTERY 159; "MONEY TREE," FINAL RULES FOR GAME OPERATION.

In accordance with the authority granted by Sections 9-6.14:4.1 B (15) and 58.1-4006 A of the Code of Virginia, I hereby promulgate the final rules for game operation in Virginia's Instant Game Lottery 159, "Money Tree." These rules amplify and conform to the duly adopted State Lottery Department regulations for the conduct of instant game lotteries.

The rules are available for inspection and copying during normal business hours at the State Lottery Department headquarters, 900 East Main Street, Richmond, Virginia, and at each of the State Lottery Department regional offices. A copy may be requested by mail by writing to: Public Affairs Division, State Lottery Department, 900 East Main Street, Richmond, Virginia 23219.

This Director's Order becomes effective on the date of its signing and shall remain in full force and effect unless amended or rescinded by further Director's Order.

/s/ David L. Norton  
Manager, Legal Affairs  
Date: October 8, 1999

## DIRECTOR'S ORDER NUMBER FIFTY (99)

VIRGINIA'S INSTANT GAME LOTTERY 166; "CASH HARVEST" FINAL RULES FOR GAME OPERATION.

In accordance with the authority granted by Sections 9-6.14:4.1 B (15) and 58.1-4006 A of the Code of Virginia, I

hereby promulgate the final rules for game operation in Virginia's Instant Game Lottery 166, "Cash Harvest." These rules amplify and conform to the duly adopted State Lottery Department regulations for the conduct of instant game lotteries.

The rules are available for inspection and copying during normal business hours at the State Lottery Department headquarters, 900 East Main Street, Richmond, Virginia, and at each of the State Lottery Department regional offices. A copy may be requested by mail by writing to: Public Affairs Division, State Lottery Department, 900 East Main Street, Richmond, Virginia 23219.

This Director's Order becomes effective on the date of its signing and shall remain in full force and effect unless amended or rescinded by further Director's Order.

/s/ David L. Norton  
Manager, Legal Affairs  
Date: October 8, 1999

## 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

#### BOARD OF PSYCHOLOGY

Title of Regulation: 18 VAC 125-20-10 et seq. Regulations Governing the Practice of Psychology.

Publication: 16:2 VA.R. 209-228 October 11, 1999.

Correction to Final Regulation:



Page 218, column 2, 18 VAC 125-20-150 B 6, line 3, after "compromise" strike "the client" and insert "their"

---

# CALENDAR OF EVENTS


---

## Symbol Key

-  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


### COMMONWEALTH COUNCIL ON AGING

**December 9, 1999 - 10 a.m.** -- Open Meeting  
Virginia Department for the Aging, 1600 Forest Avenue, Suite 102, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular business meeting.

**Contact:** Marsha Mucha, Administrative Staff Assistant, Commonwealth Council on Aging, 1600 Forest Avenue, Suite 102, Richmond, VA 23229, telephone (804) 662-9312.

### BOARD OF AGRICULTURE AND CONSUMER SERVICES


**December 9, 1999 - 9 a.m.** -- Open Meeting  
Department of Agriculture and Consumer Services, 1100 Bank Street, Washington Building, 2nd Floor Board Room, Richmond, Virginia. 

The board will meet in its regular session to discuss issues related to Virginia agriculture and consumer services. 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 at the meeting should contact Roy Seward at least five days before the meeting date, so that suitable arrangements can be made for any appropriate accommodation.

**Contact:** Roy E. Seward, Board Secretary, Department of Agriculture and Consumer Services, 1100 Bank Street, Room 211, Richmond, VA 23219, telephone (804) 786-3539, FAX (804) 371-7679.

## DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES


### Virginia State Apple Board

**November 16, 1999 - 9 a.m.** -- Open Meeting  
Rowes Family Restaurant, Waynesboro Road, Route 4, Box 88, Staunton, Virginia. 

A meeting to (i) hear and approve, if appropriate, the minutes from the last board meeting, (ii) hear a presentation of the board's current financial statement, (iii) review the fiscal year 1999 tax collections, (iv) receive an update on the various fall marketing promotions, and (v) discuss the changes of the board/vendor. 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 at the meeting should contact the person identified in this notice at least five days before the meeting date so that suitable arrangements can be made for any appropriate accommodation.

**Contact:** Nancy L. Israel, Secretary, Department of Agriculture and Consumer Services, 1100 Bank Street, Suite 1012, Richmond, VA 23219, telephone (804) 371-6104, FAX (804) 371-7786.

### Virginia Aquaculture Advisory Board

**November 18, 1999 - 9 a.m.** -- Open Meeting  
Graves Mountain Lodge (Meeting Room 215, Ridgecrest Lodge), Route 670, Syria, Virginia. 

The board will meet in its regular session to discuss issues related to Virginia aquaculture. 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 at the meeting should contact the person identified in this notice at least five days before the meeting date, so that suitable arrangements can be made for any appropriate accommodation.

---

# Calendar of Events

---

**Contact:** T. Robins Buck, Secretary, Virginia Aquaculture Advisory Board, 1100 Bank Street, Room 211, Richmond, VA, telephone (804) 371-6094, FAX (804) 371-7679.

## Virginia Cattle Industry Board

**November 15, 1999 - 10 a.m.** -- Open Meeting  
Calhoun's Restaurant, 41 A Court Square, Harrisonburg, Virginia. ☎

The board will approve minutes from the September 1999 meeting in addition to reviewing the financial statement for the period September 1 through November 1. Staff will give program updates for the state and national level. A representative from the Meat Export Federation Board will attend to present project proposals for the board's consideration. 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 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 Farmers Market Board

**November 16, 1999 - 9:30 a.m.** -- Open Meeting  
Department of Agriculture and Consumer Services, 1100 Bank Street, Washington Bldg., 2nd Floor Board Room, Richmond, Virginia. ☎

A quarterly board meeting. At that time, the board's minutes of the August 1999 meeting will be heard and approved on motion. The financial statement for the end of the first quarter of the fiscal year will be presented to the board, and the status reports on the operation of each of the four wholesale or shipping point markets in the system are expected to be presented during the meeting. Other information pertinent to the board's purpose of oversight and management of the Virginia Farmers Market System will be discussed. 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 at the meeting should contact the person identified in this notice at least five days before the meeting date so that suitable arrangements can be made for any appropriate accommodation.

**Contact:** Susan K. Simpson, Program Director, Department of Agriculture and Consumer Services, 1100 Bank Street, Room 1002, Richmond, VA 23219, telephone (804) 786-2112, FAX (804) 371-7786.

## STATE AIR POLLUTION CONTROL BOARD

**November 17, 1999 - 10 a.m.** -- Public Hearing  
Main Street Centre, 600 East Main Street, Lower Level, Conference Room, Richmond, Virginia.

**December 10, 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 Air Pollution Control Board intends to amend regulations entitled: **Regulations for the Control and Abatement of Air Pollution; Special Provisions for Existing Sources, New and Modified Sources, and Hazardous Air Pollutant Sources (Rev. D97): 9 VAC 5-10-10 et seq. General Definitions; 9 VAC 5-20-10 et seq. General Provisions; 9 VAC 5-40-10 et seq. Existing Stationary Sources; 9 VAC 5-50-10 et seq. New and Modified Stationary Sources; and 9 VAC 5-60-10 et seq. Hazardous Air Pollutant Sources.** Special Provisions for Existing Stationary Sources, New and Modified Stationary Sources, and Hazardous Air Pollutant Sources which are in Chapters 40, 50 and 60 of the board's regulations address issues such as: applicability, compliance, emission testing, monitoring, notification, records and reporting. The proposed amendments update certain requirements in the provisions to be consistent with new federal requirements and EPA policy and address concerns identified pursuant to the review of existing regulations mandated by Executive Order 15 (94) as well as changes made to federal regulations since that review.

**Request for Comments:** The purpose of this notice is to provide the public with the opportunity to comment on the proposed regulation and the costs and benefits of the proposal.

**Localities Affected:** There is no locality which will bear any identified disproportionate material air quality impact due to the proposed regulation which would not be experienced by other localities.

**Location of Proposal:** The proposal, an analysis conducted by the department (including: a statement of purpose, a statement of estimated impact and benefits of the proposed regulation, an explanation of need for the proposed regulation, an estimate of the impact of the proposed regulation upon small businesses, identification of and comparison with federal requirements, and a discussion of alternative approaches) and any other supporting documents may be examined by the public at the Department's Office of Air Regulatory Development (Eighth Floor), 629 East Main Street, Richmond, Virginia and the department's regional offices (listed below) between 8:30 a.m. and 4:30 p.m. of each business day until the close of the public comment period.

Southwest Regional Office  
Department of Environmental Quality  
355 Deadmore Street  
Abingdon, Virginia  
Ph: (540) 676-4800

West Central Regional Office  
Department of Environmental Quality  
3019 Peters Creek Road  
Roanoke, Virginia  
Ph: (540) 562-6700

Lynchburg Satellite Office  
Department of Environmental Quality  
7705 Timberlake Road  
Lynchburg, Virginia  
Ph: (804) 582-5120

Valley Regional Office  
Department of Environmental Quality  
4411 Early Road  
Harrisonburg, Virginia 22801  
Ph: (540) 574-7800

Fredericksburg Satellite Office  
Department of Environmental Quality  
806 Westwood Office Park  
Fredericksburg, Virginia  
Ph: (540) 899-4600

Northern Regional Office  
Department of Environmental Quality  
13901 Crown Court  
Woodbridge, Virginia  
Ph: (703) 583-3800

Piedmont Regional Office  
Department of Environmental Quality  
4949-A Cox Road  
Glen Allen, Virginia  
Ph: (804) 527-5020

Tidewater Regional Office  
Department of Environmental Quality  
5636 Southern Boulevard  
Virginia Beach, Virginia  
Ph: (757) 518-2000

Statutory Authority: § 10.1-1308 of the Code of Virginia.

Public comments may be submitted until 4:30 p.m. December 10, 1999, to the Director, Office of Air Regulatory Development, Department of Environmental Quality, P.O. Box 10009, Richmond, Virginia 23240.

**Contact:** Mary E. Major, Environmental Program Manager, Office of Air Regulatory Development, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4423, FAX (804) 698-4510, toll-free 1-800-592-5482, or (804) 698-4021/TTY ☎

## ALCOHOLIC BEVERAGE CONTROL BOARD

**November 15, 1999 - 9:30 a.m.** -- Open Meeting  
**November 29, 1999 - 9:30 a.m.** -- Open Meeting  
**December 13, 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

**December 17, 1999 - 9 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation, 3600 West Broad St., Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A meeting to conduct business of the full board. Persons desiring to participate in the meeting and requiring special accommodations or interpretive services should contact the department at (804) 367-8514 at least ten days prior to this meeting so that suitable arrangements can be made for an appropriate accommodation. The department fully complies with the Americans with Disabilities Act.

**Contact:** Mark N. Courtney, Assistant Director, Department of Professional and Occupational Regulation, 3600 West Broad St., Richmond, VA 23230-4917, telephone (804) 367-8514, FAX (804) 367-2475, (804) 367-9753/TTY ☎, e-mail [apelsla@dpor.state.va.us](mailto:apelsla@dpor.state.va.us), homepage <http://www.state.va.us/dpor>.

## Certified Interior Designers Section

**December 8, 1999 - 9 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation, 3600 West Broad St., Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A meeting to conduct section business. Persons desiring to participate in the meeting and requiring special accommodations or interpretive services should contact the department at (804) 367-8514 at least ten days prior to this meeting so that suitable arrangements can be made for an appropriate accommodation. The department fully complies with the Americans with Disabilities Act.

**Contact:** Mark N. Courtney, Assistant Director, Department of Professional and Occupational Regulation, 3600 West Broad St., Richmond, VA 23230-4917, telephone (804) 367-8514, FAX (804) 367-2475, (804) 367-9753/TTY ☎, e-mail [apelsla@dpor.state.va.us](mailto:apelsla@dpor.state.va.us), homepage <http://www.state.va.us/dpor>.

## Land Surveyor Section

**November 17, 1999 - 9 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation, 3600 West Broad St., Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

---

## Calendar of Events

---

A meeting to conduct section business. Persons desiring to participate in the meeting and requiring special accommodations or interpretive services should contact the department at (804) 367-8514 at least ten days prior to this meeting so that suitable arrangements can be made for an appropriate accommodation. The department fully complies with the Americans with Disabilities Act.

**Contact:** Mark N. Courtney, Assistant Director, Department of Professional and Occupational Regulation, 3600 West Broad St., Richmond, VA 23230-4917, telephone (804) 367-8514, FAX (804) 367-2475, (804) 367-9753/TTY ☎, e-mail [apelsla@dpor.state.va.us](mailto:apelsla@dpor.state.va.us), homepage <http://www.state.va.us/dpor>.

### Landscape Architect Section

**December 1, 1999 - 9 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation, 3600 West Broad St., Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A meeting to conduct section business. Persons desiring to participate in the meeting and requiring special accommodations or interpretive services should contact the department at (804) 367-8514 at least ten days prior to this meeting so that suitable arrangements can be made for an appropriate accommodation. The department fully complies with the Americans with Disabilities Act.

**Contact:** Mark N. Courtney, Assistant Director, Department of Professional and Occupational Regulation, 3600 West Broad St., Richmond, VA 23230-4917, telephone (804) 367-8514, FAX (804) 367-2475, (804) 367-9753/TTY ☎, e-mail [apelsla@dpor.state.va.us](mailto:apelsla@dpor.state.va.us), homepage <http://www.state.va.us/dpor>.

### Professional Engineer Section

**November 10, 1999 - 9 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation, 3600 West Broad St., Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A meeting to conduct section business. Persons desiring to participate in the meeting and requiring special accommodations or interpretive services should contact the department at (804) 367-8514 at least ten days prior to this meeting so that suitable arrangements can be made for an appropriate accommodation. The department fully complies with the Americans with Disabilities Act.

**Contact:** Mark N. Courtney, Assistant Director, Department of Professional and Occupational Regulation, 3600 West Broad St., Richmond, VA 23230-4917, telephone (804) 367-8514, FAX (804) 367-2475, (804) 367-9753/TTY ☎, e-mail [apelsla@dpor.state.va.us](mailto:apelsla@dpor.state.va.us), homepage <http://www.state.va.us/dpor>.

### 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. ♿

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 West Broad St., Richmond, VA 23230, telephone (804) 367-2176, FAX (804) 367-2475, (804) 367-9753/TTY ☎, e-mail [asbestos@dpor.state.va.us](mailto:asbestos@dpor.state.va.us), homepage <http://www.state.va.us/dpor>.

### ASSISTIVE TECHNOLOGY LOAN FUND AUTHORITY

**November 18, 1999 - 10 a.m.** -- Open Meeting  
Department for the Visually Handicapped, 397 Azalea Ave., Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

**January 20, 2000 - 10 a.m.** -- Open Meeting  
Department of Rehabilitative Services, 8004 Franklin Farms Drive, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A monthly meeting of the Board of Directors to review applications for guaranteed loans. Public comment is invited. The board will meet in closed session to review applications in order to protect the personal information of the applicants.

**Contact:** Gail Stubbs, Assistive Technology Loan Fund Authority, 8004 Franklin Farms Drive, Richmond, VA 23228, telephone (804) 662-7331, FAX (804) 662-9533, (804) 662-7331/TTY ☎, e-mail [loanfund@erols.com](mailto:loanfund@erols.com), homepage <http://www.cns.state.va.us/atlfa>.

### COMPREHENSIVE SERVICES FOR AT-RISK YOUTH AND THEIR FAMILIES

#### State Executive Council


**November 17, 1999 - 9 a.m.** -- Open Meeting  
**December 15, 1999 - 9 a.m.** -- Open Meeting  
Theater Row Building, 730 East Broad Street, Richmond, Virginia.

A regular meeting. The council provides for interagency programmatic and fiscal policies, oversees the administration of funds appropriated under the Comprehensive Services Act, and advises the Governor.


**Contact:** Alan G. Saunders, Director, State Executive Council, 1604 Santa Rosa Road, Koger Center West, Richmond, VA 23229, telephone (804) 662-9815.




## BOARD OF AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY

**November 10, 1999 - 9:30 a.m.** -- Open Meeting  
Dept of Health Professions, 6606 W. Broad St, 5th Floor,  
Room 1, Richmond, Virginia. 


A meeting of the full board. Public comments will be heard for 15 minutes prior to the start of the meeting.


**Contact:** Senita Booker, Administrative Staff Assistant, Department of Health Professions, 6606 W. Broad St, 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-7390, FAX (804) 662-9523, (804) 662-7197/TTY , e-mail SBooker@dhp.state.va.us, homepage <http://www.dhp.state.va.us>.

## BOARD FOR BRANCH PILOTS


**December 7, 1999 - 9 a.m.** -- Open Meeting  
**December 8, 1999 - 9 a.m.** -- Open Meeting  
Virginia Pilot Association, 3329 Shore Drive, Virginia Beach, Virginia.  (Interpreter for the deaf provided upon request)

The board will meet to conduct examinations.


**Contact:** Mark N. Courtney, Assistant Director, Department of Professional and Occupational Regulation, 3600 West Broad St., Richmond, VA 23230-4917, telephone (804) 367-8514, FAX (804) 367-2475, (804) 367-9753/TTY , e-mail [apelsla@dpor.state.va.us](mailto:apelsla@dpor.state.va.us), homepage <http://www.state.va.us/dpor>.

**December 14, 1999 - 9:30 a.m.** -- Open Meeting  
Virginia Port Authority, 600 World Trade Center, Norfolk, Virginia.  (Interpreter for the deaf provided upon request)

A meeting to conduct board business. Persons desiring to participate in the meeting and requiring special accommodations or interpretive services should contact the department at (804) 367-8514 at least ten days prior to this meeting so that suitable arrangements can be made for an appropriate accommodation. The department fully complies with the Americans with Disabilities Act.

**Contact:** Mark N. Courtney, Assistant Director, Department of Professional and Occupational Regulation, 3600 West Broad St., Richmond, VA 23230-4917, telephone (804) 367-8514, FAX (804) 367-2475, (804) 367-9753/TTY 

## CEMETERY BOARD


**November 23, 1999 - 1 p.m.** -- Public Hearing  
Fairfax County Government Center, 12000 Government Center Parkway, Fairfax, Virginia. 

**December 10, 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 Cemetery Board intends to adopt regulations entitled: **18 VAC 47-10-10 et seq. Public Participation Guidelines.** The purpose of these

regulations are to assure that the public is provided adequate notice concerning each opportunity for participation in the development, promulgation, and review of regulations affecting the operation of licensed cemeteries in the Commonwealth of Virginia.

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


**Contact:** Eric Olson, Regulatory Boards Administrator, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8510, FAX (804) 367-2475 or (804) 367-9753/TTY 


\*\*\*\*\*

**December 10, 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 Cemetery Board intends to adopt regulations entitled: **18 VAC 47-20-10 et seq. Cemetery Board Rules and Regulations.** The purpose of the proposed regulations is to outline requirements placed on cemetery companies and their sales personnel concerning their licensing reporting and enforcement of the regulations and the Cemetery Act (Chapter 23.1 of Title 54.1 of the Code of Virginia).


Statutory Authority: §§ 54.1-201 and 54.1-2313 of the Code of Virginia.

**Contact:** Eric Olson, Regulatory Boards Administrator, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8510, FAX (804) 367-2475 or (804) 367-9753/TTY 


**January 19, 2000 - 9:30 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, Virginia. 

A regular business meeting.

**Contact:** Eric L. Olson, Regulatory Boards Administrator, Department of Professional and Occupational Regulation, 3600 W. Broad Street, Richmond, VA 23230, telephone (804) 367-2039, FAX (804) 367-2475, (804) 367-9753/TTY , e-mail [olson@dpor.state.va.us](mailto:olson@dpor.state.va.us), homepage <http://www.state.va.us/dpor>.

**January 20, 2000 - 8:30 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, Virginia. 

A regularly scheduled meeting of the Delivery Committee to develop a working definition of the delivery of cemetery items.


**Contact:** Eric L. Olson, Regulatory Boards Administrator, Department of Professional and Occupational Regulation, 3600 West Broad Street, Richmond, VA 23230, telephone (804) 367-2039, FAX (804) 367-2475, (804) 367-9753/TTY , e-mail [olson@dpor.state.va.us](mailto:olson@dpor.state.va.us), homepage <http://www.state.va.us/dpor>.

---


# Calendar of Events


---

## STATE BOARD FOR COMMUNITY COLLEGES


**November 16, 1999 - 12:30 p.m.** -- Open Meeting  
Hyatt Richmond Hotel, 6624 West Broad Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)


A meeting of the Facilities Committee.

**Contact:** Dr. Joy S. Graham, Assistant Chancellor, Public Affairs, Virginia Community College System, 15th Floor, 101 N. 14th Street, Richmond, VA, telephone (804) 225-2126, FAX (804) 371-0085, (804) 371-8504/TTY , homepage <http://www.vccs.cc.va.us>.


**November 16, 1999 - 2:30 p.m.** -- Open Meeting  
Hyatt Richmond Hotel, 6624 West Broad Street, Chesapeake Room A, Richmond, Virginia.  (Interpreter for the deaf provided upon request)


A meeting of the Personnel Committee.

**Contact:** Dr. Joy S. Graham, Assistant Chancellor, Public Affairs, Virginia Community College System, 15th Floor, 101 N. 14th Street, Richmond, VA, telephone (804) 225-2126, FAX (804) 371-0085, (804) 371-8504/TTY , homepage <http://www.vccs.cc.va.us>.


**November 16, 1999 - 4 p.m.** -- Open Meeting  
Hyatt Richmond Hotel, 6624 West Broad Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

Meetings of the Academic and Student Affairs Committee, the Audit Committee, and the Budget and Finance Committee.


**Contact:** Dr. Joy S. Graham, Assistant Chancellor, Public Affairs, Virginia Community College System, 15th Floor, 101 N. 14th Street, Richmond, VA 23219, telephone (804) 225-2126, FAX (804) 371-0085, (804) 371-8504/TTY , homepage <http://vccs.cc.va.us>.

**November 17, 1999 - 8:30 a.m.** -- Open Meeting  
Hyatt Richmond Hotel, 6624 W. Broad Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting of the full board. Public comment will be received at the beginning of the meeting.

**Contact:** Dr. Joy S. Graham, Assistant Chancellor, Public Affairs, Virginia Community College System, 15th Floor, 101 N. 14th St., Richmond, VA 23219, telephone (804) 225-2126, FAX (804) 371-0085, (804) 371-8504/TTY , homepage <http://www.vccs.cc.va.us>.


## COMPENSATION BOARD

**November 23, 1999 - 11 a.m.** -- Open Meeting  
Compensation Board, 202 North 9th Street, 10th Floor, Richmond, Virginia. 

A monthly board meeting.

**Contact:** Cynthia P. Waddell, Administrative Assistant, P.O. Box 710, Richmond, VA 23218, telephone (804) 786-0786, FAX (804) 371-0235, e-mail [cwaddell@scb.state.va.us](mailto:cwaddell@scb.state.va.us), homepage <http://www.cns.state.va.us/compboard>.


## COMMONWEALTH COMPETITION COUNCIL

**December 8, 1999 - 10 a.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, Senate Room B, First Floor, Richmond, Virginia.  (Interpreter for the deaf provided upon request)


A regular meeting. The annual report will be reviewed.

**Contact:** Peggy R. Robertson, Executive Assistant, Commonwealth Competition Council, P.O. Box 1475, Richmond, VA 23218-1475, telephone (804) 786-0240, FAX (804) 786-1594, e-mail [probertson@ccc.state.va.us](mailto:probertson@ccc.state.va.us), homepage <http://www.vipnet.org/ccc/home.htm>.


## DEPARTMENT OF CONSERVATION AND RECREATION

**November 9, 1999 - 7 p.m.** -- Open Meeting  
**November 23, 1999 - 7 p.m.** -- Open Meeting  
Hungry Mother State Park, 2854 Park Boulevard, Hemlock Haven Conference Center, Dogwood Room, Marion, Virginia.  (Interpreter for the deaf provided upon request)


A meeting to obtain input on the present and future development of the Hungry Mother State Park. Persons requiring interpreter services should contact the department 10 days prior to the meeting.

**Contact:** Robert S. Munson, Environmental Program Manager, Department of Conservation and Recreation, 203 Governor St., Suite 326, Richmond, VA 23219, telephone (804) 786-6140, FAX (804) 371-7899 or (804) 786-2121/TTY 


## Goose Creek Scenic River Advisory Board

**November 15, 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 


## BOARD FOR CONTRACTORS

**November 17, 1999 - 10 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation, 3600 West Broad Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)


A regular meeting of the Tradesman Committee to consider items of interest relating to tradesmen/natural gas fitter providers and other appropriate matters.

**Contact:** George O. Bridewell, Regulatory Boards Administrator, Board for Contractors, 3600 West Broad St., 4th Floor, Richmond, VA 23230, telephone (804) 367-2607, FAX (804) 367-2474, e-mail [bridewell@dpor.state.va.us](mailto:bridewell@dpor.state.va.us), homepage <http://www.state.va.us/dpor>.

## BOARD FOR COSMETOLOGY

**December 6, 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)


An open meeting to discuss regulatory review and other matters requiring board action, including disciplinary cases. All meetings are subject to cancellation. Time of meeting subject to change. Call the office the Friday before the meeting to determine any changes. A public comment period will be held at the beginning of the meeting. Persons desiring to attend the meeting and requiring special accommodations or interpretive services should contact the department at (804)367-8590/TTY or (804)367-9753 at least ten days prior to the meeting so that suitable arrangements can be made for an appropriate accommodation. The department fully complies with the Americans with Disabilities Act.

**Contact:** Nancy Taylor Feldman, Assistant Director, Department of Professional and Occupational Regulation, 3600 West Broad Street, 4th Floor, Richmond, VA 23230-4917, telephone (804) 367-8590, FAX (804) 367-2474, (804) 367-9753/TTY , e-mail [cosmo@dpor.state.va.us](mailto:cosmo@dpor.state.va.us), homepage <http://www.state.va.us/dpor>.

## BOARD OF DENTISTRY

**November 12, 1999 - 9 a.m.** -- Open Meeting  
**November 19, 1999 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, Richmond, Virginia.


The Special Conference Committee will convene to hear disciplinary cases. 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 

**November 19, 1999 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, Richmond, Virginia.


A meeting to adopt final regulations to replace emergency regulations which were promulgated to comply with statutory provisions authorizing the board to issue volunteer restricted licenses in dentistry and dental hygiene. 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 

**November 19, 1999 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, Richmond, Virginia.

A panel of the board will conduct a formal administrative hearing. 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 

## DEPARTMENT OF ENVIRONMENTAL QUALITY

**November 15, 1999 - 7 p.m.** -- Public Hearing  
Henry County Administration Building, 3300 Kings Mountain Road, Henry County, Virginia. 


A public hearing to receive comments on a Prevention of Significant Deterioration (PSD) application from Stanley Furniture Company, Inc., to construct and operate a new wood furniture manufacturing facility at 1400 Hollie Drive in Martinsville.

**Contact:** Kimberly McQuire, Department of Environmental Quality, Lynchburg Satellite Office, 7705 Timberlake Road, Lynchburg, VA, telephone (804) 582-5120, e-mail [komcquire@deq.state.va.us](mailto:komcquire@deq.state.va.us), homepage <http://www.deq.state.va.us>.

**November 15, 1999 - 7 p.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, House Room C, Richmond, Virginia. 

A public meeting convened jointly by the department and the National Oceanic and Atmospheric Administration to receive comments on the Virginia Coastal Resources Management Program.

**Contact:** Laury B. McKay, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4323, toll-free (800) 698-4021, homepage <http://www.deq.state.va.us>.

**November 17, 1999 - 7 p.m.** -- Public Hearing  
Leesburg Town Council Chambers, 25 West Market Street, Leesburg, Virginia. 

A public hearing regarding 9 VAC 5-80-10 et seq., Permits for Stationary Sources, to consider an air permit application from the Town of Leesburg, Water Pollution Control Facility to modify and operate a wastewater treatment plant by installing a sludge dryer. The hearing is necessary because sludge dryers are subject to 40 CFR Part 61, Subpart E, National Emission Standards for Hazardous Air Pollutants (NESHAP) for mercury. Department of Environmental Quality will present a brief informational presentation and question period which addresses the proposed project and the department's rationale for its preliminary determination.

---

# Calendar of Events

---

**Contact:** Sharon K. Sweet, Environmental Engineer, Department of Environmental Quality, Northern Virginia Regional Office, 13901 Crown Ct., Woodbridge, VA 22193, telephone (703) 583-3827 or FAX (703) 583-3841.

## VIRGINIA FIRE SERVICES BOARD

**December 2, 1999 - 8:30 a.m.** -- Open Meeting  
Holiday Inn Hotel and Suites Conference Center, 3005 Linden Drive, Bristol, 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.

**December 3, 1999 - 9 a.m.** -- Open Meeting  
Holiday Inn Hotel and Suites Conference Center, 3005 Linden Drive, Bristol, 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

**November 16, 1999 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6606 W. Broad Street, 5th Floor, Room 1, Richmond, Virginia. ☎

A meeting to adopt final crematory regulations. There will be a 15-minute public comment period at the beginning of the meeting.

**Contact:** Cheri Emma-Leigh, Administrative Staff Assistant, Department of Health Professions, 6606 W. Broad Street, 4th Floor, Richmond, VA 23230, telephone (804) 662-9907, FAX (804) 662-9523, e-mail CEmma-Leigh@dhp.state.va.us.

**November 16, 1999 - 10 a.m.** -- Open Meeting  
Department of Health Professions, 6606 W. Broad Street, 5th Floor, Conference Room 1, Richmond, Virginia. ☎

The Legislative Committee will discuss future legislative proposals. There will be a 15-minute public comment period prior to the meeting.

**Contact:** Cheri Emma-Leigh, Administrative Staff Assistant, Department of Health Professions, 6606 W. Broad Street, 4th Floor, Richmond, VA 23230, telephone (804) 662-9907, FAX (804) 662-9523, e-mail CEmma-Leigh@dhp.state.va.us.

**November 30, 1999 - 9 a.m.** -- Open Meeting  
Wyndham Hotel, 2801 Hershberger Rd. NW, Roanoke, Virginia. ☎

The Task Force on Resident Trainee Program for the Virginia Board of Funeral Directors and Embalmers will meet to discuss educational requirements. There will be a 15 minute public comment period at the beginning of the meeting.

**Contact:** Cheri Emma-Leigh, Administrative Staff Assistant, 6606 W. Broad Street, 4th Floor, Richmond, VA 23230, telephone (804) 662-9907, FAX (804) 662-9523, e-mail CEmma-Leigh@dhp.state.va.us.

**December 7, 1999 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6606 W. Broad Street, 5th Floor, Room 1, Richmond, Virginia. ☎

A general business meeting. There will be a 15-minute public comment period at the beginning of the meeting.

**Contact:** Cheri Emma-Leigh, Administrative Staff Assistant, Department of Health Professions, 6606 W. Broad Street, 4th Floor, Richmond, VA 23230, telephone (804) 662-9907, FAX (804) 662-9523, e-mail CEmma-Leigh@dhp.state.va.us.

## STATE BOARD OF HEALTH

**November 26, 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 amend regulations entitled: **12 VAC 5-80-10 et seq. Regulations for the Administration of the Virginia Hearing Impairment Identification and Monitoring System.** The purpose of the proposed regulations is to reflect current statutory law by providing consistent guidance for the implementation and administration of a system designed to ensure that infants with hearing loss are identified and receive appropriate intervention at the earliest possible age after birth. The amendments will (i) establish standards by which hospitals with neonatal intensive care services and hospitals with newborn nurseries shall perform hearing screening on all newborns prior to discharge after birth and provide information to parents and primary medical care providers; (ii) establish procedures for reporting by hospitals and by persons providing audiological services; (iii) establish appropriate mechanisms for follow-up; and (iv) establish responsibilities of the Virginia Department of Health for monitoring and evaluation.

Statutory Authority: §§ 32.1-12 and 32.1-64 of the Code of Virginia.

**Contact:** Pat T. Dewey, Speech and Hearing Services Administrator, Division of Child and Adolescent Health, Department of Health, P.O. Box 2448, Richmond, VA 23218-2448, telephone (804) 786-1964, FAX (804) 786-0917 or toll-free 1-800-828-1120/TTY ☎

\*\*\*\*\*


**December 10, 1999** - Public comments may be submitted through 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 5-165-10 et seq. Regulations for the Repacking of Crab Meat.** These regulations establish criteria by which the Virginia crab industry can safely repack both domestic and foreign crab meat. Repacking involves the removal of crab meat picked and packed at another location and placing it in another container bearing the name of the packer.


Statutory Authority: §§ 28.2-801 and 28.2-803 of the Code of Virginia.

**Contact:** Keith Skiles, Program Manager, Department of Health, 1500 E. Main St., Room 109, Richmond, VA 23219, telephone (804) 786-7937 or FAX (804) 786-5567.


## DEPARTMENT OF HEALTH PROFESSIONS

**December 10, 1999 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 4, Richmond, Virginia.   
(Interpreter for the deaf provided upon request)


The Health Practitioners' Intervention Program Committee will meet with its contractor and representatives to review reports, policies and procedures for the Health Practitioners' Intervention Program. The committee will meet in open session for general discussion of the program. The committee may meet in executive sessions for the purpose of consideration of specific requests from applicants to or participants in the program.

**Contact:** John W. Hasty, Director, Department of Health Professions, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9424, FAX (804) 662-9114 or (804) 662-7197/TTY 


## VIRGINIA HIV COMMUNITY PLANNING COMMITTEE

**December 10, 1999 - 8:30 a.m.** -- Open Meeting  
Holiday Inn Select, 1021 Koger Center Boulevard, Richmond, Virginia. 

A regular meeting focusing on HIV prevention planning.

**Contact:** Elaine G. Martin, Coordinator, Coordinator AIDS Education, Information and Training, Department of Health, P.O. Box 2448, Room 112, Richmond, VA 23218, telephone (804) 786-0877 or toll-free 1-800-533-4148/TTY 

## HOPEWELL INDUSTRIAL SAFETY COUNCIL

**December 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.

## VIRGINIA HOUSING DEVELOPMENT AUTHORITY

**November 16, 1999 - 11 a.m.** -- Open Meeting  
Virginia Housing Development Authority, 601 South Belvidere Street, Richmond, Virginia. 

A regular meeting of the Board of Commissioners to (i) review and, if appropriate, approve the minutes from the prior monthly meeting; (ii) consider for approval and ratification mortgage loan commitments under its various programs; (iii) review the authority's operations for the prior month; and (iv) consider such other matters and take such other actions as they may deem appropriate. Various committees of the board may also meet before or after the regular meeting and consider matters within their purview. The planned agenda of the meeting will be available at the offices of the authority one week prior to the date of the meeting.

**Contact:** J. Judson McKellar, Jr., General Counsel, Virginia Housing Development Authority, 601 South Belvidere Street, Richmond, VA 23060, telephone (804) 343-5540, FAX (804) 783-6701, toll-free (800) 968-7837, (804) 783-6705/TTY , homepage <http://www.vhda.com>.

## BOARD OF HOUSING AND COMMUNITY DEVELOPMENT

**December 13, 1999 - 9 a.m.** -- Public Hearing  
General Assembly Building, 9th and Broad Streets, House Room C, Richmond, Virginia.

**January 10, 2000** - 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 Housing and Community Development intends to amend regulations entitled: **13 VAC 5-111-10 et seq. Enterprise Zone Program Regulation.** The amendments address changes made during the 1999 General Assembly session to the Virginia Enterprise Zone Act. These changes relate to the increase in total state enterprise zones from 50 to 55 with special conditions for the five newly designated zones. In addition, interpretive changes have been made for guidance.

Statutory Authority: § 59.1-278 of the Code of Virginia.

---

# Calendar of Events

---

**Contact:** M. Shea Hollifield, Deputy Director, Department of Housing and Community Development, 501 N. 2nd St., Richmond, VA 23219, telephone (804) 371-7030, FAX (804) 371-7093 or (804) 371-7089/TTY ☎

## COUNCIL ON HUMAN RIGHTS

**November 17, 1999 - 7 p.m.** -- Open Meeting  
City of Roanoke Council's Chambers, Municipal Building, 215 Church Avenue, Roanoke, Virginia. ♿

A public forum whereby individuals and persons representing organizations are invited to make statements addressing human rights issues and concerns that may impact their neighborhoods and communities.

**Contact:** Sandra D. Norman, Administration/Operations Manager, Council on Human Rights, 1100 Bank Street, Washington Building, 12th Floor, Richmond, VA, telephone (804) 225-2292, FAX (804) 225-2292, toll-free (800) 633-5510, e-mail [snorman@chr.state.va.us](mailto:snorman@chr.state.va.us), homepage <http://www.state.va.us>.

**November 18, 1999 - 8:30 a.m.** -- Open Meeting  
Roanoke City Council's Chamber, Municipal Building, 215 Church Avenue, 4th Floor, Roanoke, Virginia. ♿

A regularly scheduled board meeting.

**Contact:** Sandra D. Norman, Administration/Operations Manager, Council on Human Rights, 1100 Bank Street, Washington Building, 12th Floor, Richmond, VA 23219, telephone (804) 225-2292, FAX (804) 225-2292, toll-free (800) 633-5510, e-mail [snorman@chr.state.va.us](mailto:snorman@chr.state.va.us), homepage <http://www.chr.state.va.us>.

## STATE BOARD OF JUVENILE JUSTICE

**November 10, 1999 - 9 a.m.** -- Open Meeting  
Department of Juvenile Justice, 700 E. Franklin Street, 4th floor, Richmond, Virginia. ♿

Committees of the board will meet at 9 a.m. to receive certification audit reports. The full board will meet at 10 a.m. to take certification actions, consider regulatory changes, and address such other matters as may come before the board.

**Contact:** Donald R. Carignan, Policy Coordinator, Department of Juvenile Justice, 700 E. Franklin St., P.O. Box 1110, Richmond, VA 23218-1110, telephone (804) 371-0743, FAX (804) 371-0773.

## DEPARTMENT OF LABOR AND INDUSTRY

### Virginia Apprenticeship Council

**November 18, 1999 - 9:30 a.m.** -- Open Meeting  
Department of Labor and Industry, Powers-Taylor Building, 13 South Thirteenth Street, Richmond VA 23219 ♿ (Interpreter for the deaf provided upon request)

A subcommittee meeting of the council. Agenda to be announced.

**Contact:** Beverly Donati, Assistant Program Director, Department of Labor and Industry, Powers-Taylor Building, 13 South Thirteenth Street, Richmond, VA 23219, telephone (804) 786-2382, FAX (804) 786-8418, (804) 786-2376/TTY ☎, e-mail [bgd@doli.state.va.us](mailto:bgd@doli.state.va.us), homepage <http://www.dli.state.va.us>.

**December 9, 1999 - 10 a.m.** -- Open Meeting  
Confederate Hills Recreation Building, 302 Lee Avenue, Highland Springs, Virginia. ♿ (Interpreter for the deaf provided upon request)

Agenda to be announced.

**Contact:** Beverly Donati, Assistant Program Director, Department of Labor and Industry, 13 S. 13th St., Richmond, VA 23219, telephone (804) 786-2382, FAX (804) 786-8418, (804) 786-2376/TTY ☎, e-mail [bgd@doli.state.va.us](mailto:bgd@doli.state.va.us), homepage <http://www.dli.state.va.us>.

### Safety and Health Codes Board

**November 15, 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 meeting to discuss (i) 16 VAC 25-120-1917.1, Powered Industrial Trucks: Scope and Applicability, (Marine Terminals Standard, Public Sector Only) -- Stay of Compliance Dates; and (ii) 16 VAC 25-130-1918.1, Powered Industrial Trucks: Scope and Application, (Longshoring) -- Stay of Compliance Dates.

**Contact:** Regina Cobb, Agency Management Analyst Senior, Department of Labor and Industry, Powers-Taylor Building, 13 S. Thirteenth Street, Richmond, VA 23219, telephone (804) 786-0610, FAX (804) 786-8418, (804) 786-2376/TTY ☎, e-mail [rpc@doli.state.va.us](mailto:rpc@doli.state.va.us), homepage <http://dli.state.va.us>.

## VIRGINIA LAND CONSERVATION FOUNDATION

**December 1, 1999 - 10 a.m.** -- Open Meeting  
The Library of Virginia, 800 East Broad Street, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A regular business meeting. Public comment will be allowed following the conclusion of regular business.

**Contact:** Mary Vaughan Gibson, Confidential Policy Analyst, Department of Conservation and Recreation, 203 Governor

St., Suite 302, Richmond, VA 23219, telephone (804) 786-2871, FAX (804) 786-6141 or (804) 786-2121/TTY ☎

## STATE LIBRARY BOARD

**November 15, 1999 - 8:15 a.m.** -- Open Meeting

**January 21, 2000 - 8:15 a.m.** -- Open Meeting

The Library of Virginia, 800 East Broad Street, Richmond, Virginia 23219-8000 ♿

A meeting to discuss matters pertaining to The Library of Virginia and The Library Board.

The following committees will meet at 8:15 a.m.

Public Library Development Committee (Orientation Room)

Publications and Educational Services Committee (Conference Room B)

Records Management Committee (Conference Room C)

The following committees will meet at 9:30 a.m.

Archival and Information Services Committee (Orientation Room)

Collection Management Services Committee (Conference Room B)

Legislative and Finance Committee (Conference Room C).

The full board will meet in the conference room on 2M at 10:30 a.m. Public comment will be received at approximately 11 a.m.

**Contact:** Jean H. Taylor, Executive Secretary Senior, The Library of Virginia, 800 East Broad Street, Richmond, Virginia 23219-8000, telephone (804) 692-3535, FAX (804) 692-3594, (804) 692-3976/TTY ☎, e-mail [jtaylor@vsla.edu](mailto:jtaylor@vsla.edu), homepage <http://www.lva.lib.va.us>.

## COMMISSION ON LOCAL GOVERNMENT

**November 15, 1999 - 10 a.m.** -- Open Meeting

Pocahontas Building, 900 E. Main Street, Suite 103, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A regular meeting of the commission.

**Contact:** Barbara W. Bingham, Administrative Assistant, Pocahontas Building, 900 E. Main Street, Suite 103, Richmond, VA 23219-3513, telephone (804) 786-6508, FAX (804) 371-7999, (800) 828-1120/TTY ☎, e-mail [bbingham@clg.state.va.us](mailto:bbingham@clg.state.va.us), homepage <http://www.state.va.us/clg>.

## MARINE RESOURCES COMMISSION

**November 16, 1999 - 9:30 a.m.** -- Open Meeting

**December 21, 1999 - 9:30 a.m.** -- Open Meeting

Marine Resources Commission, 2600 Washington Avenue, 4th Floor, Room 403, Newport News, Virginia. ♿ (Interpreter for the deaf provided upon request)

The commission will hear and decide the following marine environmental matters: 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

**November 9, 1999 - 10 a.m.** -- Open Meeting

Department of Medical Assistance Services, 600 East Broad Street, Richmond Virginia ♿

Regular meeting of the board.

**Contact:** Leah Hamaker, 600 East Broad Street, Richmond, Va., 23219, telephone (804) 786-4626, e-mail [lhamaker@dmas.state.va.us](mailto:lhamaker@dmas.state.va.us), homepage <http://www.cns.state.va.us/dmas>.

## BOARD OF MEDICINE

**November 19, 1999 - 8 a.m.** -- Public Hearing

Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 2, Richmond, Virginia.

**November 26, 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 85-31-10 et seq. Regulations Governing the Practice of Physical Therapy.** The purpose of the proposed amendments is to clarify the use of unlicensed persons in the practice of physical therapy, require proof of English proficiency for graduates of schools located outside the United States and Canada, require graduates of nonapproved schools to provide documentation of certification by the Foreign Credentialing Commission on Physical Therapy, establish the passing score for the examination, and to

---

## Calendar of Events

---

clarify certain requirements for practice and supervision of physical therapy assistants. In addition, the proposed amendments establish an inactive licensure status and those requirements for renewal or reinstatement of licensure which are necessary to protect the public health and safety in the delivery of physical therapy services.

Statutory Authority: § 54.1-2400 and Chapter 29 (§ 54.1-2900 et seq.) 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.

**November 19, 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)

The Executive Committee will meet in open and closed session to (i) review disciplinary files requiring administrative action, (ii) adopt amendments and approve for promulgation regulations as presented, (iii) interview applicants, and (iv) act on other issues that come before the board. The chairman will entertain public comments on agenda items for 15 minutes following adoption of the agenda.

**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 ☎

**November 19, 1999 - 10:30 a.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, 5th Floor, Richmond, Virginia. (Interpreter for the deaf provided upon request)

A meeting to inquire into allegations that certain practitioners may have violated laws and regulations governing the practice of medicine 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) 662-7693, FAX (804) 662-9943 or (804) 662-7197/TTY ☎

### Executive Committee

**November 19, 1999 - 8 a.m.** -- Open Meeting  
Department of Health Professions, 6606 W. Broad Street, 5th Floor, Richmond, Virginia. (Interpreter for the deaf provided upon request)

The Executive Committee will meet in open and closed session to review disciplinary files requiring administrative action, adopt amendments and approve for promulgation regulations as presented, interview applicants, and act on other issues that come before the board. The chairman will entertain public comment on agenda items for 15 minutes following adoption of the agenda.

**Contact:** Warren W. Koontz, MD, Executive Director, Department of Health Profession, 6606 W. Broad Street, 4th Floor, Richmond, VA 23230, telephone (804) 662-9960, FAX (804) 662-9517, (804) 662-7197/TTY ☎.

### Informal Conference Committee

**November 17, 1999 - 9 a.m.** -- Open Meeting  
**December 8, 1999 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, Richmond, 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 ☎

### STATE MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES BOARD

**November 18, 1999 - Time to be announced** -- Open Meeting  
**November 19, 1999 - Time to be announced** -- Open Meeting  
Department of Mental Health, Mental Retardation and Substance Abuse Services, Jefferson Building, Governor and Bank Streets, Richmond, Virginia. (Interpreter for the deaf provided upon request)

A regular business meeting. There will be a public comment period.

**Contact:** Marlene Butler, Executive Secretary, Department of Mental Health, Mental Retardation and Substance Abuse Services, P.O. Box 1797, Richmond, VA 23218-1797, telephone (804) 786-7945 or FAX (804) 371-2308.

### VIRGINIA MILITARY INSTITUTE

**December 4, 1999 - 8:30 a.m.** -- Open Meeting  
Virginia Military Institute, Turman Room, Preston Library, Lexington, Virginia. (Interpreter for the deaf provided upon request)

A regular meeting of the Board of Visitors to visit academic departments and receive committee reports. The Board of Visitors does not provide an opportunity for public comment at this meeting. Public comment is received at the first meeting of the academic year, normally in August.

**Contact:** Colonel Edwin L. Dooley, Jr., Secretary to the Board of Visitors, Virginia Military Institute, Superintendent's Office, Lexington, VA 24450, telephone (540) 464-7206 or FAX (540) 464-7660.



## MOTOR VEHICLE DEALER BOARD


**November 15, 1999 - 9 a.m.** -- Open Meeting  
Department of Motor Vehicles, 2300 W. Broad Street, Room 702, Richmond, Virginia 23219  (Interpreter for the deaf provided upon request)

Committee meetings of the board 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.

Persons desiring to participate in the meetings should contact the Motor Vehicle Dealer Board at (804) 367-1100 at least 10 days prior to the meeting so that suitable arrangements can be made.

**Contact:** Alice R. Weedon, Administrative Assistant, Motor Vehicle Dealer Board, 2201 W. Broad Street, Suite 104, Richmond, VA 23220, telephone (804) 367-1100, FAX (804) 367-1053, toll-free (877) 270-0203, e-mail [dboard@mvb.state.va.us](mailto:dboard@mvb.state.va.us), homepage <http://mvdv.vipnet.org>.

**November 16, 1999 - 8:30 a.m.** -- Open Meeting  
Department of Motor Vehicles, 2300 W. Broad Street, Room 702, Richmond, Virginia 23219  (Interpreter for the deaf provided upon request)


Committee meetings of the board as follows:

Finance Committee - 8:30 a.m. -- Room 702  
Franchise Law Committee - 9 a.m. -- Executive Conference Room  
Full Board - 9:30 a.m. -- Room 702

Persons desiring to participate in the meetings should contact the Motor Vehicle Dealer Board at (804) 367-1100 at least 10 days prior to the meetings so that suitable arrangements can be made.

**Contact:** Alice R. Weedon, Administrative Assistant, Motor Vehicle Dealer Board, 2201 W. Broad Street, Suite 104, Richmond, VA 23220, telephone (804) 367-1100, FAX (804) 367-1053, toll-free (877) 270-0203, e-mail [dboard@mvb.state.va.us](mailto:dboard@mvb.state.va.us), homepage <http://mvdv.vipnet.org>.

## BOARD OF NURSING


**November 15, 1999 - 8:30 a.m.** -- Open Meeting  
**November 17, 1999 - 8:30 a.m.** -- Open Meeting  
**November 18, 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 panel of the board will conduct informal conferences with licensees and certificate holders. Public comments 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 

**November 16, 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)

A meeting to conduct regular business. Public comment will be received at 11 a.m.

**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 

**December 1, 1999 - 8:30 a.m.** -- Open Meeting


**December 2, 1999 - 8:30 a.m.** -- Open Meeting

**December 7, 1999 - 8:30 a.m.** -- Open Meeting


**December 8, 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 comments 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

**December 15, 1999 - 10 a.m.** -- Open Meeting  
Department of Health Professions, 6606 W. Broad St, 5th Floor, Room 3, Richmond, Virginia 

The Special Conference Committee of the board will hold informal disciplinary hearings. No public comments will be heard.

**Contact:** Senita Booker, Administrative Staff Assistant, Department of Health Professions, 6606 W. Broad St., Richmond, VA 23230-1717, telephone (804) 662-9111, FAX (804) 662-9523, (804) 662-7197/TTY , e-mail [SBooker@dhp.state.va.us](mailto:SBooker@dhp.state.va.us), homepage <http://www.dhp.state.va.us>.

## BOARD FOR OPTICIANS

**November 12, 1999 - 9 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 subject to cancellation. Time of meeting subject to change. Persons desiring to attend the meeting and requiring special accommodations or interpretive services should contact the department at 804-367-8590 or TTY 804-367-9753 at least ten days prior to the meeting so that suitable

---

# Calendar of Events

---

arrangements can be made for an appropriate accommodation. The department fully complies with the American with Disabilities Act.

**Contact:** Nancy Taylor Feldman, Assistant Director, Department of Professional and Occupational Regulation, 3600 West Broad Street, 4th Floor, Richmond, VA 23230-4917, telephone (804) 367-8590, FAX (804) 367-2474, (804) 367-9753/TTY ☎, e-mail [opticians@dpor.state.va.us](mailto:opticians@dpor.state.va.us), homepage <http://www.state.va.us/dpor>.

## BOARD OF OPTOMETRY

**December 1, 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)

Informal conference hearings. This is a public meeting; however, public comment will not be received.

**Contact:** Carol Stamey, Administrative Assistant, 6606 West Broad Street, 4th Floor, Richmond, VA 23230, telephone (804) 662-9910, FAX (804) 662-7098, (804) 662-7197/TTY ☎, e-mail [cstamey@dhp.state.va.us](mailto:cstamey@dhp.state.va.us), homepage <http://dhp.state.va.us>.

## VIRGINIA OUTDOORS FOUNDATION

**November 9, 1999 - 10:30 a.m.** -- Open Meeting  
Wytheville Community College, Smyth Hall Continuing Education Conference Room, Wytheville, Virginia. ♿ (Interpreter for the deaf provided upon request)

A meeting of the Open-Space Lands Preservation Trust Fund Region IV Advisory Board to conduct the business of the board, review applications received for funding under the Open Space Lands Preservation Trust Fund, and make recommendations of funding. Public comment will be received after the conclusion of the regular business meeting.

**Contact:** Tamara Vance, Executive Director, Virginia Outdoors Foundation, 203 Governor St., Room 317, Richmond, VA 23219, telephone (804) 225-2147 or FAX (804) 371-4810.

**November 10, 1999 - 10 a.m.** -- Open Meeting  
Culpeper County Office Building, Advisory Committee Board Room

A meeting of the Open-Space Lands Preservation Trust Fund Region II Advisory Board to review Region II trust fund applications.

**Contact:** Sherry Buttrick, Director, Charlottesville Office, Virginia Outdoors Foundation, 1010 Harris Street, Charlottesville, VA 22901, telephone (804) 293-3423, FAX (804) 293-3859, e-mail [vofsherryb@aol.com](mailto:vofsherryb@aol.com).

**November 12, 1999 - 11 a.m.** -- Open Meeting  
Lynchburg Chamber of Commerce, Lynchburg, Virginia.

A meeting of the Open-Space Lands Preservation Trust Fund Region V Advisory Board to review Region V trust fund applications.

**Contact:** Sherry Buttrick, Director, Charlottesville Office, Virginia Outdoors Foundation, 1010 Harris Street, Charlottesville, VA 22901, telephone (804) 293-3423, FAX (804) 293-3859, e-mail [vofsherryb@aol.com](mailto:vofsherryb@aol.com).

**November 17, 1999 - 10:30 a.m.** -- Open Meeting  
Prudential Funkhouser and Associates, Harrisonburg, Virginia.

A meeting of the Open-Space Lands Preservation Trust Fund Region I Advisory Board to review of Region I trust fund applications.

**Contact:** Sherry Buttrick, Director, Charlottesville Office, 1010 Harris Street, Charlottesville, VA 22901, telephone (804) 293-3423, FAX (804) 293-3859, e-mail [vofsherryb@aol.com](mailto:vofsherryb@aol.com).

**December 8, 1999 - 10 a.m.** -- Open Meeting  
**December 9, 1999 - 10 a.m.** -- Open Meeting  
State Capitol, Capitol Square, House Room 2, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A regularly scheduled meeting of the Board of Trustees to discuss foundation business and accept conservation easements. Public input will be accepted after the regular business meeting.

**Contact:** Tamara Vance, Executive Director, Virginia Outdoors Foundation, 203 Governor St., Room 317, Richmond, VA 23219, telephone (804) 225-2147 or FAX (804) 371-4810.

## BOARD OF PHARMACY

**November 9, 1999 - 9 a.m.** -- Open Meeting  
**November 10, 1999 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Rooms 2 and 3, Richmond, Virginia. ♿

The Special Conference Committee will conduct 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.

**November 15, 1999 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 4, Richmond, Virginia. ♿

A meeting of the Regulation Committee. Public comment 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.

## BOARD FOR PROFESSIONAL AND OCCUPATIONAL REGULATION

**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 ☎

## Polygraph Examiners Advisory Board

**November 30, 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 held to discuss regulatory review and other matters requiring board action, including disciplinary cases. In addition, the polygraph examiner licensing examination will be administered to eligible polygraph examiner interns. A public comment period will be held at the beginning of the meeting. All meetings are subject to cancellation. The time of this meeting is subject to change. All persons desiring to attend the meeting and requiring special accommodations or interpretative services should contact the department at 804-367-8590 or TTY 804-367-9753 at least ten days prior to the meeting so that suitable arrangements can be made for an appropriate accommodation. The department fully complies with the Americans with Disabilities Act.

**Contact:** Nancy Taylor Feldman, Assistant Director, Department of Professional and Occupational Regulation, 3600 West Broad Street, 4th Floor, Richmond, VA 23230-4917, telephone (804) 367-8590, FAX (804) 367-2474, (804) 367-9753/TTY ☎, e-mail polygraph@dpor.state.va.us, homepage <http://www.state.va.us/dpor>.

## BOARD OF LICENSED PROFESSIONAL COUNSELORS, MARRIAGE AND FAMILY THERAPISTS AND SUBSTANCE ABUSE TREATMENT PROFESSIONALS

**November 18, 1999 - 1:30 p.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street,  
5th Floor, Conference Room 1, Richmond, Virginia. ☎

A meeting of the Regulatory Committee to review preliminary notices of intended regulatory action for "grandfathering" individuals without masters degrees into licensure as substance abuse treatment practitioners and to amend the education and experience requirements for

substance abuse counselor certifications. The committee will continue work on identifying areas of inconsistency among its regulations. Public comment will be received at the beginning of the meeting.

**Contact:** Janet Delorme, Deputy Executive Director, Department of Health Professions, 6606 W. Broad St., 4th Floor, Richmond, VA 23230, telephone (804) 662-9575, FAX (804) 662-9943 or (804) 662-7197/TTY ☎

**November 19, 1999 - 10 a.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street,  
5th Floor, Conference Room 3, Richmond, Virginia. ☎

A regular business meeting to adopt final amendments to the Regulations Governing the Practice of Marriage and Family Therapy and the Regulations Governing the Certification of Substance Abuse Counselors. The board will also adopt final new Regulations Governing the Practice of Licensed Substance Abuse Treatment Practitioners. The board will consider preliminary notices of intended regulatory action to request permission to begin the regulatory process to develop regulations for "grandfathering" individuals without masters degrees into licensure as substance abuse treatment practitioners and to amend the education and experience requirements for substance abuse counselor certification. Public comment will be received at the beginning of the meeting.

**Contact:** Janet Delorme, Deputy Executive Director, Department of Health Professions, 6606 W. Broad St., 4th Floor, Richmond, VA 23230, telephone (804) 662-9575, FAX (804) 662-9943 or (804) 662-7197/TTY ☎

\* \* \* \* \*

**November 18, 1999 - 1 p.m.** -- Public Hearing  
Department of Health Professions, 6606 West Broad Street,  
5th Floor, Conference Room 1, Richmond, Virginia.

**November 26, 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 Professional Counselors, Marriage and Family Therapists and Substance Abuse Treatment Professionals intends to amend regulations entitled: **18 VAC 115-20-10 et seq. Regulations Governing the Practice of Professional Counseling.** The purpose of the proposed action is to amend regulations pursuant to Executive Order 15 (94) to clarify and simplify regulations, include an endorsement provision for practitioners licensed in other jurisdictions, reduce the burden of the residency requirements, simplify the reinstatement procedure and update the education requirements.

Statutory Authority: §§ 54.1-103 and 54.1-2400 and Chapter 35 (§ 54.1-3500 et seq.) 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,

---

# Calendar of Events

---

telephone (804) 662-9575, FAX (804) 662-9943 or (804) 662-7197/TTY ☎

## BOARD OF PSYCHOLOGY

**November 16, 1999 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 4, Richmond, Virginia. ♿

Informal administrative hearings will be held pursuant to § 9-6.14:11 of the Code of Virginia. No public comment will be received.

**Contact:** Arnice Covington, Administrative Assistant, Department of Health Professions, 6606 W. Broad St., 4th Floor, Richmond, VA 23230, telephone (804) 662-9913 or FAX (804) 662-9943.

## VIRGINIA RACING COMMISSION

**November 29, 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 Virginia Racing Commission intends to amend regulations entitled: **11 VAC 10-60-10 et seq. Regulations Pertaining to Horse Racing with Pari-Mutuel Wagering: Participants.** The purpose of the proposed action is to establish the qualifications and responsibilities of participants in pari-mutuel horse racing in the Commonwealth.

Statutory Authority: § 59.1-360 of the Code of Virginia.

**Contact:** William H. Anderson, Policy Analyst, Virginia Racing Commission, 10700 Horsemen's Road, New Kent, VA 23124, telephone (804) 966-7404 or FAX (804) 966-7418.

## REAL ESTATE BOARD

**November 18, 1999 - 9 a.m.** -- Open Meeting  
**November 19, 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)

A meeting to conduct informal fact-finding conferences pursuant to § 9-6.14:11 of the Administrative Process Act. Persons desiring to participate in the meeting and requiring special accommodations or interpreter services should contact the board at least two weeks prior to the meeting. The department fully complies with the Americans with Disabilities Act.

**Contact:** Debbie A. Amaker, Legal Assistant, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8582, FAX (804) 367-2179, or (804) 367-9753/TTY ☎

## VIRGINIA RECYCLING MARKETS DEVELOPMENT COUNCIL

**November 10, 1999 - 10 a.m.** -- Open Meeting  
Colonial Williamsburg Woodlands Resort and Cascades Conference Center, 102 Visitor Center Drive, Williamsburg, Virginia. ♿ (Interpreter for the deaf provided upon request)

A quarterly meeting. The council will discuss the issue of standardization of recycling rate reporting in accordance with U.S. EPA guidelines. There will be a public comment session during the meeting and written comments may be also be submitted. Subcommittee meetings may be held prior to or after the meeting. Call Mike Murphy for details or e-mail [mpmurphy@deq.state.va.us](mailto:mpmurphy@deq.state.va.us).

**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, toll-free 1-800-592-5482, (804) 698-4021/TTY ☎ or email [mpmurphy@deq.state.va.us](mailto:mpmurphy@deq.state.va.us).

## BOARD OF REHABILITATIVE SERVICES

**December 9, 1999 - 9:30 a.m.** -- Open Meeting  
Department of Rehabilitative Services, 8004 Franklin Farms Drive, P.O. Box K-300, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A quarterly business meeting. Public comments will be received at 9:45 a.m.

**Contact:** Barbara G. Tyson, Administrative Staff Assistant, Department of Rehabilitative Services, 8004 Franklin Farms Dr., P.O. Box K-300, Richmond, VA 23288-0300, telephone (804) 662-7010, toll-free 1-800-552-5019 or (804) 662-7000/TTY ☎

## DEPARTMENT OF REHABILITATIVE SERVICES

**December 19, 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 Rehabilitative Services intends to adopt regulations entitled: **22 VAC 30-40-10 et seq. Protection of Participants in Human Research.** The purpose of the proposed regulation is to establish a human research review committee and requirements for obtaining participant voluntary informed consent in human research conducted or authorized by the department, Woodrow Wilson Rehabilitation Center, centers for independent living, and sheltered workshops.

Statutory Authority: §§ 51.5-5.1 and 51.5-14 of the Code of Virginia.

**Contact:** Elizabeth Smith, Policy and Planning Manager, Department of Rehabilitative Services, 8004 Franklin Farms Dr., P.O. Box K300, Richmond, VA 23288-0300, telephone

(804) 662-7071, FAX (804) 662-7696, toll-free 1-800-552-5019 or 1-800-464-9950/TTY ☎

## DEPARTMENT OF REHABILITATIVE SERVICES AND STATE REHABILITATION COUNCIL

**November 15, 1999 - 5:30 p.m.** -- Public Hearing  
Woodrow Wilson Rehabilitation Center, Fishersville,  
Virginia. ♿ (Interpreter for the deaf provided upon request)

A meeting to receive comments for the State Plan for Vocational Rehabilitation and Supported Employment.

**Contact:** Gloria O'Neal, Program Support Technician, Department of Rehabilitative Services, 8004 Franklin Farms Drive, Richmond, VA 23288-0300, telephone (804) 662-7611, FAX (804) 662-7696, toll-free 1-800-552-5019, or (804) 662-9040/TTY ☎

## VIRGINIA RESOURCES AUTHORITY

**November 9, 1999 - 9 a.m.** -- Open Meeting  
**December 14, 1999 - 9 a.m.** -- Open Meeting  
Virginia Resources Authority, 707 East Main Street, Suite 1350, Richmond, Virginia.

A meeting to approve minutes of the prior meeting, to review the authority's operations for the prior month, and to consider other matters and take other actions as the authority may deem appropriate. The planned agenda of the meeting will be available at the offices of the authority one week prior to the date of the meeting.

**Contact:** Robert W. Lauterberg, Executive Director, Virginia Resources Authority, 707 E. Main St., Suite 1350, Richmond, VA 23219, telephone (804) 644-3100 or FAX (804) 644-3109.

## DEPARTMENT FOR RIGHTS OF VIRGINIANS WITH DISABILITIES

**November 18, 1999 - 10 a.m.** -- Open Meeting  
Southwest Virginia Mental Health Institute, 340 Bagley Circle, Marion, Virginia. ♿ (Interpreter for the deaf provided upon request)

A meeting of the Protection and Advocacy for Individuals with Mental Illness (PAIMI) Council. Public comment is welcome and will be received at 10 a.m.

**Contact:** Susan Jones, Program Operations Coordinator, Department for Rights of Virginians with Disabilities, 202 N. 9th Street, 9th Floor, Richmond, VA 23219, telephone (804) 786-8151, FAX (804) 225-3221, toll-free (800) 552-3962, (804) 225-2042/TTY ☎, e-mail jonessm@drvd.state.va.us, homepage <http://www.cns.state.va.us/drvd>.

## VIRGINIA SMALL BUSINESS ADVISORY BOARD

**November 17, 1999 - 10 a.m.** -- Open Meeting  
Department of Business Assistance, 707 East Main Street, 2nd Floor Conference Room, Richmond, Virginia.

A meeting to advise, counsel and confer with the Virginia Small Business Development Center Network on matters pertaining to the operation of the center.

**Contact:** Vicki Humphreys, Associate State Director, Virginia Small Business Development Center, 707 E. Main St., Suite 300, Richmond, VA 23219, telephone (804) 371-6280 or FAX (804) 225-3384.

## STATE BOARD OF SOCIAL SERVICES

**December 7, 1999 - 2 p.m.** -- Open Meeting  
The Ramada Inn and Conference Center, 500 Merrimac Trail, Williamsburg, Virginia. ♿

A work session of the Welfare Reform Subcommittee to discuss client transportation concerns in the area.

**Contact:** Pat Rengnerth, State Board Liaison, State Board of Social Services, 730 E. Broad Street, Richmond, VA 23219, telephone (804) 692-1826, FAX (804) 692-1965, toll-free (800) 552-3431, (800) 552-7096/TTY ☎.

**December 8, 1999 - 9 a.m.** -- Open Meeting  
**December 9, 1999 - 9 a.m.** -- Open Meeting  
The Ramada Inn and Conference Center, 500 Merrimac Trail, Williamsburg, Virginia. ♿

A work session and formal business meeting of the full board.

**Contact:** Pat Rengnerth, State Board Liaison, State Board of Social Services, 730 E. Broad Street, Richmond, VA 23219, telephone (804) 692-1826, FAX (804) 692-1965, toll-free (800) 552-3431, (800) 552-7096/TTY ☎.

**December 9, 1999 - 2 p.m.** -- Open Meeting  
The Ramada Inn and Conference Center, 500 Merrimac Trail, Williamsburg, Virginia. ♿

A work session of the Child Support Enforcement Subcommittee.

**Contact:** Arlene Kasper, State Board Liaison, State Board of Social Services, 730 E. Broad Street, Richmond, VA 23219, telephone (804) 692-1826, FAX (804) 692-1965, toll-free (800) 552-3431, (800) 552-7096/TTY ☎.

**December 14, 1999 - 10 a.m.** -- Open Meeting  
St. Joseph's Villa, 800 Brook Road, Richmond, Virginia. ♿

A work session of the Child Protective Services Out-Of-Family Advisory Group to review procedures for handling Child Protective Services complaints and working relationship of school systems and the Department of Social Services.

**Contact:** Pat Rengnerth, State Board Liaison, State Board of Social Services, 730 E. Broad Street, Richmond, VA 23219, telephone (804) 692-1826, FAX (804) 692-1965, toll-free (800) 552-3431, (800) 552-7096/TTY ☎


---

# Calendar of Events

---

## DEPARTMENT OF SOCIAL SERVICES

### Virginia Commission on National and Community Service


**November 8, 1999 - 9 a.m.** -- Open Meeting  
VA Department of Social Services, 730 East Broad Street, Training Room 1, Richmond, Virginia. 

**December 6, 1999 - 9 a.m.** -- Open Meeting  
Tidewater area (TBA)

A regular business meeting with subcommittee sessions.

**Contact:** Kimberly Brown, Program Officer/Assistant to the Director, Department of Social Services, 730 East Broad Street, telephone (804) 692-1951, FAX (804) 692-1999, toll-free (800) 638-3839, e-mail [kbg2@email1.dss.state.va.us](mailto:kbg2@email1.dss.state.va.us), homepage <http://localagency.dss.state.va.us>.

## COUNCIL ON TECHNOLOGY SERVICES

**November 10, 1999 - 1 p.m.** -- Open Meeting  
110 South 7th Street, 3rd Floor Conference Room, Richmond, Virginia. 

A regular monthly meeting of the Council on Technology Services' Organizational Workgroup


**Contact:** Dan Ziomek, Policy and Planning Specialist, 110 South 7th St., Suite 135, Richmond, VA 23219, telephone (804) 371-2763, FAX (804) 371-2795, e-mail [dziomek@ntp.state.va.us](mailto:dziomek@ntp.state.va.us).

**November 17, 1999 - 1 p.m.** -- Open Meeting  
Department of Transportation, 1221 East Broad Street, Main Auditorium, Richmond, Virginia. 

A monthly organizational meeting.


**Contact:** Jamie Breeden, Admin. Staff Specialist, Council on Technology Services, 110 South 7th St., 3rd Floor, Richmond, VA 23219, telephone (804) 371-5506, FAX (804) 371-5273, e-mail [jvbreeden.dit@state.va.us](mailto:jvbreeden.dit@state.va.us), homepage <http://www.state.va.us/dit/dit.html>.

## COMMONWEALTH TRANSPORTATION BOARD

**November 17, 1999 - 2 p.m.** -- Open Meeting  
Department of Transportation, 1401 E. Broad Street, Richmond, 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.

**November 18, 1999 - 10 a.m.** -- Open Meeting  
Department of Transportation, 1401 E. Broad Street, Richmond, 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.

## VIRGINIA INFORMATION PROVIDERS NETWORK AUTHORITY


**December 9, 1999 - 1 p.m.** -- Open Meeting  
Department of Motor Vehicles, 2300 W. Broad St. Room 702, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

This is the regular bimonthly meeting of the authority, scheduled to accommodate the holiday season.


**Contact:** Fred Marcus, Agency Management Analyst, DMV, 2300 W. Broad St. Room 702, Richmond, VA 23269, telephone (804) 367-2850, FAX (804) 367-2536, e-mail [dmvfm@dmv.state.va.us](mailto:dmvfm@dmv.state.va.us), homepage <http://www.dmv.state.va.us>.

## DEPARTMENT FOR THE VISUALLY HANDICAPPED


### Statewide Rehabilitation Council for the Blind

**December 4, 1999 - 10 a.m.** -- Open Meeting  
Administrative Headquarters, 397 Azalea Avenue, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A quarterly meeting 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, VR Program Director, Department for the Visually Handicapped, 397 Azalea Avenue, telephone (804) 371-3111, FAX (804) 371-3351, toll-free (800) 622-2155, (804) 371-3140/TTY , e-mail [taylorjg@dvh.state.va.us](mailto:taylorjg@dvh.state.va.us), homepage <http://www.cns.state.va.us/dvh>.

## VIRGINIA VOLUNTARY FORMULARY BOARD

**November 12, 1999 - 10 a.m.** -- Public Hearing  
Washington Building, 101 N.14th St, 2nd Floor Board Room, Richmond, Virginia. 

A public hearing to consider the proposed adoption and issuance of revisions to the Virginia Voluntary Formulary. The proposed revisions to the formulary add drugs and drug products to the formulary that became effective July 27, 1998, and the most recent supplement to that revision. Copies of the proposed additions to the formulary are available for inspection at the Bureau of Pharmacy Services, Virginia Department of Health, Monroe Building, 101 N 14th St, Room S-45, Richmond VA 23219. Written comments sent to the above address and received prior to 5 p.m. on November 12, 1999, will be made a part of the hearing record and considered by the board.

**Contact:** James K. Thomson, Director, Bureau of Pharmacy Services, 101 N. 14th St., Room S-45, Richmond, VA 23219, telephone (804) 876-4326, FAX (804) 371-0236.

## STATE WATER CONTROL BOARD

**November 22, 1999 - 2 p.m.** -- Open Meeting  
Virginia War Memorial, 621 S. Belvidere St., Auditorium, Richmond, Virginia. ☎

A meeting of the Statewide Advisory Committee on the Development of Water Quality Management Plans. Topics to be discussed include the process for updating existing plans and the public participation process for development of total maximum daily loads (TMDLs).

**Contact:** Erlinda Patron, Environmental Engineer Consultant, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4047, FAX (804) 698-4136, (804) 698-4021/TTY ☎, e-mail [elpatron@deq.state.va.us](mailto:elpatron@deq.state.va.us), homepage <http://www.deq.state.va.us>.

## STATE WATER CONTROL BOARD

**November 29, 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 Water Control Board intends to amend regulations entitled: **9 VAC 25-260-5 et seq. Water Quality Standards.** Water Quality Standards consist of designated uses of the water body and narrative and numeric criteria that protect those uses by describing water quality in general terms and specifically as numerical limits for physical, chemical and biological characteristics of water.

The State Water Control Board proposes to amend the State's Water Board's Water Quality Standards at 9 VAC 25-260-350 and 9 VAC 25-260-400 to designate Stony Creek and its tributaries in Shenandoah County as a nutrient enriched water. If the water is designated nutrient enriched, a companion regulation, the Board's Policy for Nutrient Enriched Waters, 9 VAC 25-40-10 et seq., requires certain municipal and industrial dischargers with a design flow of 1.0 MGD or greater and effluents containing phosphorus to maintain a monthly average

total phosphorus concentration of 2 milligrams per liter (mg/l) or less. Rocco Farm Foods near Edinburg - based on a design flow of 1.3 MGD - would be the only point source discharger impacted by this regulatory requirement to install a phosphorus removal system to control total phosphorus.

**Question and Answer Period:** A question and answer period will be held one half hour prior to the beginning of the public hearing at the same location. Department of Environmental Quality staff will be present to answer questions regarding the proposed action.

**Accessibility to Person with Disabilities:** The hearing will be held at a public facility believed to be accessible to persons with disabilities. Any persons with questions on the accessibility of the facilities should contact Jean Gregory at the address or phone numbers in the contact information given below.

**Comments:** The agency requests comments on any aspect of the proposal and also on the costs and benefits of the proposal.

**Alternatives:** In compliance with the State Water Control Board's Public Participation Guidelines, 9 VAC 25-10-10 et seq., the department will consider all alternatives which are considered to be less burdensome and less intrusive for achieving the essential purpose of the proposed regulation and any other alternatives presented during the proposed rulemaking. Several alternatives have already been considered. One alternative was to leave the regulation unchanged. This may appear to be the least intrusive approach; however, such an alternative would not provide a control strategy for the potential water quality degradation in Stony Creek from an already documented excess of phosphorus.

There may be other less intrusive alternatives to consider. For example, other alternatives would be to designate only the mainstem or a portion of the mainstem of Stony Creek as a nutrient enriched water.

**Other Pertinent Information:** The department has conducted analyses on the proposed action related to basis, substance, issues, need, estimated impacts, applicable federal requirements and alternative approaches and schedule for reevaluation. These analyses as well as copies of the amendments may be viewed at the Department of Environmental Quality, Valley Regional Office, 4411 Early Road, Harrisonburg, VA 22801 or obtained from Jean Gregory.

**Statutory Authority:** § 62.1-44.15 (3a) of the Code of Virginia.

**Contact:** Jean Gregory, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4113, 1-800-592-5482 or (804) 698-4161 TTY/☎, or e-mail [jwgregory@deq.state.va.us](mailto:jwgregory@deq.state.va.us).

**December 7, 1999 - 9:30 a.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, House Room C, Richmond, Virginia. ☎

A quarterly meeting.


---

# Calendar of Events

---

**Contact:** Cindy M. Berndt, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4378, FAX (804) 698-4346, or (804) 698-4021/TTY, e-mail [cmberndt@deq.state.va.us](mailto:cmberndt@deq.state.va.us), homepage <http://www.deq.state.va.us>.


## THE COLLEGE OF WILLIAM AND MARY IN VIRGINIA

**November 18, 1999 - 1 p.m.** -- Open Meeting  
**November 19, 1999 - 8 a.m.** -- Open Meeting  
Blow Memorial Hall, Richmond Road, Williamsburg, Virginia.  (Interpreter for the deaf provided upon request)


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. An informational release will be available four days prior to the board meeting for those individuals and organizations who request it. Public comment will not be received.


**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 WORKFORCE COUNCIL


**November 18, 1999 - 9 a.m.** -- Open Meeting  
Lewis Ginter Botanical Gardens, 1800 Lakeside Avenue, Conference Center, Robins Room, Richmond, Virginia.  (Interpreter for the deaf provided upon request)


An orientation and training meeting of council.

**Contact:** Gail Robinson, Virginia Workforce Council Liaison, Virginia Employment Commission, P.O. Box 1358, Richmond, VA 23218-1358, telephone (804) 225-3070, FAX (804) 371-8697 or (804) 828-1120/TTY 


**November 18, 1999 - 11 a.m.** -- Open Meeting  
Lewis Ginter Botanical Gardens, 1800 Lakeside Avenue, Conference Center, Robins Room, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting of the Committee on WIA and Coordinated Planning to consider recommendations to the council on local workforce investment areas and criteria for establishment of local workforce investment boards under the Workforce Investment Act.

**Contact:** Gail Robinson, Virginia Workforce Council Liaison, Virginia Employment Commission, P.O. Box 1358, Richmond, VA 23218-1358, telephone (804) 225-3070, FAX (804) 371-8697 or (804) 828-1120/TTY 


**November 19, 1999 - 9 a.m.** -- Open Meeting  
Lewis Ginter Botanical Gardens, 1800 Lakeside Avenue, Conference Center, Robins Room, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting of the council to discuss the Virginia Workforce Strategy Report for the Governor, local area designations under the Workforce Investment Act (WIA), and criteria for the appointment of local workforce investment boards. There will be an opportunity for public comment at the end of the meeting. Public comments will be limited to two minutes per person and a written copy of comments must be provided.

**Contact:** Gail Robinson, Virginia Workforce Council Liaison, Virginia Employment Commission, P.O. Box 1358, Richmond, VA 23218-1358, telephone (804) 225-3070, FAX (804) 371-8697 or (804) 828-1120/TTY 

## INDEPENDENT

### STATE LOTTERY BOARD

**November 17, 1999 - 9:30 a.m.** -- Open Meeting  
State Lottery Department, 900 East Main Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting of the board. Public comment will be received at the beginning of the meeting.


**Contact:** Barbara L. Robertson, Board, Legislative and Regulatory Coordinator, State Lottery Department, 900 E. Main St., Richmond, VA 23219, telephone (804) 692-7105 or FAX (804) 692-7775.

### VIRGINIA WORKERS' COMPENSATION COMMISSION

**December 14, 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 Virginia Workers' Compensation Commission intends to adopt regulations entitled: **16 VAC 30-11-10 et seq. Public Participation Guidelines**. The purpose of the proposed regulation is to define the Workers' Compensation Commission's process for soliciting input of interested parties in the formation and development of regulations.

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

**Contact:** Sam Lupica, Staff Attorney, Virginia Workers' Compensation Commission, 1000 DMV Dr., Richmond, VA 23220, telephone (804) 367-0438, FAX (804) 367-9740, toll-free 1-877-664-2566, or (804) 367-8600/TTY 



## LEGISLATIVE

### SPECIAL JOINT SUBCOMMITTEE STUDYING VIRGINIA'S MEDICAL CARE FACILITIES CERTIFICATE OF PUBLIC NEED PROGRAM AND LAW (SJR 496, 1999)

**November 15, 1999 - 1 p.m.** -- Open Meeting  
**December 8, 1999 - 2 p.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, Senate Room B, Richmond, Virginia. (Interpreter for the deaf provided upon request)

A regular meeting. Individuals requiring interpreter services or other special assistance should contact the committee operations office at least seven days prior to the meeting.

**Contact:** Brian B. Taylor, Senate Committee Operations, P.O. Box 396, Richmond, VA 23218, telephone (804) 698-7450 or (804) 698-7419/TTY

### COMMISSION ON THE CONDITION AND FUTURE OF VIRGINIA'S CITIES (HJR 432, 1998)

#### Subcommittee 3

**November 10, 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 meeting with staff from the Weldon Cooper Center for Public Service in preparation for the full commission meeting on November 17, 1999. Questions regarding the meeting should be directed 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 days prior to the meeting.

**Contact:** Barbara L. Regen, House Committee Operations, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1544 or (804) 786-2369/TTY

#### Subcommittee 2 and Subcommittee 4

**November 17, 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 meeting with staff from the Weldon Cooper Center for Public Service in preparation for the full commission meeting on November 17, 1999. Questions regarding the meeting should be directed 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 days prior to the meeting.

Subcommittee 2 will meet at 9 a.m. Subcommittee 4 will meet at 11 a.m.

**Contact:** Barbara L. Regen, House Committee Operations, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1544 or (804) 786-2369/TTY

**November 17, 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 full commission. Questions regarding the meeting should be directed to Jeff Sharp or Nikki Rovner, Division of Legislative Services, (804) 786-3591. Individuals requiring interpreter services or other special assistance should contact Barbara Regen at least 10 working days prior to the meeting.

**Contact:** Barbara L. Regen, House Committee Operations, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1544 or (804) 786-2369/TTY

### COMMISSION ON REFORM OF THE CLASSIFIED COMPENSATION PLAN

**November 30, 1999 - 2 p.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. Questions regarding the meeting should be directed to Bill Echelberger, Senate Committee Finance Staff, (804) 698-7480. Individuals requiring interpreter services or other accommodations should call or write Senate Committee Operations.

**Contact:** John McE. Garrett, Senate Committee Operations, P.O. Box 396, Richmond, VA 23218, telephone (804) 698-7450 or (804) 698-7419/TTY

### VIRGINIA CODE COMMISSION

NOTE: CHANGE IN MEETING TIMES

**November 9, 1999 - 9:30 a.m.** -- Open Meeting

**November 10, 1999 - 9:30 a.m.** -- Open Meeting

**December 15, 1999 - 9:30 a.m.** -- Open Meeting

**December 16, 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](mailto:jchaffin@leg.state.va.us).

---


# Calendar of Events

---

## SENATE COMMITTEE ON COMMERCE AND LABOR


**December 7, 1999 - 1:30 p.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, House Room D, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A joint meeting with the House Committee on Corporations, Insurance and Banking to brief members of the two committees on revised Article 9, Secured Transactions, of the Uniform Commercial Code, as proposed by the Uniform Law Commissioners. Questions should be directed to Jescey French, Staff Attorney, Division of Legislative Services, (804) 786-3591. Individuals requiring interpreter services or other accommodations should call or write Senate Committee Operations at least seven days prior to the meeting.


**Contact:** John McE. Garrett, Senate Committee Operations, P.O. Box 396, Richmond, VA 23218, telephone (804) 698-7450 or (804) 698-7419/TTY 


## CORPORATIONS, INSURANCE AND BANKING SUBCOMMITTEE

### Subcommittee #4 (HB1882, 1999) - Landlord and Tenant; Access to Telecommunications Services


**November 12, 1999 - 10 a.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 Frank Munyan, 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:** W. Travis Varner, Committee Operations, House of Delegates, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY 

**December 7, 1999 - 1:30 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 to brief members on revised Article 9, Secured Transactions, of the Uniform Commercial Code, as proposed by the Uniform Law Commissioners. A representative of the Uniform Law Commissioners will present the briefing and the Virginia Bar Association, which is currently reviewing the revision, will participate. Questions regarding the meeting should be addressed to Jescey French, 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 


## DISABILITY COMMISSION

**December 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 Etnner, 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, (804) 786-2369/TTY , homepage <http://cns.state.va.us/vbpd>.


## COMMISSION ON EDUCATIONAL INFRASTRUCTURE (HJR 670, 1999)

**December 9, 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 meeting. 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 V. Johnson, House Committee Operations, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY 

## LEGISLATIVE TRANSITION TASK FORCE OF THE VIRGINIA ELECTRICAL UTILITY RESTRUCTURING ACT (SB 1269, 1999)

**November 9, 1999 - 10 a.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, Senate Room B, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting. Individuals requiring interpreter services or other accommodations should call or write Thomas C. Gilman seven working days before the meeting.

**Contact:** Thomas C. Gilman, Senate Committee Operations, P.O. Box 396, Richmond, VA 23218, telephone (804) 698-7450 or (804) 698-7419/TTY 

## COMMISSION ON THE FUTURE OF VIRGINIA'S ENVIRONMENT

**December 17, 1999 - 10 a.m.** -- Open meeting  
General Assembly Building, 9th and Broad Streets, House Room C, Richmond, 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 ☎

### Parks and Land Conservation Subcommittee

**November 9, 1999 - Time to be announced** -- Open meeting

**November 10, 1999 - Time to be announced** -- Open Meeting

Location to be announced.

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 ☎

### Solid Waste Subcommittee

**December 15, 1999 - 10 a.m.** -- Open meeting  
General Assembly Building, 9th and Broad Streets, House Room D, Richmond, 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 ☎

## SPECIAL TASK FORCE STUDYING FAITH-BASED COMMUNITY SERVICE GROUPS WHO MAY PROVIDE ASSISTANCE TO MEET SOCIAL NEEDS (HJR 764, 1999)

**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 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 ☎

## SPECIAL BY-LETTER SUBCOMMITTEE OF THE COMMITTEE ON AGRICULTURE STUDYING FARMERS MARKETS (HJR 506, 1999)

**December 2, 1999 - 2 p.m.** -- Open Meeting  
State Capitol, Capitol Square, House Room 1, Richmond, Virginia.♿ (Interpreter for the deaf provided upon request)

A regular meeting. Questions regarding the meeting should be directed to 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 days prior to the meeting.

**Contact:** Barbara L. Regen, House Committee Operations, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1544 or (804) 786-2369/TTY ☎

## JOINT SUBCOMMITTEE STUDYING THE VIRGINIA FREEDOM OF INFORMATION ACT (HJR 501, 1999)

**November 12, 1999 - 10 a.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, House Room C, Richmond, Virginia.♿

A regular meeting. Questions regarding the meeting should be addressed to Maria J.K. Everett, Senior Attorney, 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. (The website for this study is <http://dls.state.va.us/hjr187.htm>.)

**Contact:** Anne R. Howard, House Committee Operations, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY ☎

---

# Calendar of Events

---

## JOINT COMMISSION ON HEALTH CARE

**November 16, 1999 - 10 a.m.** -- Open Meeting

**December 1, 1999 - 10 a.m.** -- Open Meeting

**December 7, 1999 - 10 a.m.** -- Open Meeting

**January 6, 2000 - 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

## COMMISSION ON ACCESS AND DIVERSITY IN HIGHER EDUCATION IN VIRGINIA (HJR 226/1998)

**November 22, 1999 - 2 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 contact Brenda Edwards, Division of Legislative Services, (804) 786-3591. Individuals requiring interpreter services or other special assistance should contact Dawn Smith at least 10 working days prior to the meeting.

**Contact:** Dawn B. Smith, Committee Operations, House of Delegates, State Capitol, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY

## JOINT SUBCOMMITTEE STUDYING THE FUTURE DELIVERY OF PUBLICLY FUNDED MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES (HJR 225, 1998)

**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.

**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

**November 15, 1999 - 2 p.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.

**Contact:** Anne R. Howard, House Committee Operations, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540, (804) 786-2369/TTY, or e-mail [ahoward@leg.state.va.us](mailto:ahoward@leg.state.va.us)

## JOINT SUBCOMMITTEE STUDYING EARLY INTERVENTION SERVICES FOR INFANTS AND TODDLERS WITH DISABILITIES (HJR 725, 1999)

**November 16, 1999 - 10 a.m.** -- Open Meeting

**December 10, 1999 - 2 p.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 address to Amy Marschean, Division of Legislative Services, (804) 786-3591. Individuals requiring interpreter services or special assistance should contact Dawn Smith at least 10 working days prior to the meeting.

**Contact:** Dawn B. Smith, Committee Operations, House of Delegates, State Capitol, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY

## SUBCOMMITTEE TO MONITOR THE ISSUES RELATED TO INFECTION WITH HUMAN IMMUNODEFICIENCY VIRUSES (HJR 269, 1999)

**November 9, 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 meeting. Questions regarding the meeting should be address to Norma Szakal, Division of Legislative Services, (804) 786-3591. Individuals requiring interpreter services or special assistance should contact Dawn Smith at least 10 working days prior to the meeting.


**Contact:** Barbara Regen, Committee Operations, House of Delegates, State Capitol, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY

## INTERSTATE-73 COMMUNICATIONS COMMITTEE


NOTE: CHANGE IN MEETING LOCATION

**November 11, 1999 - 10 a.m.** -- Open Meeting  
Franklin County Courthouse, Circuit Courtroom, 3rd Floor,  
Rocky Mount, Virginia.  (Interpreter for the deaf provided  
upon request)

A regular meeting. Questions regarding the meeting  
should be address to Alan Wambold, Division of  
Legislative Services, (804) 786-3591. Individuals  
requiring interpreter services or special assistance should  
contact Barbara Regen at least 10 working days prior to  
the meeting.

**Contact:** Barbara Regen, 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


**November 8, 1999 - 10 a.m.** -- Open Meeting  
General Assembly Building, 910 Capitol Street, Senate Room  
A, Richmond, Virginia. 

A meeting for staff briefings on the functional area of  
Health and Human Resources, the Department of Health,  
and on hearing officers.


**Contact:** Phillip A. Leone, Director, Joint Legislative Audit  
and Review Commission, General Assembly Building, 910  
Capitol St., Suite 1100, Richmond, VA 23219, telephone  
(804) 786-1258.

## COMMISSION ON COORDINATION OF SERVICES TO FACILITATE SELF-SUFFICIENCY AND SUPPORT OF PERSONS WITH PHYSICAL AND SENSORY DISABILITIES


NOTE: CHANGE IN MEETING DATE

**November 9, 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 


## JOINT SUBCOMMITTEE STUDYING REMEDIATION (HJR 572, 1999)

**November 10, 1999 - 10 a.m.** -- Open Meeting  
**November 29, 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 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. Persons making  
audiovisual presentations to the committee should call for  
specifications.

**Contact:** Dawn B. Smith, House Committee Operations,  
P.O. Box 406, Richmond, VA 23218, telephone (804) 698-  
1540 or (804) 786-2369/TTY 


## SUBCOMMITTEE STUDYING SCHOOL DROPOUT PREVENTION (HJR 241, 1999)

**November 30, 1999 - 2 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 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. Persons making  
audiovisual presentations to the committee should call for  
specifications.

**Contact:** Dawn B. Smith, House Committee Operations,  
P.O. Box 406, Richmond, VA 23218, telephone (804) 698-  
1540 or (804) 786-2369/TTY 

## JOINT COMMISSION ON TECHNOLOGY AND SCIENCE

**November 8, 1999 - 11 a.m.** -- Open Meeting  
State Capitol, House Room 1, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

Advisory Committee #2, chaired by Delegates Bennett  
and Purkey, is studying economic development. The  
proposed agenda will be posted about one week before  
the meeting at <http://legis.state.va.us/jcots/jcots.htm>  
under the "Meeting Information" button.

**Contact:** Diane E. Horvath, Director, Joint Commission on  
Technology and Science, 910 Capitol Street, 2nd Floor,  
General Assembly Building, Richmond, VA 23219, telephone  
(804) 786-3591, FAX (804) 371-0169, e-mail  
[DHorvath@leg.state.va.us](mailto:DHorvath@leg.state.va.us), homepage  
<http://legis.state.va.us/jcots/jcots.htm>.

---

# Calendar of Events

---

## CHRONOLOGICAL

### OPEN MEETINGS

#### November 8

Faith-Based Community Service Groups Who May Provide Assistance to Meet Social Needs, Special Task Force Studying  
Legislative Audit and Review Commission, Joint Physical and Sensory Disabilities, Commission on Coordination of Services to Facilitate Self-Sufficiency and Support of Persons with Social Services, Department of  
- Virginia Commission on National and Community Service  
Technology and Science, Joint Commission on  
- Advisory Committee #2

#### November 9

Asbestos and Lead, Virginia Board for Code Commission, Virginia  
Conservation and Recreation, Department of Electrical Utility Restructuring Act, Virginia  
- Legislative Transition Task Force  
Environment, Commission on the Future of Virginia's  
- Parks and Land Conservation Subcommittee  
Infection with Human Immunodeficiency Viruses, Subcommittee to Monitor the Issues Related to Medical Assistance Services, Board of Pharmacy, Board of  
- Special Conference Committee  
Outdoors Foundation, Virginia  
- Open Space Lands Preservation Fund Advisory Board - Region IV  
Persons with Physical and Sensory Disabilities, Commission on Coordination of Services to Facilitate Self-Sufficiency of  
Resources Authority, Virginia  
- Board of Directors

#### November 10

Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects, Board for  
- Professional Engineers Section  
Audiology and Speech-Language Pathology, Board of Cities, Commission on the Condition and Future of Virginia's  
Code Commission, Virginia  
Environment, Commission on the Future of Virginia's  
- Parks and Land Conservation Subcommittee  
Juvenile Justice, State Board of Pharmacy, Board of  
- Special Conference Committee  
Outdoors Foundation, Virginia  
- Open-Space Lands Preservation Trust Fund Region II Advisory Board  
Recycling Markets Development Council, Virginia  
Remediation, Joint Subcommittee Studying  
Technology Services, Council on

#### November 11

Interstate-73 Communications Committee

#### November 12

Certificate of Public Need Program and Law, Special Joint Subcommittee Studying Virginia's Medical Care Facilities  
Corporations, Insurance and Banking Subcommittee  
- Subcommittee #4  
Dentistry, Board of  
Freedom of Information Act, Joint Subcommittee Studying the  
Opticians, Board for  
Outdoors Foundation, Virginia  
- Open-Space Lands Preservation Trust Fund Region V Advisory Board

#### November 15

Agriculture and Consumer Services, Department of  
- Virginia Cattle Industry Board  
Alcoholic Beverage Control Board, Virginia  
Certificate of Public Need Program and Law, Special Joint Subcommittee Studying Virginia's Medical Care Facilities  
Conservation and Recreation, Department of  
- Goose Creek Scenic River Advisory Board  
Environmental Quality, Department of  
Labor and Industry, Department of  
- Safety and Health Codes Board  
State Library Board  
- Archival and Information Services Committee  
- Collection and Management Services Committee  
- Legislative and Finance Committee  
- Publications and Educational Services Committee  
- Public Library Development Committee  
- Records Management Committee  
Local Government, Commission on  
Mental Health, Mental Retardation and Substance Abuse Services, Joint Subcommittee Studying the Future Delivery of Publicly Funded  
- Medicaid Carve-Out Work Group  
Motor Vehicle Dealer Board  
Nursing, Board of  
Pharmacy, Board of  
- Regulatory Committee

#### November 16

Agriculture and Consumer Services, Department of  
- Virginia State Apple Board  
- Virginia Farmers Market Board  
Community Colleges, State Board for  
Funeral Directors and Embalmers, Board of  
- Legislative Committee  
Health Care, Joint Commission on  
Housing Development Authority, Virginia  
- Board of Commissioners  
Infants and Toddlers with Disabilities, Joint Subcommittee Studying Early Intervention Services for Marine Resources Commission  
Mental Health, Mental Retardation and Substance Abuse Services, Joint Subcommittee Studying the Future Delivery of Publicly Funded  
Motor Vehicle Dealer Board

Nursing, Board of  
Professional and Occupational Regulation, Board for  
Psychology, Board of

## November 17

Architects, Professional Engineers, Land Surveyors,  
Certified Interior Designers and Landscape Architects,  
Board for  
- Land Surveyors Section  
At-Risk Youths and Their Families, Comprehensive  
Services for  
- State Executive Council  
Cities, Commission on the Condition and Future of  
Virginia's  
- Subcommittee 2  
- Subcommittee 4  
Contractors, Board for  
- Tradesman Committee  
Community Colleges, State Board for  
Human Rights, Council on  
Lottery Board, State  
Medicine, Board of  
- Informal Conference Committee  
Nursing, Board of  
Outdoors Foundation, Virginia  
- Open-Space Lands Preservation Trust Fund Region I  
Advisory Board  
Small Business Advisory Board, Virginia  
Technology Services, Council on  
Transportation Board, Commonwealth

## November 18

Agriculture and Consumer Services, Department of  
- Virginia Aquaculture Advisory Board  
Assistive Technology Loan Fund Authority  
Human Rights, Workforce Council, Virginia  
Labor and Industry, Workforce Council, Virginia  
- Virginia Apprenticeship Council Subcommittee  
Mental Health, Mental Retardation and Substance Abuse  
Services Board, State  
Nursing, Board of  
Professional Counselors, Marriage and Family Therapists  
and Substance Abuse Treatment Professionals, Board  
of Licensed  
- Regulatory Committee  
Real Estate Board  
Rights of Virginians with Disabilities, Department for  
Transportation Board, Commonwealth  
William and Mary in Virginia, College of  
- Board of Visitors  
Workforce Council, Virginia

## November 19

Dentistry, Board of  
Medicine, Board of  
- Executive Committee  
Mental Health, Mental Retardation and Substance Abuse  
Services Board, State  
Professional Counselors, Marriage and Family Therapists  
and Substance Abuse Treatment Professionals, Board  
of Licensed  
Real Estate Board  
William and Mary in Virginia, College of

- Board of Visitors  
Workforce Council, Virginia

## November 22

Higher Education in Virginia, Commission on Access and  
Diversity in  
Water Control Board, State  
- Advisory Committee on the Development of Water  
Quality Management Plans

## November 23

Cemetery Board  
Compensation Board  
Conservation and Recreation, Department of

## November 29

Alcoholic Beverage Control Board, Virginia  
Remediation, Joint Subcommittee Studying

## November 30

Classified Compensation Plan, Commission on Reform of  
the  
Funeral Directors and Embalmers, Board of  
- Task Force on Resident Trainee Program  
Professional and Occupational Regulation, Board for  
- Polygraph Examiners Advisory Board  
School Dropout Prevention, Subcommittee Studying

## December 1

Architects, Professional Engineers, Land Surveyors,  
Certified Interior Designers and Landscape Architects,  
Board for  
- Landscape Architect Section  
Health Care, Joint Commission on  
Land Conservation Foundation, Virginia  
Nursing, Board of  
Optometry, Board for

## December 2

Farmers Markets, Special By-Letter Subcommittee of the  
Committee on Agriculture Studying  
Fire Services Board, Virginia  
- Fire/EMS Education and Training Committee  
- Fire Prevention and Control Committee  
- Legislation Committee  
Nursing, Board of

## December 3

Fire Services Board, Virginia

## December 4

Military Institute, Virginia  
Visually Handicapped, Department for the  
- Statewide Rehabilitation Council for the Blind

## December 6

Cosmetology, Board for  
Social Services, Department of  
- Virginia Commission on National and Community  
Service

## December 7

Branch Pilots, Board for  
Commerce and Labor, Senate Committee on  
Corporations, Insurance and Banking Committee  
Funeral Directors and Embalmers, Board of

---

# Calendar of Events

---

Health Care, Joint Commission on  
Hopewell Industrial Safety Council  
Nursing, Board of  
Social Services, State Board of  
- Welfare Reform Subcommittee  
Water Control Board, State

## December 8

Architects, Professional Engineers, Land Surveyors,  
Certified Interior Designers and Landscape Architects,  
Board for  
- Interior Designers Section  
Branch Pilots, Board for  
Certificate of Public Need Program and Law, Special  
Joint Subcommittee Studying Virginia's Medical Care  
Facilities  
Commonwealth Competition Council  
Disability Commission  
Medicine, Board of  
Nursing, Board of  
People with Disabilities, Virginia Board for  
- Disability Commission  
Outdoors Foundation, Virginia  
- Board of Trustees  
Rehabilitative Services, Board of  
Social Services, State Board of

## December 9

Aging, Commonwealth Council on  
Agriculture and Consumer Services, Board of  
Educational Infrastructure, Commission on  
Labor and Industry, Department of  
- Virginia Apprenticeship Council  
Outdoors Foundation, Virginia  
- Board of Trustees  
Rehabilitative Services, Board of  
Social Services, State Board of  
Virginia Information Providers Network Authority

## December 10

Health Professions, Department of  
- Health Practitioners' Intervention Program  
HIV Prevention Community Planning Committee  
Infants and Toddlers with Disabilities, Joint  
Subcommittee Studying Early Intervention Services for

## December 13

Alcoholic Beverage Control Board, Virginia

## December 14

Branch Pilots, State Board of  
Resources Authority, Virginia  
- Board of Directors  
Social Services, State Board of  
- Child Protective Services Out-Of-Family Advisory  
Group

## December 15

At-Risk Youths and Their Families, Comprehensive  
Services for  
- State Executive Council  
Code Commission, Virginia  
Environment, Commission on the Future of Virginia's  
- Solid Waste Subcommittee

Nursing Home Administrators, Board of  
- Special Conference Committee

## December 16

Code Commission, Virginia

## December 17

Architects, Professional Engineers, Land Surveyors,  
Certified Interior Designers and Landscape Architects,  
Board for  
Environment, Commission on the Future of Virginia's

## December 21

Marine Resources Commission

## January 6, 2000

Health Care, Joint Commission on

## January 19

Cemetery Board

## January 20

Assistive Technology Loan Fund Authority  
- Board of Directors  
Cemetery Board  
- Delivery Committee

## January 21

Library Board, State  
- Archival and Information Services Committee  
- Collection and Management Services Committee  
- Legislative and Finance Committee  
- Publications and Educational Services Committee  
- Public Library Development Committee  
- Records Management Committee

## PUBLIC HEARINGS

## November 12

Virginia Voluntary Formulary Board

## November 15

Environmental Quality, Department of  
Rehabilitative Services, Department of and State  
Rehabilitation Council

## November 17

Air Pollution Control Board, State  
Environmental Quality, Department of

## November 18

Professional Counselors, Marriage and Family Therapists  
and Substance Abuse Treatment Professionals, Board  
of Licensed

## November 19

Medicine, Board of

## November 23

Cemetery Board