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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printed below lists regulation sections, by Virginia Administrative Code (VAC) title, that have been amended, added or repealed in the *Virginia Register* since the regulations were originally published or last supplemented in VAC (the Spring 2000 VAC Supplement includes final regulations published through *Virginia Register* Volume 16, Issue 11, dated February 14, 2000). 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 5-600-10	Amended	16:20 VA.R. 2458	5/31/00
<b>Title 4. Conservation and Natural Resources</b>			
4 VAC 20-252-120	Amended	16:14 VA.R. 1860	3/1/00
4 VAC 20-270-40 emer	Amended	16:14 VA.R. 1885	3/1/00-3/30/00
4 VAC 20-270-40	Amended	16:16 VA.R. 2041	3/30/00
4 VAC 20-310-30	Amended	16:19 VA.R. 2378	5/15/00
4 VAC 20-310-35	Added	16:19 VA.R. 2378	5/15/00
4 VAC 20-310-40	Amended	16:19 VA.R. 2378	5/15/00
4 VAC 20-310-50	Amended	16:19 VA.R. 2379	5/15/00
4 VAC 20-430-55	Added	16:14 VA.R. 1860	3/1/00
4 VAC 20-430-70	Amended	16:14 VA.R. 1860	3/1/00
4 VAC 20-500-55	Added	16:14 VA.R. 1861	3/1/00
4 VAC 20-561-10 through 4 VAC 20-561-30 emer	Added	16:12 VA.R. 1710	2/2/00-2/22/00
4 VAC 20-620-10 emer	Amended	16:18 VA.R. 2292	4/26/00-5/25/00
4 VAC 20-620-20	Amended	16:20 VA.R. 2463	5/25/00
4 VAC 20-620-20 emer	Amended	16:18 VA.R. 2292	4/26/00-5/25/00
4 VAC 20-620-30	Amended	16:20 VA.R. 2463	5/25/00
4 VAC 20-620-30 emer	Amended	16:18 VA.R. 2292	4/26/00-5/25/00
4 VAC 20-620-40	Amended	16:20 VA.R. 2463	5/25/00
4 VAC 20-620-40 emer	Amended	16:18 VA.R. 2292	4/26/00-5/25/00
4 VAC 20-620-50	Amended	16:14 VA.R. 1861	3/1/00
4 VAC 20-620-50	Amended	16:20 VA.R. 2464	5/25/00
4 VAC 20-620-50 emer	Amended	16:18 VA.R. 2293	4/26/00-5/25/00
4 VAC 20-620-70	Amended	16:14 VA.R. 1861	3/1/00
4 VAC 20-620-70	Amended	16:20 VA.R. 2465	5/25/00
4 VAC 20-620-70 emer	Amended	16:18 VA.R. 2294	4/26/00-5/25/00
4 VAC 20-700-20	Amended	16:16 VA.R. 2041	4/1/00
4 VAC 20-700-20	Amended	16:23 VA.R. 2890	7/1/00
4 VAC 20-720-20	Amended	16:12 VA.R. 1671	2/4/00
4 VAC 20-720-40	Amended	16:12 VA.R. 1671	2/4/00
4 VAC 20-720-50	Amended	16:12 VA.R. 1672	2/4/00
4 VAC 20-720-60	Amended	16:12 VA.R. 1672	2/4/00
4 VAC 20-720-70	Amended	16:12 VA.R. 1673	2/4/00
4 VAC 20-720-80	Amended	16:12 VA.R. 1673	2/4/00
4 VAC 20-752-20	Amended	16:23 VA.R. 2890	7/1/00
4 VAC 20-752-30	Amended	16:23 VA.R. 2891	7/1/00
4 VAC 20-890-20	Amended	16:25 VA.R. 3227	10/1/00
4 VAC 20-890-25	Amended	16:12 VA.R. 1674	2/2/00
4 VAC 20-890-40	Amended	16:25 VA.R. 3227	10/1/00
4 VAC 20-900-10 emer	Amended	16:25 VA.R. 3330	7/28/00-8/24/00
4 VAC 20-900-25 emer	Amended	16:25 VA.R. 3330	7/28/00-8/24/00
4 VAC 20-910-45	Amended	16:14 VA.R. 1862	3/1/00
4 VAC 20-910-45	Amended	16:23 VA.R. 2891	7/1/00
4 VAC 20-950-45	Amended	16:14 VA.R. 1862	3/1/00

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

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
4 VAC 20-1040-10	Amended	16:20 VA.R. 2465	5/26/00
4 VAC 20-1040-20	Amended	16:20 VA.R. 2465	5/26/00
4 VAC 20-1040-30	Repealed	16:20 VA.R. 2465	5/26/00
4 VAC 25-30 (Forms)	Amended	16:23 VA.R. 2967	--
4 VAC 25-130-700.5	Amended	16:15 VA.R. 1956	5/10/00
4 VAC 25-130-795.1	Amended	16:15 VA.R. 1968	5/10/00
4 VAC 25-130-795.6	Amended	16:15 VA.R. 1968	5/10/00
4 VAC 25-130-795.7	Amended	16:15 VA.R. 1968	5/10/00
4 VAC 25-130-795.8	Amended	16:15 VA.R. 1969	5/10/00
4 VAC 25-130-795.9	Amended	16:15 VA.R. 1969	5/10/00
4 VAC 25-130-795.10	Amended	16:15 VA.R. 1969	5/10/00
4 VAC 25-130-795.11	Amended	16:15 VA.R. 1970	5/10/00
4 VAC 25-130-795.12	Amended	16:15 VA.R. 1970	5/10/00
<b>Title 6. Criminal Justice and Corrections</b>			
6 VAC 15-31-10	Amended	16:24 VA.R. 3082	9/17/00
6 VAC 15-31-50	Amended	16:24 VA.R. 3083	9/17/00
6 VAC 15-31-80	Amended	16:24 VA.R. 3083	9/17/00
6 VAC 15-31-120 through 6 VAC 15-31-140	Amended	16:24 VA.R. 3083-3086	9/17/00
6 VAC 15-31-160	Amended	16:24 VA.R. 3086	9/17/00
6 VAC 15-31-180 through 6 VAC 15-31-210	Amended	16:24 VA.R. 3086-3087	9/17/00
6 VAC 15-31-230 through 6 VAC 15-31-280	Amended	16:24 VA.R. 3087-3089	9/17/00
6 VAC 15-31-300 through 6 VAC 15-31-320	Amended	16:24 VA.R. 3089-3090	9/17/00
6 VAC 15-31-370	Amended	16:24 VA.R. 3090	9/17/00
6 VAC 15-31-410	Amended	16:24 VA.R. 3090	9/17/00
6 VAC 15-61-10	Amended	16:24 VA.R. 3090	9/17/00
6 VAC 15-61-40	Amended	16:24 VA.R. 3092	9/17/00
6 VAC 15-61-100	Amended	16:24 VA.R. 3092	9/17/00
6 VAC 15-61-120	Amended	16:24 VA.R. 3092	9/17/00
6 VAC 15-61-130	Amended	16:24 VA.R. 3092	9/17/00
6 VAC 15-61-150	Amended	16:24 VA.R. 3093	9/17/00
6 VAC 15-61-200 through 6 VAC 15-61-220	Amended	16:24 VA.R. 3093-3095	9/17/00
6 VAC 15-70-10	Amended	16:24 VA.R. 3096	9/17/00
6 VAC 15-70-30 through 6 VAC 15-70-160	Amended	16:24 VA.R. 3096-3102	9/17/00
6 VAC 20-171-420	Erratum	16:14 VA.R. 1911	--
<b>Title 8. Education</b>			
8 VAC 20-131-10 through 8 VAC 20-131-150	Amended	16:25 VA.R. 3228-3237	9/28/00
8 VAC 20-131-170	Amended	16:25 VA.R. 3237	9/28/00
8 VAC 20-131-180	Amended	16:25 VA.R. 3237	9/28/00
8 VAC 20-131-210	Amended	16:25 VA.R. 3238	9/28/00
8 VAC 20-131-220	Amended	16:25 VA.R. 3239	9/28/00
8 VAC 20-131-240	Amended	16:25 VA.R. 3239	9/28/00
8 VAC 20-131-250	Repealed	16:25 VA.R. 3240	9/28/00
8 VAC 20-131-260 through 8 VAC 20-131-320	Amended	16:25 VA.R. 3240-3249	9/28/00
8 VAC 20-131-325	Added	16:25 VA.R. 3249	9/28/00
8 VAC 20-131-340	Amended	16:25 VA.R. 3250	9/28/00
<b>Title 9. Environment</b>			
9 VAC 5-10-20*	Amended	16:17 VA.R. 2135	*
9 VAC 5-20-21	Amended	16:17 VA.R. 2161	7/1/00
9 VAC 5-20-180*	Amended	16:17 VA.R. 2142	*
9 VAC 5-20-202	Amended	16:17 VA.R. 2163	7/1/00
9 VAC 5-40-10*	Amended	16:17 VA.R. 2144	*
9 VAC 5-40-20*	Amended	16:17 VA.R. 2145	*
9 VAC 5-40-30*	Amended	16:17 VA.R. 2149	*

\* Effective date suspended.

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

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
9 VAC 5-40-40*	Amended	16:17 VA.R. 2150	*
9 VAC 5-40-50*	Amended	16:17 VA.R. 2151	*
9 VAC 5-40-5200	Amended	16:24 VA.R. 3102	10/1/00
9 VAC 5-40-6000 through 9 VAC 5-40-6230	Added	16:17 VA.R. 2164-2178	7/1/00
9 VAC 5-40-6180	Erratum	16:19 VA.R. 2399	--
9 VAC 5-50-10*	Amended	16:17 VA.R. 2152	*
9 VAC 5-50-20*	Amended	16:17 VA.R. 2152	*
9 VAC 5-50-30*	Amended	16:17 VA.R. 2155	*
9 VAC 5-50-40*	Amended	16:17 VA.R. 2156	*
9 VAC 5-50-50*	Amended	16:17 VA.R. 2157	*
9 VAC 5-50-400	Amended	16:14 VA.R. 1863	5/1/00
9 VAC 5-60-10*	Amended	16:17 VA.R. 2158	*
9 VAC 5-60-20*	Amended	16:17 VA.R. 2158	*
9 VAC 5-60-30*	Amended	16:17 VA.R. 2159	*
9 VAC 5-60-60	Amended	16:14 VA.R. 1864	5/1/00
9 VAC 5-60-90	Amended	16:14 VA.R. 1864	5/1/00
9 VAC 5-60-100	Amended	16:14 VA.R. 1864	5/1/00
9 VAC 25-31-10	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-30	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-40	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-100	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-120	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-125	Added	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-170	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-190	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-200	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-230	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-280	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-340	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-390	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-500	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-570	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-580	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-590	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-620	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-660	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-670	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-710	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-720	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-750	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-770	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-780	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-800	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-810	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-31-840	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-210-10	Amended	16:25 VA.R. 3252	9/27/00
9 VAC 25-210-50	Amended	16:25 VA.R. 3254	9/27/00
9 VAC 25-210-110	Amended	16:25 VA.R. 3254	9/27/00
9 VAC 25-210 (Forms)	Amended	16:12 VA.R. 1711-1714	--
9 VAC 25-220-60	Amended	16:15 VA.R. 1971	5/10/00
9 VAC 25-220-70	Amended	16:15 VA.R. 1971	5/10/00
9 VAC 25-260-350	Amended	16:17 VA.R. 2178	6/7/00
9 VAC 25-260-400	Amended	16:17 VA.R. 2179	6/7/00

\* Effective date suspended.

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

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
9 VAC 25-400-10	Amended	16:25 VA.R. 3255	9/27/00
<b>Title 11. Gaming</b>			
11 VAC 10-60-10	Amended	16:21 VA.R. 2623	8/4/00
11 VAC 10-60-15	Added	16:21 VA.R. 2627	8/4/00
11 VAC 10-60-20	Amended	16:21 VA.R. 2628	8/4/00
11 VAC 10-60-30	Repealed	16:21 VA.R. 2628	8/4/00
11 VAC 10-60-40	Amended	16:21 VA.R. 2629	8/4/00
11 VAC 10-60-60	Repealed	16:21 VA.R. 2631	8/4/00
11 VAC 10-60-70	Amended	16:21 VA.R. 2631	8/4/00
11 VAC 10-60-120	Amended	16:21 VA.R. 2633	8/4/00
11 VAC 10-60-130	Amended	16:21 VA.R. 2636	8/4/00
11 VAC 10-60-140	Amended	16:21 VA.R. 2637	8/4/00
11 VAC 10-60-150	Amended	16:21 VA.R. 2637	8/4/00
11 VAC 10-60-290	Added	16:21 VA.R. 2637	8/4/00
11 VAC 10-60-300	Added	16:21 VA.R. 2637	8/4/00
11 VAC 10-60-310	Added	16:21 VA.R. 2637	8/4/00
11 VAC 10-60-320	Added	16:21 VA.R. 2637	8/4/00
11 VAC 10-100-30	Amended	16:25 VA.R. 3261	8/8/00
11 VAC 10-100-110	Amended	16:25 VA.R. 3261	8/8/00
11 VAC 10-100-170	Amended	16:25 VA.R. 3262	8/8/00
11 VAC 10-100-210	Amended	16:25 VA.R. 3262	8/8/00
11 VAC 10-110-30	Amended	16:25 VA.R. 3262	8/8/00
11 VAC 10-110-90	Amended	16:25 VA.R. 3262	8/8/00
11 VAC 10-110-230	Added	16:25 VA.R. 3263	8/8/00
11 VAC 10-120-50	Amended	16:26 VA.R. 3507	8/14/00
11 VAC 10-120-80	Amended	16:26 VA.R. 3508	8/14/00
11 VAC 10-120-90	Amended	16:26 VA.R. 3508	8/14/00
11 VAC 10-150-10	Amended	16:26 VA.R. 3510	8/14/00
11 VAC 10-150-20	Amended	16:26 VA.R. 3510	8/14/00
11 VAC 10-150-30	Amended	16:26 VA.R. 3510	8/14/00
11 VAC 10-150-40	Amended	16:26 VA.R. 3510	8/14/00
11 VAC 10-150-80	Amended	16:26 VA.R. 3510	8/14/00
11 VAC 10-150-90	Amended	16:26 VA.R. 3511	8/14/00
11 VAC 10-150-120	Amended	16:26 VA.R. 3511	8/14/00
11 VAC 10-150-130	Amended	16:26 VA.R. 3511	8/14/00
11 VAC 10-150-170	Amended	16:26 VA.R. 3511	8/14/00
11 VAC 10-180-10 through 11 VAC 10-180-80	Amended	16:23 VA.R. 2892-2898	7/10/00
<b>Title 12. Health</b>			
12 VAC 5-80-10	Amended	16:16 VA.R. 2042	7/1/00
12 VAC 5-80-20	Amended	16:16 VA.R. 2043	7/1/00
12 VAC 5-80-30	Amended	16:16 VA.R. 2043	7/1/00
12 VAC 5-80-40	Amended	16:16 VA.R. 2043	7/1/00
12 VAC 5-80-50	Repealed	16:16 VA.R. 2043	7/1/00
12 VAC 5-80-80	Amended	16:16 VA.R. 2043	7/1/00
12 VAC 5-80-90	Amended	16:16 VA.R. 2045	7/1/00
12 VAC 5-80-95	Added	16:16 VA.R. 2045	7/1/00
12 VAC 5-80-100	Repealed	16:16 VA.R. 2046	7/1/00
12 VAC 5-80-110	Repealed	16:16 VA.R. 2046	7/1/00
12 VAC 5-80-120	Repealed	16:16 VA.R. 2046	7/1/00
12 VAC 5-165-10 through 12 VAC 5-165-310	Added	16:16 VA.R. 2048-2051	5/24/00
12 VAC 5-165-100	Erratum	16:19 VA.R. 2399	--
12 VAC 5-590-370	Amended	16:21 VA.R. 2647	8/3/00
12 VAC 5-590-545	Added	16:21 VA.R. 2662	8/3/00
12 VAC 5-590 Appendix O	Added	16:21 VA.R. 2667	8/3/00
12 VAC 5-610-10	Repealed	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-20	Amended	16:16 VA.R. 2051	7/1/00



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

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
12 VAC 5-610-30	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-40	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-50	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-70	Amended	16:16 VA.R. 2052	7/1/00
12 VAC 5-610-75	Added	16:16 VA.R. 2053	7/1/00
12 VAC 5-610-80	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-90	Repealed	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-100	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-110	Repealed	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-120	Amended	16:16 VA.R. 2053	7/1/00
12 VAC 5-610-130	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-140	Repealed	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-150	Repealed	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-170	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-180	Repealed	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-190	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-200	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-230	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-250	Amended	16:16 VA.R. 2055	7/1/00
12 VAC 5-610-255	Added	16:16 VA.R. 2057	7/1/00
12 VAC 5-610-260	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-270	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-280	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-290	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-300	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-330	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-340	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-360	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-370	Repealed	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-380	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-390	Amended	16:16 VA.R. 2058	7/1/00
12 VAC 5-610-420	Amended	16:16 VA.R. 2058	7/1/00
12 VAC 5-610-430	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-440	Amended	16:16 VA.R. 2058	7/1/00
12 VAC 5-610-441 through 12 VAC 5-610-448	Added	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-450	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-470	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-480	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-490	Amended	16:16 VA.R. 2061	7/1/00
12 VAC 5-610-500	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-510 through 12 VAC 5-610-550	Repealed	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-560	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-570	Repealed	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-580	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-591	Added	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-592	Added	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-593	Added	16:16 VA.R. 2063	7/1/00
12 VAC 5-610-594	Added	16:16 VA.R. 2063	7/1/00
12 VAC 5-610-596	Added	16:16 VA.R. 2063	7/1/00
12 VAC 5-610-597	Added	16:16 VA.R. 2064	7/1/00
12 VAC 5-610-598	Added	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-599	Added	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-599.1 through 12 VAC 5-610-599.3	Added	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-620	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-650	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-670	Amended	16:16 VA.R. 2051	7/1/00

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

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
12 VAC 5-610-690	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-700	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-740	Amended	16:16 VA.R. 2068	7/1/00
12 VAC 5-610-800	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-810	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-815	Added	16:16 VA.R. 2068	7/1/00
12 VAC 5-610-817	Added	16:16 VA.R. 2069	7/1/00
12 VAC 5-610-820	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-830	Repealed	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-840	Repealed	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-880	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-890	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-930	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-940	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-950	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-960	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-965	Added	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-980	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-1080	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-1140	Amended	16:16 VA.R. 2051	7/1/00
12 VAC 5-610-1150	Repealed	16:16 VA.R. 2051	7/1/00
12 VAC 30-10-140	Amended	16:18 VA.R. 2239	7/1/00
12 VAC 30-10-1000 emer	Added	16:23 VA.R. 2912	7/1/00-6/30/01
12 VAC 30-20-500 through 12 VAC 30-20-599 emer	Added	16:23 VA.R. 2912-2914	7/1/00-6/30/01
12 VAC 30-40-345	Added	16:15 VA.R. 1973	5/10/00
12 VAC 30-50-10	Amended	16:18 VA.R. 2240	7/1/00
12 VAC 30-50-100	Amended	16:18 VA.R. 2244	7/1/00
12 VAC 30-50-105	Amended	16:18 VA.R. 2246	7/1/00
12 VAC 30-50-140	Amended	16:18 VA.R. 2247	7/1/00
12 VAC 30-50-180	Amended	16:19 VA.R. 2380	7/5/00
12 VAC 30-50-220	Amended	16:18 VA.R. 2248	7/1/00
12 VAC 30-50-320	Added	16:18 VA.R. 2240	7/1/00
12 VAC 30-50-490 emer	Added	16:23 VA.R. 2920	7/1/00-6/30/01
12 VAC 30-50-560	Amended	16:18 VA.R. 2249	7/1/00
12 VAC 30-50-570	Amended	16:18 VA.R. 2250	7/1/00
12 VAC 30-50-580	Added	16:18 VA.R. 2251	7/1/00
12 VAC 30-70-140 through 12 VAC 30-70-143 emer	Repealed	16:23 VA.R. 2914-2916	7/1/00-6/30/01
12 VAC 30-70-200	Repealed	16:18 VA.R. 2253	7/1/00
12 VAC 30-70-201	Added	16:18 VA.R. 2261	7/1/00
12 VAC 30-70-210	Repealed	16:18 VA.R. 2253	7/1/00
12 VAC 30-70-211	Added	16:18 VA.R. 2261	7/1/00
12 VAC 30-70-220	Repealed	16:18 VA.R. 2256	7/1/00
12 VAC 30-70-221	Added	16:18 VA.R. 2261	7/1/00
12 VAC 30-70-230	Repealed	16:18 VA.R. 2256	7/1/00
12 VAC 30-70-231	Added	16:18 VA.R. 2263	7/1/00
12 VAC 30-70-240	Repealed	16:18 VA.R. 2257	7/1/00
12 VAC 30-70-241	Added	16:18 VA.R. 2264	7/1/00
12 VAC 30-70-250	Repealed	16:18 VA.R. 2257	7/1/00
12 VAC 30-70-251	Added	16:18 VA.R. 2264	7/1/00
12 VAC 30-70-260	Repealed	16:18 VA.R. 2258	7/1/00
12 VAC 30-70-261	Added	16:18 VA.R. 2264	7/1/00
12 VAC 30-70-270	Repealed	16:18 VA.R. 2258	7/1/00
12 VAC 30-70-271	Added	16:18 VA.R. 2264	7/1/00
12 VAC 30-70-280	Repealed	16:18 VA.R. 2258	7/1/00
12 VAC 30-70-281	Added	16:18 VA.R. 2265	7/1/00
12 VAC 30-70-290	Repealed	16:18 VA.R. 2258	7/1/00

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

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
12 VAC 30-70-291	Added	16:18 VA.R. 2265	7/1/00
12 VAC 30-70-300	Repealed	16:18 VA.R. 2258	7/1/00
12 VAC 30-70-301	Added	16:18 VA.R. 2265	7/1/00
12 VAC 30-70-310	Repealed	16:18 VA.R. 2259	7/1/00
12 VAC 30-70-311	Added	16:18 VA.R. 2266	7/1/00
12 VAC 30-70-320	Repealed	16:18 VA.R. 2259	7/1/00
12 VAC 30-70-321	Added	16:18 VA.R. 2266	7/1/00
12 VAC 30-70-330	Repealed	16:18 VA.R. 2260	7/1/00
12 VAC 30-70-331	Added	16:18 VA.R. 2266	7/1/00
12 VAC 30-70-340	Repealed	16:18 VA.R. 2260	7/1/00
12 VAC 30-70-341	Added	16:18 VA.R. 2267	7/1/00
12 VAC 30-70-350	Repealed	16:18 VA.R. 2260	7/1/00
12 VAC 30-70-351	Added	16:18 VA.R. 2267	7/1/00
12 VAC 30-70-360	Repealed	16:18 VA.R. 2260	7/1/00
12 VAC 30-70-361	Added	16:18 VA.R. 2267	7/1/00
12 VAC 30-70-370	Repealed	16:18 VA.R. 2260	7/1/00
12 VAC 30-70-371	Added	16:18 VA.R. 2267	7/1/00
12 VAC 30-70-380	Repealed	16:18 VA.R. 2260	7/1/00
12 VAC 30-70-381	Added	16:18 VA.R. 2268	7/1/00
12 VAC 30-70-390	Repealed	16:18 VA.R. 2261	7/1/00
12 VAC 30-70-391	Added	16:18 VA.R. 2268	7/1/00
12 VAC 30-70-400	Amended	16:18 VA.R. 2269	7/1/00
12 VAC 30-70-410	Amended	16:18 VA.R. 2269	7/1/00
12 VAC 30-70-420	Amended	16:18 VA.R. 2269	7/1/00
12 VAC 30-70-435	Added	16:18 VA.R. 2269	7/1/00
12 VAC 30-70-450	Amended	16:18 VA.R. 2270	7/1/00
12 VAC 30-70-460	Amended	16:18 VA.R. 2270	7/1/00
12 VAC 30-80-160	Repealed	16:19 VA.R. 2380	7/5/00
12 VAC 30-90-20 emer	Amended	16:23 VA.R. 2948	7/1/00-6/30/01
12 VAC 30-90-30 through 12 VAC 30-90-33 emer	Repealed	16:23 VA.R. 2948-2951	7/1/00-6/30/01
12 VAC 30-90-34 emer	Amended	16:23 VA.R. 2951	7/1/00-6/30/01
12 VAC 30-90-35 through 12 VAC 30-90-37 emer	Added	16:23 VA.R. 2953-2956	7/1/00-6/30/01
12 VAC 30-90-40 emer	Amended	16:23 VA.R. 2956	7/1/00-6/30/01
12 VAC 30-90-41 emer	Amended	16:23 VA.R. 2956	7/1/00-6/30/01
12 VAC 30-90-42 emer	Repealed	16:23 VA.R. 2958	7/1/00-6/30/01
12 VAC 30-90-43 emer	Repealed	16:23 VA.R. 2959	7/1/00-6/30/01
12 VAC 30-90-50 emer	Amended	16:23 VA.R. 2959	7/1/00-6/30/01
12 VAC 30-90-51 emer	Amended	16:23 VA.R. 2959	7/1/00-6/30/01
12 VAC 30-90-53 emer	Repealed	16:23 VA.R. 2960	7/1/00-6/30/01
12 VAC 30-90-54 emer	Repealed	16:23 VA.R. 2960	7/1/00-6/30/01
12 VAC 30-90-60 emer	Amended	16:23 VA.R. 2960	7/1/00-6/30/01
12 VAC 30-90-65 emer	Amended	16:23 VA.R. 2961	7/1/00-6/30/01
12 VAC 30-90-130 through 12 VAC 30-90-133 emer	Repealed	16:23 VA.R. 2916-2917	7/1/00-6/30/01
12 VAC 30-90-136 emer	Added	16:23 VA.R. 2961	7/1/00-6/30/01
12 VAC 30-90-160 emer	Amended	16:23 VA.R. 2961	7/1/00-6/30/01
12 VAC 30-90-220 through 12 VAC 30-90-222 emer	Repealed	16:23 VA.R. 2961-2962	7/1/00-6/30/01
12 VAC 30-90-260 emer	Repealed	16:23 VA.R. 2962	7/1/00-6/30/01
12 VAC 30-90-264 emer	Amended	16:23 VA.R. 2962	7/1/00-6/30/01
12 VAC 30-90-280 emer	Repealed	16:23 VA.R. 2965	7/1/00-6/30/01
12 VAC 30-100-260	Amended	16:18 VA.R. 2252	7/1/00
12 VAC 30-120-61 through 12 VAC 30-120-68	Added	16:18 VA.R. 2240-2243	7/1/00
12 VAC 30-120-700 through 12 VAC 30-120-800 emer	Added	16:23 VA.R. 2922-2946	7/1/00-6/30/01
<b>Title 13. Housing</b>			
13 VAC 5-21-10	Amended	16:20 VA.R. 2468	9/15/00
13 VAC 5-21-20	Amended	16:20 VA.R. 2468	9/15/00
13 VAC 5-21-30	Repealed	16:20 VA.R. 2468	9/15/00

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

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
13 VAC 5-21-31	Added	16:20 VA.R. 2470	9/15/00
13 VAC 5-21-40	Repealed	16:20 VA.R. 2469	9/15/00
13 VAC 5-21-41	Added	16:20 VA.R. 2470	9/15/00
13 VAC 5-21-50	Repealed	16:20 VA.R. 2470	9/15/00
13 VAC 5-21-51	Added	16:20 VA.R. 2471	9/15/00
13 VAC 5-21-60	Repealed	16:20 VA.R. 2470	9/15/00
13 VAC 5-21-61	Added	16:20 VA.R. 2471	9/15/00
13 VAC 5-21-71	Added	16:20 VA.R. 2472	9/15/00
13 VAC 5-51-10 through 13 VAC 5-51-120	Repealed	16:20 VA.R. 2473-2476	9/15/00
13 VAC 5-51-11 through 13 VAC 5-51-121	Added	16:20 VA.R. 2477-2484	9/15/00
13 VAC 5-51-130	Amended	16:23 VA.R. 2902	9/15/00
13 VAC 5-51-131	Added	16:20 VA.R. 2484	9/15/00
13 VAC 5-51-133	Added	16:20 VA.R. 2484	9/15/00
13 VAC 5-51-135	Added	16:23 VA.R. 2903	9/15/00
13 VAC 5-51-136	Added	16:20 VA.R. 2485	9/15/00
13 VAC 5-51-150	Amended	16:20 VA.R. 2485	9/15/00
13 VAC 5-51-170	Amended	16:20 VA.R. 2485	9/15/00
13 VAC 5-51-181	Added	16:20 VA.R. 2486	9/15/00
13 VAC 5-51-182	Added	16:20 VA.R. 2487	9/15/00
13 VAC 5-51-190	Added	16:20 VA.R. 2487	9/15/00
13 VAC 5-51-200	Added	16:20 VA.R. 2487	9/15/00
13 VAC 5-61-10 through 13 VAC 5-61-190	Repealed	16:20 VA.R. 2488-2495	9/15/00
13 VAC 5-61-11	Added	16:20 VA.R. 2495	9/15/00
13 VAC 5-61-15	Added	16:20 VA.R. 2496	9/15/00
13 VAC 5-61-21	Added	16:20 VA.R. 2496	9/15/00
13 VAC 5-61-25	Added	16:20 VA.R. 2497	9/15/00
13 VAC 5-61-31	Added	16:20 VA.R. 2497	9/15/00
13 VAC 5-61-35	Added	16:20 VA.R. 2498	9/15/00
13 VAC 5-61-41	Added	16:20 VA.R. 2498	9/15/00
13 VAC 5-61-45	Added	16:20 VA.R. 2499	9/15/00
13 VAC 5-61-51	Added	16:20 VA.R. 2499	9/15/00
13 VAC 5-61-55	Added	16:20 VA.R. 2501	9/15/00
13 VAC 5-61-61	Added	16:20 VA.R. 2502	9/15/00
13 VAC 5-61-65	Added	16:20 VA.R. 2503	9/15/00
13 VAC 5-61-71	Added	16:20 VA.R. 2503	9/15/00
13 VAC 5-61-75	Added	16:20 VA.R. 2503	9/15/00
13 VAC 5-61-81	Added	16:20 VA.R. 2504	9/15/00
13 VAC 5-61-85	Added	16:20 VA.R. 2504	9/15/00
13 VAC 5-61-91	Added	16:20 VA.R. 2504	9/15/00
13 VAC 5-61-95	Added	16:20 VA.R. 2504	9/15/00
13 VAC 5-61-101	Added	16:20 VA.R. 2505	9/15/00
13 VAC 5-61-105	Added	16:20 VA.R. 2505	9/15/00
13 VAC 5-61-111	Added	16:20 VA.R. 2506	9/15/00
13 VAC 5-61-115	Added	16:20 VA.R. 2507	9/15/00
13 VAC 5-61-121	Added	16:20 VA.R. 2508	9/15/00
13 VAC 5-61-125	Added	16:20 VA.R. 2508	9/15/00
13 VAC 5-61-131	Added	16:20 VA.R. 2508	9/15/00
13 VAC 5-61-135	Added	16:20 VA.R. 2509	9/15/00
13 VAC 5-61-141	Added	16:20 VA.R. 2509	9/15/00
13 VAC 5-61-145	Added	16:20 VA.R. 2510	9/15/00
13 VAC 5-61-151	Added	16:20 VA.R. 2510	9/15/00
13 VAC 5-61-155	Added	16:20 VA.R. 2511	9/15/00
13 VAC 5-61-165	Added	16:20 VA.R. 2511	9/15/00
13 VAC 5-61-171	Added	16:20 VA.R. 2512	9/15/00
13 VAC 5-61-200	Amended	16:23 VA.R. 2903	9/15/00
13 VAC 5-61-220	Amended	16:23 VA.R. 2905	9/15/00

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

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
13 VAC 5-61-225	Added	16:20 VA.R. 2515	9/15/00
13 VAC 5-61-230	Added	16:23 VA.R. 2906	9/15/00
13 VAC 5-61-245	Added	16:20 VA.R. 2515	9/15/00
13 VAC 5-61-290	Amended	16:20 VA.R. 2516	9/15/00
13 VAC 5-61-310	Amended	16:20 VA.R. 2516	9/15/00
13 VAC 5-61-315	Added	16:20 VA.R. 2516	9/15/00
13 VAC 5-61-317	Added	16:20 VA.R. 2516	9/15/00
13 VAC 5-61-340	Amended	16:20 VA.R. 2516	9/15/00
13 VAC 5-61-345	Added	16:20 VA.R. 2517	9/15/00
13 VAC 5-61-360	Amended	16:20 VA.R. 2517	9/15/00
13 VAC 5-61-390	Amended	16:20 VA.R. 2517	9/15/00
13 VAC 5-61-395	Added	16:20 VA.R. 2517	9/15/00
13 VAC 5-61-400	Amended	16:20 VA.R. 2517	9/15/00
13 VAC 5-61-410	Amended	16:20 VA.R. 2518	9/15/00
13 VAC 5-61-415	Added	16:20 VA.R. 2518	9/15/00
13 VAC 5-61-430	Amended	16:20 VA.R. 2518	9/15/00
13 VAC 5-61-440	Amended	16:20 VA.R. 2520	9/15/00
13 VAC 5-61-447	Added	16:20 VA.R. 2522	9/15/00
13 VAC 5-61-450	Amended	16:20 VA.R. 2522	9/15/00
13 VAC 5-61-460	Added	16:20 VA.R. 2522	9/15/00
13 VAC 5-100-10 through 13 VAC 5-100-20	Added	16:20 VA.R. 2523	5/31/00
13 VAC 5-111-10	Amended	16:17 VA.R. 2189	6/8/00
13 VAC 5-111-100	Amended	16:17 VA.R. 2193	6/8/00
13 VAC 5-111-120	Amended	16:17 VA.R. 2193	6/8/00
13 VAC 5-111-130	Amended	16:17 VA.R. 2194	6/8/00
13 VAC 5-111-160	Amended	16:17 VA.R. 2194	6/8/00
13 VAC 5-111-165	Added	16:17 VA.R. 2194	6/8/00
13 VAC 5-111-170	Amended	16:17 VA.R. 2194	6/8/00
13 VAC 5-111-180	Amended	16:17 VA.R. 2195	6/8/00
13 VAC 5-111-190	Amended	16:17 VA.R. 2195	6/8/00
13 VAC 5-111-240	Amended	16:17 VA.R. 2196	6/8/00
13 VAC 5-111-280	Amended	16:17 VA.R. 2196	6/8/00
13 VAC 5-111-300	Amended	16:17 VA.R. 2196	6/8/00
13 VAC 5-111-300	Amended	16:24 VA.R. 3103	9/14/00
13 VAC 5-111-310	Amended	16:17 VA.R. 2197	6/8/00
13 VAC 5-111-310	Amended	16:24 VA.R. 3104	9/14/00
13 VAC 5-111-390	Amended	16:17 VA.R. 2197	6/8/00
13 VAC 10-40-20	Amended	16:19 VA.R. 2384	5/17/00
13 VAC 10-40-120	Amended	16:19 VA.R. 2386	5/17/00
13 VAC 10-40-160	Amended	16:19 VA.R. 2386	5/17/00
13 VAC 10-40-170	Amended	16:19 VA.R. 2387	5/17/00
13 VAC 10-40-230	Amended	16:19 VA.R. 2387	5/17/00
13 VAC 10-160-10	Amended	16:26 VA.R. 3512	9/1/00
13 VAC 10-160-30	Amended	16:26 VA.R. 3513	9/1/00
13 VAC 10-160-41	Repealed	16:26 VA.R. 3514	9/1/00
13 VAC 10-160-51	Repealed	16:26 VA.R. 3514	9/1/00
13 VAC 10-160-55 through 13 VAC 10-160-90	Amended	16:26 VA.R. 3515-3518	9/1/00
<b>Title 14. Insurance</b>			
14 VAC 5-215-20	Erratum	16:14 VA.R. 1912	--
14 VAC 5-215-30	Erratum	16:14 VA.R. 1912	--
14 VAC 5-215-30 through 14 VAC 5-215-70	Amended	16:21 VA.R. 2675-2677	7/1/00
14 VAC 5-215-110	Amended	16:21 VA.R. 2678	7/1/00
14 VAC 5-370-20	Amended	16:25 VA.R. 3264	9/30/00
14 VAC 5-370-100	Amended	16:25 VA.R. 3264	9/30/00
<b>Title 15. Judicial</b>			
15 VAC 5-80-10 through 15 VAC 5-80-50	Added	16:20 VA.R. 2524-2526	5/24/00

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

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
15 VAC 10-10-10	Amended	16:16 VA.R. 2069	3/24/00
<b>Title 16. Labor and Employment</b>			
16 VAC 15-40-10	Amended	16:18 VA.R. 2272	6/22/00
16 VAC 15-40-50	Amended	16:18 VA.R. 2272	6/22/00
16 VAC 25-120-1917.1	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120-1917.2	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120-1917.3	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120-1917.23	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120-1917.25	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120-1917.26	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120-1917.27	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120-1917.30	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120-1917.42 through 16 VAC 25-120-1917.45	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120-1917.50	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120-1917.71	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120-1917.73	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120-1917.92	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120-1917.95	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120-1917.112	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120-1917.117 through 16 VAC 25-120-1917.122	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120-1917.124	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120-1917.151	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120-1917.152	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120-1917.153	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120-1917.156	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-120 Appendix I	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.1	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.2	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.24	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.25	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.37	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.41	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.42	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.43	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.51	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.52	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.54	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.61	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.62	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.65	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.66	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.69	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.85	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.86	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.94	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.97	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.98	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.100	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.102	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130-1918.105	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130 Appendix II	Amended	16:25 VA.R. 3265	10/1/00
16 VAC 25-130 Appendix IV	Amended	16:25 VA.R. 3265	10/1/00
<b>Title 18. Professional and Occupational Licensing</b>			
18 VAC 30-20-10	Amended	16:18 VA.R. 2273	6/21/00

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SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
18 VAC 30-20-80	Amended	16:18 VA.R. 2273	6/21/00
18 VAC 30-20-170	Amended	16:18 VA.R. 2273	6/21/00
18 VAC 30-20-180	Amended	16:18 VA.R. 2274	6/21/00
18 VAC 30-20-230	Amended	16:18 VA.R. 2274	6/21/00
18 VAC 47-10-10 through 18 VAC 47-10-90	Added	16:12 VA.R. 1675-1676	3/29/00
18 VAC 47-20-10 through 18 VAC 47-20-240	Added	16:13 VA.R. 1776-1782	4/12/00
18 VAC 60-20-30	Amended	16:18 VA.R. 2278	6/21/00
18 VAC 60-20-110	Amended	16:18 VA.R. 2281	6/21/00
18 VAC 60-20-120	Amended	16:18 VA.R. 2281	6/21/00
18 VAC 76-10-65	Added	16:17 VA.R. 2198	4/19/00
18 VAC 85-20-22	Amended	16:13 VA.R. 1766	4/12/00
18 VAC 85-20-22	Amended	16:21 VA.R. 2679	8/2/00
18 VAC 85-20-131	Amended	16:21 VA.R. 2680	8/2/00
18 VAC 85-20-240	Amended	16:13 VA.R. 1767	4/12/00
18 VAC 85-20-280	Amended	16:21 VA.R. 2680	8/2/00
18 VAC 85-31-10	Amended	16:13 VA.R. 1772	4/13/00
18 VAC 85-31-10 through 18 VAC 85-31-160	Repealed	16:25 VA.R. 3266-3270	9/27/00
18 VAC 85-31-25	Added	16:13 VA.R. 1773	4/13/00
18 VAC 85-31-40	Amended	16:13 VA.R. 1773	4/13/00
18 VAC 85-31-50	Amended	16:13 VA.R. 1773	4/13/00
18 VAC 85-31-60	Amended	16:13 VA.R. 1774	4/13/00
18 VAC 85-31-65	Added	16:13 VA.R. 1774	4/13/00
18 VAC 85-31-80	Amended	16:13 VA.R. 1774	4/13/00
18 VAC 85-31-90	Amended	16:13 VA.R. 1774	4/13/00
18 VAC 85-31-100	Amended	16:13 VA.R. 1774	4/13/00
18 VAC 85-31-120	Amended	16:13 VA.R. 1775	4/13/00
18 VAC 85-31-130	Amended	16:13 VA.R. 1775	4/13/00
18 VAC 85-31-135	Added	16:13 VA.R. 1775	4/13/00
18 VAC 85-31-140	Amended	16:13 VA.R. 1775	4/13/00
18 VAC 85-31-160	Amended	16:13 VA.R. 1768	4/12/00
18 VAC 85-40-80	Amended	16:13 VA.R. 1769	4/12/00
18 VAC 85-50-115	Amended	16:21 VA.R. 2682	8/2/00
18 VAC 85-50-170	Amended	16:13 VA.R. 1770	4/12/00
18 VAC 85-80-120	Amended	16:13 VA.R. 1770	4/12/00
18 VAC 85-101-160	Amended	16:13 VA.R. 1771	4/12/00
18 VAC 85-110-10	Amended	16:21 VA.R. 2683	8/2/00
18 VAC 85-110-30	Amended	16:21 VA.R. 2683	8/2/00
18 VAC 85-110-35	Amended	16:13 VA.R. 1771	4/12/00
18 VAC 85-110-90	Amended	16:21 VA.R. 2683	8/2/00
18 VAC 85-110-100	Amended	16:21 VA.R. 2683	8/2/00
18 VAC 90-20-30	Amended	16:13 VA.R. 1782	4/12/00
18 VAC 90-20-190	Amended	16:13 VA.R. 1782	4/12/00
18 VAC 90-20-230	Amended	16:13 VA.R. 1783	4/12/00
18 VAC 90-20-350	Amended	16:13 VA.R. 1783	4/12/00
18 VAC 90-40-10	Amended	16:21 VA.R. 2683	8/2/00
18 VAC 90-40-80	Repealed	16:21 VA.R. 2684	8/2/00
18 VAC 90-40-90	Amended	16:21 VA.R. 2684	8/2/00
18 VAC 90-40-120	Amended	16:21 VA.R. 2684	8/2/00
18 VAC 105-30-70	Amended	16:20 VA.R. 2534	7/19/00
18 VAC 110-20-10	Amended	16:21 VA.R. 2685	8/2/00
18 VAC 110-20-220	Amended	16:21 VA.R. 2687	8/2/00
18 VAC 112-20-10 through 18 VAC 112-20-150	Added	16:25 VA.R. 3266-3270	9/27/00
18 VAC 115-20-10	Amended	16:13 VA.R. 1786	4/12/00
18 VAC 115-20-20	Amended	16:13 VA.R. 1785	4/12/00
18 VAC 115-20-30	Repealed	16:13 VA.R. 1787	4/12/00
18 VAC 115-20-35	Added	16:13 VA.R. 1787	4/12/00

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SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
18 VAC 115-20-40	Amended	16:13 VA.R. 1787	4/12/00
18 VAC 115-20-40	Erratum	16:16 VA.R. 2081	--
18 VAC 115-20-45	Added	16:13 VA.R. 1787	4/12/00
18 VAC 115-20-49	Added	16:13 VA.R. 1788	4/12/00
18 VAC 115-20-49	Erratum	16:16 VA.R. 2081	--
18 VAC 115-20-50	Amended	16:13 VA.R. 1788	4/12/00
18 VAC 115-20-51	Added	16:13 VA.R. 1788	4/12/00
18 VAC 115-20-52	Added	16:13 VA.R. 1788	4/12/00
18 VAC 115-20-60	Repealed	16:13 VA.R. 1790	4/12/00
18 VAC 115-20-70	Amended	16:13 VA.R. 1790	4/12/00
18 VAC 115-20-80	Repealed	16:13 VA.R. 1791	4/12/00
18 VAC 115-20-100	Amended	16:13 VA.R. 1785	4/12/00
18 VAC 115-20-110	Amended	16:13 VA.R. 1785	4/12/00
18 VAC 115-20-130	Amended	16:13 VA.R. 1791	4/12/00
18 VAC 115-20-140	Amended	16:13 VA.R. 1792	4/12/00
18 VAC 115-20-150	Amended	16:13 VA.R. 1785	4/12/00
18 VAC 115-30-30	Amended	16:13 VA.R. 1793	4/12/00
18 VAC 115-30-40	Amended	16:13 VA.R. 1793	4/12/00
18 VAC 115-30-110	Amended	16:13 VA.R. 1793	4/12/00
18 VAC 115-30-120	Amended	16:13 VA.R. 1793	4/12/00
18 VAC 115-30-160	Amended	16:13 VA.R. 1794	4/12/00
18 VAC 115-40-20	Amended	16:13 VA.R. 1794	4/12/00
18 VAC 115-40-35	Amended	16:13 VA.R. 1794	4/12/00
18 VAC 115-40-61	Added	16:13 VA.R. 1794	4/12/00
18 VAC 115-50-20	Amended	16:13 VA.R. 1795	4/12/00
18 VAC 115-50-30	Amended	16:13 VA.R. 1795	4/12/00
18 VAC 115-50-40	Amended	16:13 VA.R. 1796	4/12/00
18 VAC 115-50-90	Amended	16:13 VA.R. 1796	4/12/00
18 VAC 115-50-100	Amended	16:13 VA.R. 1796	4/12/00
18 VAC 115-50-130	Added	16:13 VA.R. 1796	4/12/00
18 VAC 120-10-10 through 18 VAC 120-10-90	Repealed	16:14 VA.R. 1867-1868	5/1/00
18 VAC 120-10-170	Amended	16:14 VA.R. 1868	5/1/00
18 VAC 125-20-30	Amended	16:13 VA.R. 1797	4/12/00
18 VAC 125-20-130	Amended	16:13 VA.R. 1797	4/12/00
18 VAC 125-20-170	Amended	16:13 VA.R. 1797	4/12/00
18 VAC 155-20-10 through 18 VAC 155-20-50	Amended	16:14 VA.R. 1869-1871	5/1/00
18 VAC 155-20-60 through 18 VAC 155-20-90	Repealed	16:14 VA.R. 1871-1872	5/1/00
18 VAC 155-20-100 through 18 VAC 155-20-160	Amended	16:14 VA.R. 1872-1874	5/1/00
18 VAC 155-20-170	Repealed	16:14 VA.R. 1874	5/1/00
18 VAC 155-20-175	Added	16:14 VA.R. 1874	5/1/00
18 VAC 155-20-180 through 18 VAC 155-20-230	Amended	16:14 VA.R. 1875-1877	5/1/00
18 VAC 155-20-240 through 18 VAC 155-20-270	Repealed	16:14 VA.R. 1879-1880	5/1/00
18 VAC 155-20-280	Amended	16:14 VA.R. 1880	5/1/00
18 VAC 155-20-290	Repealed	16:14 VA.R. 1880	5/1/00
<b>Title 20. Public Utilities and Telecommunications</b>			
20 VAC 5-200-21	Amended	16:25 VA.R. 3274	7/28/00
20 VAC 5-200-30	Amended	16:25 VA.R. 3296	7/28/00
20 VAC 5-200 Appendix	Amended	16:25 VA.R. 3298	7/28/00
20 VAC 5-203-10 through 20 VAC 5-203-50	Added	16:23 VA.R. 2908-2910	7/1/00
20 VAC 5-311-10 through 20 VAC 5-311-60	Added	16:20 VA.R. 2541-2553	5/26/00
20 VAC 5-315-10 through 20 VAC 5-315-90	Added	16:20 VA.R. 2555-2558	5/25/00
20 VAC 5-320-10 through 20 VAC 5-320-130	Added	16:24 VA.R. 3108-3113	7/19/00
<b>Title 22. Social Services</b>			
22 VAC 15-30-10	Amended	16:18 VA.R. 2282	6/21/00
22 VAC 40-30-10 et seq.	Repealed	16:18 VA.R. 2284	6/21/00
22 VAC 40-60-10 through 22 VAC 40-60-60	Amended	16:12 VA.R. 1676-1679	7/1/00



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SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
22 VAC 40-60-70	Repealed	16:12 VA.R. 1679	7/1/00
22 VAC 40-60-80	Amended	16:12 VA.R. 1679	7/1/00
22 VAC 40-60-90	Amended	16:12 VA.R. 1679	7/1/00
22 VAC 40-60-100	Repealed	16:12 VA.R. 1680	7/1/00
22 VAC 40-60-110 through 22 VAC 40-60-150	Amended	16:12 VA.R. 1680	7/1/00
22 VAC 40-60-180	Amended	16:12 VA.R. 1680	7/1/00
22 VAC 40-60-190	Amended	16:12 VA.R. 1680	7/1/00
22 VAC 40-60-200	Amended	16:12 VA.R. 1681	7/1/00
22 VAC 40-60-210	Repealed	16:12 VA.R. 1681	7/1/00
22 VAC 40-60-220	Repealed	16:12 VA.R. 1681	7/1/00
22 VAC 40-60-230	Repealed	16:12 VA.R. 1681	7/1/00
22 VAC 40-60-235	Added	16:12 VA.R. 1681	7/1/00
22 VAC 40-60-240	Repealed	16:12 VA.R. 1682	7/1/00
22 VAC 40-60-250	Repealed	16:12 VA.R. 1682	7/1/00
22 VAC 40-60-260	Amended	16:12 VA.R. 1683	7/1/00
22 VAC 40-60-270	Amended	16:12 VA.R. 1683	7/1/00
22 VAC 40-60-280	Amended	16:12 VA.R. 1683	7/1/00
22 VAC 40-60-290	Repealed	16:12 VA.R. 1683	7/1/00
22 VAC 40-60-300	Amended	16:12 VA.R. 1683	7/1/00
22 VAC 40-60-310	Repealed	16:12 VA.R. 1683	7/1/00
22 VAC 40-60-320	Amended	16:12 VA.R. 1684	7/1/00
22 VAC 40-60-330	Amended	16:12 VA.R. 1684	7/1/00
22 VAC 40-60-340	Amended	16:12 VA.R. 1684	7/1/00
22 VAC 40-60-350	Repealed	16:12 VA.R. 1685	7/1/00
22 VAC 40-60-360	Repealed	16:12 VA.R. 1685	7/1/00
22 VAC 40-60-370 through 22 VAC 40-60-420	Amended	16:12 VA.R. 1685	7/1/00
22 VAC 40-60-425	Added	16:12 VA.R. 1686	7/1/00
22 VAC 40-60-430 through 22 VAC 40-60-470	Amended	16:12 VA.R. 1686-1687	7/1/00
22 VAC 40-60-480	Repealed	16:12 VA.R. 1687	7/1/00
22 VAC 40-60-490	Amended	16:12 VA.R. 1687	7/1/00
22 VAC 40-60-510	Amended	16:12 VA.R. 1688	7/1/00
22 VAC 40-60-520	Amended	16:12 VA.R. 1688	7/1/00
22 VAC 40-60-530	Repealed	16:12 VA.R. 1688	7/1/00
22 VAC 40-60-540	Repealed	16:12 VA.R. 1688	7/1/00
22 VAC 40-60-550	Amended	16:12 VA.R. 1688	7/1/00
22 VAC 40-60-554	Added	16:12 VA.R. 1689	7/1/00
22 VAC 40-60-556	Added	16:12 VA.R. 1689	7/1/00
22 VAC 40-60-560	Amended	16:12 VA.R. 1689	7/1/00
22 VAC 40-60-564	Added	16:12 VA.R. 1689	7/1/00
22 VAC 40-60-570 through 22 VAC 40-60-610	Amended	16:12 VA.R. 1689-1691	7/1/00
22 VAC 40-60-620 through 22 VAC 40-60-650	Repealed	16:12 VA.R. 1691-1692	7/1/00
22 VAC 40-60-670	Repealed	16:12 VA.R. 1692	7/1/00
22 VAC 40-60-680	Amended	16:12 VA.R. 1692	7/1/00
22 VAC 40-60-690	Amended	16:12 VA.R. 1692	7/1/00
22 VAC 40-60-691	Added	16:12 VA.R. 1692	7/1/00
22 VAC 40-60-692	Added	16:12 VA.R. 1692	7/1/00
22 VAC 40-60-694	Added	16:12 VA.R. 1693	7/1/00
22 VAC 40-60-695	Added	16:12 VA.R. 1693	7/1/00
22 VAC 40-60-697	Added	16:12 VA.R. 1693	7/1/00
22 VAC 40-60-698	Added	16:12 VA.R. 1693	7/1/00
22 VAC 40-60-699	Added	16:12 VA.R. 1695	7/1/00
22 VAC 40-60-700	Amended	16:12 VA.R. 1696	7/1/00
22 VAC 40-60-705	Added	16:12 VA.R. 1696	7/1/00
22 VAC 40-60-710 through 22 VAC 40-60-760	Repealed	16:12 VA.R. 1697	7/1/00
22 VAC 40-60-770	Amended	16:12 VA.R. 1697	7/1/00
22 VAC 40-60-780	Amended	16:12 VA.R. 1697	7/1/00

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SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
22 VAC 40-60-790	Repealed	16:12 VA.R. 1697	7/1/00
22 VAC 40-60-800	Amended	16:12 VA.R. 1697	7/1/00
22 VAC 40-60-810 through 22 VAC 40-60-840	Repealed	16:12 VA.R. 1697-1698	7/1/00
22 VAC 40-60-850	Amended	16:12 VA.R. 1698	7/1/00
22 VAC 40-60-860	Amended	16:12 VA.R. 1698	7/1/00
22 VAC 40-60-870	Repealed	16:12 VA.R. 1698	7/1/00
22 VAC 40-60-880	Amended	16:12 VA.R. 1698	7/1/00
22 VAC 40-60-885	Added	16:12 VA.R. 1699	7/1/00
22 VAC 40-60-890 through 22 VAC 40-60-950	Repealed	16:12 VA.R. 1699	7/1/00
22 VAC 40-60-960	Amended	16:12 VA.R. 1699	7/1/00
22 VAC 40-60-970	Repealed	16:12 VA.R. 1700	7/1/00
22 VAC 40-60-980	Amended	16:12 VA.R. 1700	7/1/00
22 VAC 40-60-990	Repealed	16:12 VA.R. 1700	7/1/00
22 VAC 40-60-1000	Repealed	16:12 VA.R. 1700	7/1/00
22 VAC 40-60-1010	Amended	16:12 VA.R. 1700	7/1/00
22 VAC 40-60-1020	Amended	16:12 VA.R. 1700	7/1/00
22 VAC 40-60-1030 through 22 VAC 40-60-1060	Repealed	16:12 VA.R. 1701-1702	7/1/00
22 VAC 40-130-10**	Amended	16:22 VA.R. 2745	**
22 VAC 40-130-25**	Added	16:22 VA.R. 2748	**
22 VAC 40-130-30 through 22 VAC 40-130-140**	Amended	16:22 VA.R. 2749-2751	**
22 VAC 40-130-155**	Added	16:22 VA.R. 2751	**
22 VAC 40-130-160**	Repealed	16:22 VA.R. 2751	**
22 VAC 40-130-170 through 22 VAC 40-130-190**	Amended	16:22 VA.R. 2751-2752	**
22 VAC 40-130-195**	Added	16:22 VA.R. 2753	**
22 VAC 40-130-198**	Added	16:22 VA.R. 2754	**
22 VAC 40-130-200**	Amended	16:22 VA.R. 2754	**
22 VAC 40-130-202**	Added	16:22 VA.R. 2754	**
22 VAC 40-130-210**	Amended	16:22 VA.R. 2754	**
22 VAC 40-130-211**	Added	16:22 VA.R. 2756	**
22 VAC 40-130-212**	Added	16:22 VA.R. 2757	**
22 VAC 40-130-213**	Added	16:22 VA.R. 2758	**
22 VAC 40-130-220**	Amended	16:22 VA.R. 2758	**
22 VAC 40-130-221**	Added	16:22 VA.R. 2759	**
22 VAC 40-130-223**	Added	16:22 VA.R. 2759	**
22 VAC 40-130-230 through 22 VAC 40-130-250**	Amended	16:22 VA.R. 2760	**
22 VAC 40-130-251**	Added	16:22 VA.R. 2760	**
22 VAC 40-130-260**	Amended	16:22 VA.R. 2760	**
22 VAC 40-130-261**	Added	16:22 VA.R. 2760	**
22 VAC 40-130-270**	Amended	16:22 VA.R. 2761	**
22 VAC 40-130-271**	Added	16:22 VA.R. 2765	**
22 VAC 40-130-272**	Added	16:22 VA.R. 2765	**
22 VAC 40-130-280**	Amended	16:22 VA.R. 2766	**
22 VAC 40-130-289**	Added	16:22 VA.R. 2767	**
22 VAC 40-130-290**	Amended	16:22 VA.R. 2767	**
22 VAC 40-130-300**	Amended	16:22 VA.R. 2768	**
22 VAC 40-130-301**	Added	16:22 VA.R. 2768	**
22 VAC 40-130-310**	Amended	16:22 VA.R. 2769	**
22 VAC 40-130-312**	Added	16:22 VA.R. 2770	**
22 VAC 40-130-314**	Added	16:22 VA.R. 2771	**
22 VAC 40-130-320 through 22 VAC 40-130-360**	Amended	16:22 VA.R. 2771-2772	**
22 VAC 40-130-365**	Added	16:22 VA.R. 2773	**
22 VAC 40-130-370 through 22 VAC 40-130-400**	Amended	16:22 VA.R. 2773-2776	**
22 VAC 40-130-401**	Added	16:22 VA.R. 2776	**

\*\* Regulatory process suspended for 30 days beginning August 14, 2000.

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

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SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
22 VAC 40-130-402**	Added	16:22 VA.R. 2777	**
22 VAC 40-130-403**	Added	16:22 VA.R. 2778	**
22 VAC 40-130-404**	Added	16:22 VA.R. 2778	**
22 VAC 40-130-406**	Added	16:22 VA.R. 2778	**
22 VAC 40-130-410**	Amended	16:22 VA.R. 2778	**
22 VAC 40-130-420**	Amended	16:22 VA.R. 2779	**
22 VAC 40-130-424**	Added	16:22 VA.R. 2779	**
22 VAC 40-130-430 through 22 VAC 40-130-450**	Amended	16:22 VA.R. 2779-2780	**
22 VAC 40-130-452 through 22 VAC 40-130-459**	Added	16:22 VA.R. 2780-2784	**
22 VAC 40-130-470 through 22 VAC 40-130-550**	Amended	16:22 VA.R. 2784-2785	**
22 VAC 40-130-600 through 22 VAC 40-130-820**	Added	16:22 VA.R. 2785-2796	**
22 VAC 40-180 (Forms)	Amended	16:25 VA.R. 3331-3332	--
22 VAC 40-325-10	Added	16:22 VA.R. 2797	8/16/00
22 VAC 40-325-20	Added	16:22 VA.R. 2797	8/16/00
22 VAC 40-705-10	Amended	16:12 VA.R. 1705	3/29/00
22 VAC 40-705-40	Amended	16:12 VA.R. 1707	3/29/00
<b>Title 24. Transportation and Motor Vehicles</b>			
24 VAC 30-40-30	Amended	16:18 VA.R. 2285	7/1/00
24 VAC 30-40-580	Amended	16:18 VA.R. 2287	7/1/00
24 VAC 30-40-600 through 24 VAC 30-40-640	Amended	16:18 VA.R. 2288-2290	7/1/00
24 VAC 30-380-10	Amended	16:26 VA.R. 3518	8/23/00

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# NOTICES OF INTENDED REGULATORY ACTION

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## Symbol Key

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

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## TITLE 2. AGRICULTURE

### DEPARTMENT OF AGRICULTURE AND CONSUMER 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 Agriculture and Consumer Services intends to consider amending regulations entitled: **2 VAC 5-60-10 et seq. Rules and Regulations Governing the Operation of Livestock Markets.** The purpose of the proposed action is to review the regulation for effectiveness and continued need, amend the regulation to terminate the active testing of cattle in the markets, and implement a program to monitor the operation of livestock markets to assure that adequate disease surveillance measures are accomplished. The agency invites comments on whether there should be an advisor. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 3.1-724 and 3.1-730 of the Code of Virginia.

Public comments may be submitted until November 13, 2000.

**Contact:** Robert Whiting, Program Coordinator, Department of Agriculture and Consumer Services, 1100 Bank St., Room 602, Richmond, VA 23219, telephone (804) 786-2483 or FAX (804) 371-2380.

VA.R. Doc. No. R00-272; Filed August 14, 2000, 12:31 p.m.

#### Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Department of Agriculture and Consumer Services intends to consider amending regulations entitled: **2 VAC 5-140-10 et seq. Health Requirements Governing the Admission of Livestock, Poultry, Companion Animals, and Other Animals or Birds into Virginia.** The purpose of the proposed action is to review the regulation for effectiveness and continued need, including amending the regulation to reflect (i) newer animal testing technology and procedures; (ii) fewer testing requirements as justified by the advances made in certain national eradication programs, including brucellosis; (iii) the application of knowledge gained from epidemiological investigations of disease spread; and (iv) the use of information gained from research indicating the best techniques for identifying, controlling, and eradicating animal diseases. The agency invites comments on whether there should be an advisor. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 3.1-724, 3.1-726 and 3.1-730 of the Code of Virginia.

Public comments may be submitted until November 13, 2000.

**Contact:** Robert Whiting, Program Coordinator, Department of Agriculture and Consumer Services, 1100 Bank St., Room 602, Richmond, VA 23219, telephone (804) 786-2483 or FAX (804) 371-2380.

VA.R. Doc. No. R00-274; Filed August 14, 2000, 12:31 p.m.

#### Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Department of Agriculture and Consumer Services intends to consider amending regulations entitled: **2 VAC 5-320-10. Rules and Regulations for the Enforcement of the Endangered Plant and Insect Species Act.** The purpose of the proposed action is to review the regulation for effectiveness and continued need, and amend the regulation to (i) remove the currently named plants that are no longer considered globally rare and (ii) add those threatened or endangered plant and insect species that are considered rare both globally and in Virginia. The agency invites comments on whether there should be an advisor. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: Chapter 39 (§ 3.1-1020 et seq.) of Title 3.1 of the Code of Virginia.

Public comments may be submitted until November 13, 2000.

**Contact:** Frank Fulgham, Program Manager, Department of Agriculture and Consumer Services, 1100 Bank St., Room 703, Richmond, VA 23219, telephone (804) 786-3515 or FAX (804) 371-7793.

VA.R. Doc. No. R00-271; Filed August 14, 2000, 12:32 p.m.

#### Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Department of Agriculture and Consumer Services intends to consider amending regulations entitled: **2 VAC 5-400-10 et seq. Rules and Regulations for the Enforcement of the Virginia Fertilizer Law.** The purpose of the proposed action is to review the regulation for effectiveness and continued need, and amend the regulation relating to (i) definitions, (ii) plant nutrients, (iii) labels, (iv) investigational allowances and penalties, (v) minimum plant food allowed, (vi) sampling and analysis procedures needed to clarify language, and (vii) changes needed to make the regulation compatible with the 1994 changes to the Virginia Fertilizer Act. The agency invites comments on whether there should be an advisor. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: § 3.1-106.4 of the Code of Virginia.

Public comments may be submitted until November 13, 2000.

**Contact:** Alan Rogers, Program Manager, Department of Agriculture and Consumer Services, 1100 Bank St., Room 402, Richmond, VA 23219, telephone (804) 786-2476 or FAX (804) 786-1571.

VA.R. Doc. No. R00-275; Filed August 14, 2000, 12:31 p.m.

## Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Department of Agriculture and Consumer Services intends to consider amending regulations entitled: **2 VAC 5-610-10 et seq. Rules Governing the Solicitation of Contributions.** The purpose of the proposed action is to review the regulation for effectiveness and continued need, and amend the regulation to conform with amendments to the Virginia Solicitation of Contributions Law relating to (i) the annual registration process and exemption to such registration, (ii) rules governing a professional solicitor, and (iii) general provisions relating to disclosure requirements by for-profit organizations and the use of private mailboxes by the regulated entities. The agency invites comments on whether there should be an advisor. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: § 57-66 of the Code of Virginia.

Public comments may be submitted until November 13, 2000.

**Contact:** Andres "Andy" Alvarez, Program Manager, Department of Agriculture and Consumer Services, 1100 Bank St., Room 1101, Richmond, VA 23219, telephone (804) 786-1381 or FAX (804) 786-5112.

VA.R. Doc. No. R00-273; Filed August 14, 2000, 12:32 p.m.

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## TITLE 9. ENVIRONMENT

### VIRGINIA WASTE MANAGEMENT BOARD

#### Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Virginia Waste Management Board intends to consider amending regulations entitled: **9 VAC 20-60-10 et seq. Virginia Hazardous Waste Management Regulations.** The purpose of the proposed action is to incorporate federal regulatory text into the Commonwealth's regulations and maintain consistency between the Commonwealth and federal regulations. The regulations provide for the effective monitoring of the generation, transportation, treatment, storage, and disposal of hazardous waste in the Commonwealth. The proposed amendments are intended to maintain the equivalency of the Commonwealth's regulations with those issued by the United States Environmental Protection Agency (USEPA) under the Resource Conservation and Recovery Act of 1976 (RCRA)

and the Hazardous and Solid Waste Amendments of 1984 (HSWA). Maintaining the Commonwealth's equivalency will enable the Commonwealth to remain eligible to carry out its own hazardous waste management program and be an authorized state under the federal acts.

**Need:** Monitoring of the generation, transportation, treatment, storage, and disposal of hazardous wastes in the Commonwealth is essential to protect the public health, safety and welfare of the citizens of the Commonwealth from the effects of these activities if improperly performed. These amendments are necessary to ensure the regulations of the Commonwealth are current and conform to applicable federal regulations. In addition, maintaining the equivalency of the Commonwealth's regulations with those issued by the U.S. Environmental Protection Agency under the Resource Conservation and Recovery Act of 1976 and the Hazardous and Solid Waste Amendments of 1984, the Commonwealth remains eligible to carry out its own hazardous waste management program and be an authorized state under the federal acts.

**Substance:** Amendment 15A will further consider incorporation of changes in the federal regulations in Title 40 of the Code of Federal Regulations occurring since Amendment 14 through at least July 1, 1999, including amendments promulgated in the Federal Register on the following dates: January 3, 1995, December 6, 1994, January 13, 1995, February 9, 1995, April 17, 1995, May 12, 1995, April 4, 1995, May 19, 1995, June 29, 1995, July 11, 1995, September 29, 1995, October 30, 1995, December 11, 1995, February 9, 1996, March 26, 1996, April 8, 1996 (2), April 30, 1996, June 28, 1996, July 10, 1996, August 26, 1996, February 17, 1997, April 12, 1996, July 1, 1996, December 6, 1994, May 19, 1995, September 29, 1995, November 13, 1995, February 9, 1996, June 5, 1996, November 23, 1996, January 14, 1997, February 12, 1997, May 12, 1997, June 13, 1997, June 17, 1997, July 14, 1997, August 28, 1997, December 5, 1997, December 8, 1997, April 15, 1998, May 4, 1998, June 29, 1998, May 6, 1998, July 14, 1998, May 26, 1998, June 8, 1998, June 19, 1998, August 6, 1998, August 31, 1998, September 4, 1998, September 9, 1998, September 24, 1998, October 22, 1998, November 30, 1998, December 24, 1998, January 21, 1999, February 11, 1999, May 11, 1999, May 14, 1999, and July 6, 1999. These amendments of the federal regulations address, at least, the following items:

1. Revisions of the Universal Treatment Standards re: Land Disposal Restrictions or related changes;
2. Revisions to listings and exemptions of certain carbamate chemicals production wastes (U and K listings);
3. Housekeeping changes related to adoption errors and obsolete provisions;
4. Adoption of additional test methods related to rules that prohibit liquids in landfills;
5. New rules about the public participation process in the permitting of storage, treatment and disposal facilities and for test burns at incinerators and combustion facilities;

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## Notices of Intended Regulatory Action

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6. Correction of adoption errors in the exclusion rules for recovered oil which is recycled;
7. Addition of rules related to Phase III of the Land Disposal Restriction and treatment standards concerning carbamate pesticide production wastes, primary aluminum production wastes, characteristic wastes, listed wastes, and wastes that are diluted;
8. Identification of import and export wastes subject to the graduated system of controls under the Organization for Economic Cooperation and Development;
9. Revisions of rules for disposal of wastes from conditionally exempt small quantity generators;
10. Adoption of additional air standards for the control of organic emissions from tanks, surface impoundments, containers and miscellaneous units, including during accumulation of waste on site;
11. Extensions of the national capacity variance (under Phase III of the Land Disposal Restrictions) for spent potliners for primary aluminum production;
12. Adoption of Military Munitions Rule, which identifies when conventional and chemical military munitions become a hazardous waste, provides rules for the safe storage and transport of such waste, changes rules regarding emergency responses involving munitions and explosives, and exempts generators and transporters from manifest requirements on right-of-ways that are on or along the border of contiguous properties under the control of the same person;
13. Adoption of Land Disposal Restrictions - Phase IV, which establishes treatment standards under the land disposal restrictions for waste from wood preserving operations, revises recordkeeping related to land disposal restrictions, regulates polymerizations as a treatment alternative, clarifies de minimis amounts exemption of characteristic wastewaters, and excludes processed circuit boards and scrap metal from regulation as hazardous wastes;
14. Update the incorporation by reference citation of SW-846, Third Edition, "Test Methods for Evaluation Solid Waste, Physical/Chemical Methods," to include changes through January 13, 1997 (through Update III);
15. Revisions and withdrawals of certain rules related to listing of carbamate wastes;
16. Extension of alternate treatment standard for carbamate under the land disposal restrictions (Aug. 26, 1997 to Aug. 26, 1998);
17. Clarifications of the rules for authorization of variances from the treatment standards of the land disposal restriction regulations, and incorporation of rules requiring public participation in site specific variance considerations;
18. Amendments and clarifications of the air standards for the control of organic emissions from tanks, surface impoundments, and containers;
19. Exclusions from regulation as hazardous waste of the condensates derived from the overhead gases from kraft mill steam strippers under specified conditions;
20. Additions of specific organobromine production wastes to the list of hazardous wastes and listings of land disposal treatment standards for those wastes;
21. Correction and adoption of rules related to the management standards of used oil contaminated with PCB's and other used oil;
22. Adoption of treatment standards under the land disposal restrictions for metal wastes, mineral processing waste and 12 metal constituents, adoption of land disposal prohibition and treatment standards for mineral processing waste that are ignitable, corrosive or reactive, amendment of the definition of when secondary materials being recycled are solid waste so as to exclude certain mineral processing waste, amendment of the definition of which wastes fall under the Bevill exemption, adoption of treatment standards under the land disposal restrictions for contaminated soils as waste, and adoption of corrections and clarifying provisions to the land disposal restrictions;
23. Exclusion from regulation as solid waste those fuels produced from a hazardous waste which is comparable to some currently used fossil fuels, and addition of provisions to make it easier for existing facilities to make changes to their existing permit.
24. Listing of four petroleum refining process wastes as hazardous (K169-K172) excluding certain recycled secondary materials from the definition of solid waste. The materials include both oil-bearing residuals from petroleum refineries and oil from associated petrochemical facilities, when they are inserted into the refining process; and spent caustic from liquid treating operations when used as a feedstock to make certain chemical products. The rule clarifies an existing exclusion for recovered oil from certain petroleum industry sources. Finally, this rule applies the universal treatment standards to the petroleum refining wastes.
25. On May 26, 1998 (63 FR 28556), EPA published an amendment to the Land Disposal Restriction treatment standards for metal-bearing hazardous wastes which exhibit the characteristic of toxicity (commonly referred to as the Phase IV rule). The new Phase IV treatment standards in that rule are not well-suited for zinc micronutrient fertilizers and the new standards could result in greater use of zinc fertilizers that contain relatively higher concentrations of hazardous constituents. EPA expects to develop a more consistent and comprehensive approach to regulating hazardous waste-derived fertilizers, and currently intends to leave this amendment, which places an administrative stay on the new treatment standards, in place until those new regulations are adopted. In the interim, the fertilizers affected by this amendment would remain subject to the previous treatment standards for toxic metals found at 40 CFR 268.41 in the July 1, 1990, edition of the CFR.

26. Revision of the waste treatment standards applicable to 40 waste constituents associated with the production of carbamate wastes. First, the rule establishes revised treatment standards for seven specific carbamate waste constituents (A2213; bendiocarb phenol; diethylene glycol, dicarbamate; dimetilan; formparanate; isolan; and tirpate) for which there are no available analytical reference standards. The rule also deletes the treatment standard for one additional constituent (o-phenylenediamine) for which available analytical methods do not achieve reliable measurements.

27. Extension of the compliance date until November 26, 1998, for a limited portion of the Phase IV Final Rule (63 FR 28556). The Phase IV Final Rule amended the Land Disposal Restriction treatment standards for metal-bearing hazardous wastes exhibiting the toxicity characteristic. This action extends the date for treatment standards only for secondary lead slags exhibiting the toxicity characteristic for one or more metals that are generated from thermal recovery of lead-bearing wastes (principally batteries). In the interim, the affected wastes are still subject to the treatment standards for TC metals set forth in the Third Final Rule (55 FR 22520).

28. Interim replacement standards for spent potliners from primary aluminum reduction (EPA hazardous waste K088) under its Land Disposal Restrictions program. Spent potliners will now be prohibited from land disposal unless the wastes have been treated in compliance with the numerical standards contained within this rule. The newly promulgated treatment standards will be in place until EPA has fully reviewed all information on all treatment processes which may serve as a basis for a more permanent revised standard. In addition, the K088 national capacity variance is extended until September 21, 1998.

29. Modification of the requirement for a post-closure permit to allow for the use of a variety of authorities to impose requirements on nonpermitted land disposal units requiring post-closure care. As a result, regulators have the flexibility to use alternate mechanisms under a variety of authorities to address post-closure care requirements based on the particular needs at the facility. The rule also amends the regulations governing closure of land-based units that have released hazardous constituents to allow certain regulated units where releases may have mingled with releases from solid waste management units to be addressed through the corrective action program. This will provide regulators the discretion to use corrective action requirements, rather than closure requirements, to address the closure of these regulated units. Finally, the rule specifies the Part B information submission requirements for facilities that receive post-closure permits.

30. Streamlining of the permitting process for treatment, storage and disposal of remediation wastes managed at cleanup sites. The new requirements: (i) make permits faster and easier to obtain, (ii) provide that obtaining these permits will not subject the owner/operator to facility-wide corrective action at remediation-only

facilities, and (iii) allow the use of Remediation Action Plans (RAPs) as an alternative to traditional RCRA permits. Regulations are also finalized regarding use of staging piles during cleanup and providing an exclusion for dredged materials managed under appropriate Clean Water Act or Marine Protection Research and Sanctuaries Act permits. In addition, this rule expands the use of Corrective Action Management Units and Temporary Unit to include implementing clean-up remedies at permitted facilities that are not subject to 40 CFR 264.101.

31. Correction of errors that appeared in the May 11, 1995, Universal Waste Rule (60 FR 25492). No new regulatory requirements are created with this rule; instead it (i) makes three corrections to regulations governing the management of spent lead-acid batteries that are reclaimed, (ii) corrects the definition of a small quantity universal waste handler, and (iii) clarifies the export requirements which apply to destination facilities when the facilities act as universal waste handlers.

32. Clarification of certain regulatory text and reinstate certain regulatory provisions that were inadvertently removed contained in the rules to reduce organic air emissions from certain hazardous waste management activities to levels that are protective of human health and the environment (59 FR 62896, December 6, 1994).

33. Temporarily deferral from the definition of hazardous waste landfill leachate and landfill gas condensate derived from previously disposed wastes that now meet the listing descriptions of one or more of the recently added petroleum refinery wastes (K169, K170, K171, and K172). This exemption applies to landfill leachate and gas condensate subject to regulation under the Clean Water Act. The exempted leachate may not ordinarily be managed in surface impoundments or otherwise placed on the land after February 13, 2001, except for the purpose of providing storage under temporary or emergency conditions.

34. Clarification and/or technical corrections to the following five final rules published by EPA:

(1) May 12, 1997, regulations promulgating Land Disposal Restrictions (LDR) treatment standards for wood preserving wastes, as well as reducing the paperwork burden for complying with LDRs;

(2) May 26, 1998, regulations promulgating LDR treatment standards for metal-bearing wastes, as well as amending the LDR treatment standards for soil contaminated with hazardous waste, and amending the definition of which secondary materials from mineral processing are considered to be wastes subject to the LDRs;

(3) August 31, 1998, an administrative stay of the metal-bearing waste treatment standards as they apply to zinc micronutrient fertilizers;

(4) September 4, 1998, an emergency revision of the LDR treatment standards for hazardous wastes from the production of carbamate wastes; and

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# Notices of Intended Regulatory Action

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(5) September 24, 1998, revised treatment standards for spent aluminum potliners from primary aluminum production.

35. Approval of use of EPA Method 1664, Revision A: N-Hexane Extractable Material (HEM; Oil and Grease) and Silica Gel Treated N-Hexane Extractable Material (SGT-HEM; Non-polar Material) by Extraction and Gravimetry (hereafter Method 1664) for use in EPA's Clean Water Act (CWA) programs, and incorporates Method 1664 by reference for use in EPA's Resource Conservation and Recovery Act (RCRA) programs. The rule also deletes Method 9070 and adds revised Method 9071B as Update IIIA to the Third Edition of the EPA-approved test methods manual SW-846.

36. Addition of spent hazardous waste lamps to the list of universal wastes. Handlers of universal wastes are subject to less stringent standards for storing, transporting, and collecting these wastes. The streamlined universal waste management requirements under 40 CFR Part 273 should lead to better management of spent lamps and will facilitate compliance with hazardous waste requirements.

In addition to the promulgated amendments of federal regulations, Amendment 15A may consider the following items:

37. Errors and omissions resulting from previous amendments of the regulations, including the change in the format of the regulations effected by Amendment 14;

38. Several amendments to the requirements for the transportation of hazardous waste, including insurance requirements; financial assurance requirements for hazardous waste management facilities; and documentation demonstrating compliance with financial assurance requirements which were recommended by commenters regarding Amendment 14, but which could not be addressed in Amendment 14 for procedural reasons;

39. Revision of the schedule of permit application fees to reflect increased cost of permit reviews;

40. Further use or expansion of the format of incorporation by reference of federal regulations;

41. Inclusion of additional waste streams as listed Universal Wastes;

42. Alterations or clarifications of the regulations concerning transfer station and the definition of transfer stations to prevent inappropriate siting of the transfer station and abusive practices; and

43. Alterations or clarifications of the regulations concerning receipt of waste from conditionally exempt small quantity generators to prevent threats caused by amassing such waste from several generators in an inappropriate manner.

Alternatives: The board will, during the Notice of Intended Regulatory Action and the Notice of Public Comment period, request comments on or alternatives to the amendments. In

addition, a technical advisory committee will advise the board on what amended regulatory text should be proposed. The committee will advise the board on less intrusive and less burdensome alternatives, where such exist.

The vast majority of changes to be considered will be the direct result of incorporation of federal regulatory text into the Commonwealth's regulations, and consistency with federal regulations is required by Federal law and regulation and necessary for authorization of the Commonwealth's program the U.S. Environmental Protection Agency. Many of the changes resulting from changes to the federal regulations that are to be incorporated by this amendment are themselves a reduction in intrusion and burden on the regulated community from prior federal requirements currently incorporated into the Commonwealth regulations.

Public Participation: The board is seeking comments on the intended regulatory action, including ideas to assist in the development of a proposal and the costs and benefits of the alternatives stated in this notice or other alternatives. A public meeting will be held and notice of the meeting can be found in the Calendar of Events section of this issue of the Virginia Register of Regulations.

The board intends to use the participatory approach to develop a proposal. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: § 10.1-1402 of the Code of Virginia.

Public comments may be submitted until October 10, 2000.

**Contact:** Robert G. Wickline, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4213.

VA.R. Doc. No. R00-267; Filed August 8, 2000, 4:30 p.m.

## Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Virginia Waste Management Board intends to consider amending regulations entitled: **9 VAC 20-60-10 et seq. Virginia Hazardous Waste Management Regulations.** The purpose of the proposed action is to repeal 9 VAC 20-60-261 B 8 to clarify that low-level radioactive waste is not subject to the requirements of Chapter 60. During sweeping changes to the chapter during Amendment 14 (effective February 17, 1999) text that may be interpreted erroneously was inadvertently included in the regulation. The text may be read to require low-level radioactive waste to be managed as a hazardous waste. This action is to repeal 9 VAC 20-60-261 B 8 in its entirety and conform the Commonwealth's regulations to federal regulations.

Alternatives: The board will, during the Notice of Intended Regulatory Action and the Notice of Public Comment period, request comments on or alternatives to the amendments. At this time the only alternative that has been considered is to not repeal the language. This alternative is not recommended, as the language may be misconstrued to impose unnecessary requirements on the management of low-level radioactive wastes.



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# Notices of Intended Regulatory Action

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**Public Participation:** The board is seeking comments on the intended regulatory action, including ideas to assist in the development of a proposal and the costs and benefits of the alternatives stated in this notice or other alternatives. A public meeting will be held and notice of the meeting can be found in the Calendar of Events section of this issue of the Virginia Register of Regulations.

The board seeks comment from the public on whether to use the participatory approach to assist the agency in the development of a proposal. The agency intends to hold a public hearing on the proposed regulation after publication.

**Statutory Authority:** § 10.1-1402 of the Code of Virginia.

Public comments may be submitted until October 10, 2000.

**Contact:** Robert G. Wickline, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4213.

VA.R. Doc. No. R00-253; Filed August 3, 2000, 12:02 p.m.

## † Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Virginia Waste Management Board intends to consider amending regulations entitled: **9 VAC 20-160-10 et seq. Voluntary Remediation Regulations**. The purpose of the proposed action is to amend regulations based on a periodic review that has determined that the regulations need, among other things, updating to include current sampling and analysis methods and deletion of obsolete language.

**Alternatives:** There are no known alternatives that would achieve the stated purpose of the program in a less burdensome and intrusive manner. The Voluntary Remediation Program is for *voluntary* clean up of contaminated sites where remediation is not clearly mandated by CERCLA, RCRA, Virginia Waste Management Act, State Water Control Law or other authority. It provides a streamlined approach for remediation projects by establishing minimum standards and procedures pertaining to eligibility, enrollment, reporting, remediation and termination criteria. The legislation mandates the promulgation of the regulations for the program, so there is no alternative to their promulgation.

**Substance:** The amendment of the regulations may include but will not be limited to the following:

1. Update the regulations to incorporate current sampling and analysis methodology and to consider alternative technologies.
2. Review the definitions section of the regulation.
3. Review the requirements for terminating participation in the program.
4. Delete obsolete language from the regulation.
5. Review documents incorporated by reference into the regulations.

In addition, the board may consider comments received in response to the NOIRA which will assist the department with the development of the proposed regulations.

**Purpose:** This program is designed to allow participants to remediate properties voluntarily to remediation levels that are protective of human health and the environment, while minimizing the expense and delay of the remediation process. The purpose of the program is to enhance the public health, safety and welfare of citizens residing in the vicinity of a contaminated property.

**Need:** The department has determined that the proposed regulatory action will encourage remediation of contaminated sites where remediation is not clearly mandated by CERCLA, RCRA, the Virginia Waste Management Act, or other applicable authority. By encouraging the remediation of the sites, the department is protecting the public health, safety and welfare of citizens in the vicinity of a contaminated property. Remediation of these sites should prevent the migration of contaminants to adjacent properties.

**Public Participation:** The board is seeking comments on the intended regulatory action, including ideas to assist in the development of a proposal, and the costs and benefits of the alternatives stated in this notice or other alternatives. Anyone wishing to submit written comments for the public comment file may do so at the public meeting or by mail. In order to be considered, written comments must include the name, address and phone number of the commenter and must be received by the close of the comment period.

The board is inviting comment on whether to use the participatory approach to assist the agency in the development of a proposal.

The agency intends to hold a public hearing on the proposed regulation after publication.

**Statutory Authority:** § 10.1-1402 of the Code of Virginia.

Public comments may be submitted until November 13, 2000.

**Contact:** Melissa Porterfield, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4238.

VA.R. Doc. No. R01-9; Filed September 6, 2000, 11:23 a.m.

## STATE WATER CONTROL BOARD

### † Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the State Water Control Board intends to consider amending regulations entitled: **9 VAC 25-560-10 et seq. Potomac-Shenandoah River Basin Water Quality Management Plan**. The purpose of the proposed action is to amend the BOD<sub>5</sub> and Total Kjeldahl Nitrogen loadings and establish a total maximum daily load for Segment 1-4a of the plan.

**Purpose:** The proposed regulatory action is to consider amending the Potomac-Shenandoah River Basin Water Quality Management Plan (WQMP) (9 VAC 25-560 et seq.).

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## Notices of Intended Regulatory Action

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The State Water Control Board adopted the plan June 18, 1981, and it became effective in June of 1982. Water quality management plans identify water quality problems, consider alternative solutions and recommend pollution control measures needed to attain or maintain water quality standards. The proposed amendment addresses changed conditions in Segment 1-4a of the Upper South Fork Shenandoah River, which begins at the Merck discharge (river mile 88.09) and continues downstream for 10 miles. New modeling data shows a total wasteload assimilative capacity in Segment 1-4a greater than that previously identified in the plan.

**Need:** The Potomac-Shenandoah River Basin Water Quality Management Plan is an existing regulation. Merck, Inc. has requested changes to the WLAs in its VPDES discharge permit. The changes will enable Merck and other dischargers to this stream segment to expand production. The proposed amendment reflects the use of a new, more sophisticated mathematical model based upon actual stream data. The model indicates that the 10-mile segment of the South Fork Shenandoah River can assimilate higher BOD<sub>5</sub> and Total Kjeldahl Nitrogen (TKN) loadings and continue to maintain water quality standards.

Amending the Potomac-Shenandoah River Basin Water Quality Management Plan by increasing BOD<sub>5</sub> and TKN wasteloads will protect existing water quality, ensure beneficial uses of the South Fork Shenandoah River and sustain the economic well-being of the communities through which it flows. Treating the wastewater will contribute to the protection of the health and safety of the citizens of Rockingham County.

**Substance:** The Potomac-Shenandoah River Basin Water Quality Management Plan provides that, in order to meet water quality goals, the State Water Control Board will adopt waste load allocations for dischargers located on water quality classified stream segments, subject to revision by further intensive stream sampling and detailed water quality modeling (9 VAC 25-560-50, Board Actions to Meet Water Quality Goals). This segment was originally modeled using the Streeter Phelps method with desktop or assumed stream conditions. The Merck discharge was given wasteload allocations in the WQMP. These allocations were based upon the permitted effluent limits at the time the plan was developed. Merck is expanding its production, and greater BOD<sub>5</sub> and TKN loadings will result from the expansion. The current Potomac-Shenandoah River Water Quality Management Plan established a BOD<sub>5</sub> WLA of 3,454 lbs/day (1,567.55 kilograms per day (kg/d)) and a TKN WLA of 2,846 lbs/day (1,291.62 kilograms per day (kg/d)). The model submitted to DEQ by Merck indicated that the stream could assimilate 4,137.7 kg/day BOD<sub>5</sub> and 2,147.3 kg/day TKN.

The proposed amendment will consider recognizing the higher BOD<sub>5</sub> and TKN loadings for Segment 1-4a and, as necessary, allocate the loadings among the dischargers in this portion of the river. In addition a TMDL will be established for this segment.

**Alternatives:** The department has developed two alternatives. The recommended alternative is the least costly and eliminates the uncertainty of waiting until repeal of the existing

WQMPs and development of a new plan for the basin, especially since these are technical issues surrounding a single segment of the South Fork Shenandoah River.

**Recommended Alternative I:** Amend the Potomac-Shenandoah River Basin Water Quality Management Plan to reflect the use of the more sophisticated mathematical model for the South Fork Shenandoah River Segment 1-4a and retain the segment's plan classification as WQL (Water Quality Limiting).

**Alternative II:** Deregulate all water quality management plans for the entire state.

Reason Alternative II was not chosen: The process for deregulating all water quality management plans for the entire state is in the early stages and is not expected to be completed prior to Merck needing additional BOD<sub>5</sub> and TKN loadings. Until the deregulation process is complete, permits cannot be issued, reissued or modified that conflict with water quality management plans (9 VAC 25-31-50, Prohibitions, C 7).

In compliance with the SWCB's Public Participation Guidelines (9 VAC 25-10-10 et seq.), the DEQ will, during the Notice of Intended Regulatory Action and the Notice of Public Comment, include the proposed amendment and alternatives, and request comments from the public on these and any other alternatives. The DEQ will also request comments on the costs and benefits of these alternatives or other alternatives the public may wish to provide.

**Public Participation:** The board is seeking comments on the intended regulatory action, including ideas to assist in the development of a proposal and the costs and benefits of the alternatives stated in this notice or other alternatives.

A public meeting will be held on Wednesday October 25, 2000. at 7 p.m. in the Town Hall in Elkton, Virginia. Notice of the meeting can be found in the Calendar of Events section of the Virginia Register of Regulations.

The board seeks comment from the public on whether to use the participatory approach to assist the agency in the development of a proposal. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: § 62.1-44.15 of the Code of Virginia.

Public comments may be submitted until October 24, 2000.

**Contact:** C.T. Mizell, Department of Environmental Quality, P.O. Box 1129, Harrisonburg, VA 22801, telephone (540) 574-7800.

VA.R. Doc. No. R01-10; Filed September 6, 2000, 11:23 a.m.



## TITLE 12. HEALTH

### STATE BOARD OF HEALTH

#### † 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 Health intends to consider amending regulations entitled: **12 VAC 5-220-10 et seq. Virginia Medical Care Facilities Certificate of Public Need Rules and Regulations.** The purpose of the proposed action is to amend the regulations with respect to the timing of COPN requests and consideration of projects in rural areas. The agency does not intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: § 32.1-102.2 of the Code of Virginia.

Public comments may be submitted until October 27, 2000.

**Contact:** Carrie Eddy, Policy Analyst, Department of Health, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-2157, e-mail [ceddy@vdh.state.va.us](mailto:ceddy@vdh.state.va.us).

VA.R. Doc. No. R01-1; Filed August 30, 2000, 11:50 a.m.

### DEPARTMENT OF MEDICAL ASSISTANCE SERVICES

#### Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Department of Medical Assistance Services intends to consider amending regulations entitled: **12 VAC 30-10-10 et seq. State Plan Under Title XIX of the Social Security Act Medical Assistance Program--General Provisions;** and **12 VAC 30-20-10 et seq. Administration of Medical Assistance Services.** The purpose of the proposed action is to promulgate new provider appeals regulations for all provider types and to conform to the time requirements of Chapter 967. 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 October 11, 2000, to Martha Smith, Director, Appeals Division, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219.

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

VA.R. Doc. No. R00-291; Filed August 23, 2000, 10:22 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 for Long-Term Care.** The purpose of the proposed action is to establish a new nursing home payment system pursuant to policy mandates from the 2000 General Assembly. 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 October 11, 2000, to Stan Fields, Director, Cost Settlement and Audit, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219.

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

VA.R. Doc. No. R00-281; Filed August 15, 2000, 11:13 a.m.

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## TITLE 16. LABOR AND EMPLOYMENT

### VIRGINIA EMPLOYMENT COMMISSION

#### Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Virginia Employment Commission intends to consider amending regulations entitled: **16 VAC 5-10-10 et seq. Definitions and General Provisions.** The purpose of the proposed action is to ensure compliance with Executive Order 25 (98). The definitions will be expanded to encompass the changes made to the agency's other regulations. The agency does not intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 60.2-111 and 60.2-623 of the Code of Virginia.

Public comments may be submitted until October 11, 2000.

**Contact:** Michael Worthington, Director of Policy and Planning, P.O. Box 1358, Room 300, Richmond, VA 23218-1358, telephone (804) 371-6406, FAX (804) 225-3923 or toll-free 1-800-828-1120/TTY ☎

VA.R. Doc. No. R00-285; Filed August 22, 2000, 2:46 p.m.

#### Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Virginia Employment Commission intends to consider amending regulations entitled: **16 VAC 5-20-10 et seq. Unemployment Taxes.** The purpose of the proposed action is to eliminate language requiring reimbursable employers to post a surety bond. The agency does not intend to hold a public hearing on the proposed regulation after publication.

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# Notices of Intended Regulatory Action

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Statutory Authority: §§ 60.2-111 and 60.2-623 of the Code of Virginia.

Public comments may be submitted until October 11, 2000.

**Contact:** Michael Worthington, Director of Policy and Planning, P.O. Box 1358, Room 300, Richmond, VA 23218-1358, telephone (804) 371-6406, FAX (804) 225-3923 or toll-free 1-800-828-1120/TTY ☎

VA.R. Doc. No. R00-286; Filed August 22, 2000, 2:46 p.m.

## Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Virginia Employment Commission intends to consider amending regulations entitled: **16 VAC 5-32-10 et seq. Required Records and Reports.** The purpose of the proposed action is to add specific language to ensure that employers know what information should be retained and that they know what information may be required by the agency. The agency does not intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 60.2-111 and 60.2-623 of the Code of Virginia.

Public comments may be submitted until October 11, 2000.

**Contact:** Michael Worthington, Director of Policy and Planning, P.O. Box 1358, Room 300, Richmond, VA 23218-1358, telephone (804) 371-6406, FAX (804) 225-3923 or toll-free 1-800-828-1120/TTY ☎

VA.R. Doc. No. R00-287; Filed August 22, 2000, 2:46 p.m.

## Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Virginia Employment Commission intends to consider amending regulations entitled: **16 VAC 5-60-10 et seq. Benefits.** The purpose of the proposed action is to allow claimants to file initial claims, partial claims and continued claims by telephone and the Internet. The amendments will make technological improvements, allow the agency to comply with the mandate of Executive Order 65 (00), and replace references to the Job Training Partnership Act with references to the Workforce Investment Act. Finally, language will be added regarding the cancellation and withdrawal of claims. The agency does not intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 60.2-111 and 60.2-623 of the Code of Virginia.

Public comments may be submitted until October 11, 2000.

**Contact:** Michael Worthington, Director of Policy and Planning, P.O. Box 1358, Room 300, Richmond, VA 23218-1358, telephone (804) 371-6406, FAX (804) 225-3923 or toll-free 1-800-828-1120/TTY ☎

VA.R. Doc. No. R00-288; Filed August 22, 2000, 2:46 p.m.

## Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Virginia Employment Commission intends to consider amending regulations entitled: **16 VAC 5-70-10 et seq. Interstate and Multi-state Claimants.** The purpose of the proposed action is to allow interstate claimants to file claims by telephone and the Internet. Also, language will be added regarding the cancellation and withdrawal of combined wage claims. The agency does not intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 60.2-111 and 60.2-623 of the Code of Virginia.

Public comments may be submitted until October 11, 2000.

**Contact:** Michael Worthington, Director of Policy and Planning, P.O. Box 1358, Room 300, Richmond, VA 23218-1358, telephone (804) 371-6406, FAX (804) 225-3923 or toll-free 1-800-828-1120/TTY ☎

VA.R. Doc. No. R00-289; Filed August 22, 2000, 2:46 p.m.

## Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Virginia Employment Commission intends to consider amending regulations entitled: **16 VAC 5-80-10 et seq. Adjudication.** The purpose of the proposed action is to allow parties to file appeals by facsimile and over the Internet and to allow expanded use of telephonic hearings. Also, the agency recommends that (i) a 10-day notice of hearing be required for both lower and higher authority; (ii) language establishing the criteria for the approval of attorney's fees to lawyers representing claimants be added; (iii) language prohibiting ex-parte communications with presiding hearing officers be added; (iv) the language regarding transcripts be modified to make it consistent with § 60.2-623 of the Code of Virginia; (v) a provision is added to establish criteria for when the commission would consider a decision pursuant to § 60.2-630 of the Code of Virginia; and (vi) a provision is added regarding rescission of a withdrawal by a party. The agency does not intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 60.2-111 and 60.2-623 of the Code of Virginia.

Public comments may be submitted until October 11, 2000.

**Contact:** Michael Worthington, Director of Policy and Planning, P.O. Box 1358, Room 300, Richmond, VA 23218-1358, telephone (804) 371-6406, FAX (804) 225-3923 or toll-free 1-800-828-1120/TTY ☎

VA.R. Doc. No. R00-290; Filed August 22, 2000, 2:46 p.m.



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# Notices of Intended Regulatory Action

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## TITLE 18. PROFESSIONAL AND OCCUPATIONAL LICENSING

### BOARD OF AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY

#### Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board of Audiology and Speech-Language Pathology intends to consider amending regulations entitled: **18 VAC 30-10-10 et seq. Public Participation Guidelines.** The purpose of the proposed action is to update and clarify certain sections. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 9-6.14:7.1 and 54.1-2400 of the Code of Virginia.

Public comments may be submitted until September 27, 2000.

**Contact:** Elizabeth Young Tisdale, Executive Director, Board of Audiology and Speech-Language Pathology, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9111 or FAX (804) 662-9523.

VA.R. Doc. No. R00-255; Filed August 3, 2000, 11:45 a.m.

### BOARD FOR CONTRACTORS

#### † 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 Contractors intends to consider amending regulations entitled: **18 VAC 50-30-10 et seq. Tradesman Rules and Regulations.** The purpose of the proposed action is to (i) implement the statutory provisions of §§ 54.1-1128 through 54.1-1135 of the Code of Virginia relating to licensure requirements for liquefied petroleum gas fitters and natural gas fitter providers; (ii) establish entry requirements for licensure; (iii) specify examination requirements for licensure; (iv) establish procedures and provisions regarding renewal, reinstatement, and the standards of practice and conduct; (v) establish standards of practice that will protect the health, safety and welfare of the public; and (vi) set forth provisions under which the board may reject an application for licensure, suspend or revoke a license or impose other sanctions for violations of the statutes and regulations governing the regulated practice. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 54.1-201 and 54.1-2202 and Article 3 (§ 54.1-1128 et seq.) of Chapter 11 of Title 54.1 of the Code of Virginia.

Public comments may be submitted until October 24, 2000.

**Contact:** Nancy T. Feldman, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad

St., Richmond, VA 23230-4917, telephone (804) 367-8540, FAX (804) 367-2474, (804) 367-9753/TTY ☎ or e-mail [contractors@dpor.state.va.us](mailto:contractors@dpor.state.va.us).

VA.R. Doc. No. R01-11; Filed September 6, 2000, 11:53 a.m.

### BOARD OF DENTISTRY

#### 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 Dentistry intends to consider amending regulations entitled: **18 VAC 60-10-10 et seq. Public Participation Guidelines.** The purpose of the proposed action is to update and clarify certain sections. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 9-6.14:7.1 and 54.1-2400 of the Code of Virginia.

Public comments may be submitted until September 27, 2000.

**Contact:** Marcia J. Miller, Executive Director, Board of Dentistry, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9606 or FAX (804) 662-9943.

VA.R. Doc. No. R00-257; Filed August 3, 2000, 11:45 a.m.

### BOARD OF FUNERAL DIRECTORS AND EMBALMERS

#### 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 Funeral Directors and Embalmers intends to consider amending regulations entitled: **18 VAC 65-10-10 et seq. Public Participation Guidelines.** The purpose of the proposed action is to update and clarify certain sections. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 9-6.14:7.1 and 54.1-2400 of the Code of Virginia.

Public comments may be submitted until September 27, 2000.

**Contact:** Elizabeth Young Tisdale, Executive Director, Board of Funeral Directors and Embalmers, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9907 or FAX (804) 662-9943.

VA.R. Doc. No. R00-258; Filed August 3, 2000, 11:45 a.m.

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# Notices of Intended Regulatory Action

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## BOARD OF HEALTH PROFESSIONS

### 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 Health Professions intends to consider amending regulations entitled: **18 VAC 75-10-10 et seq. Public Participation Guidelines**. The purpose of the proposed action is to update and clarify certain sections. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 9-6.14:7.1 and 54.1-2400 of the Code of Virginia.

Public comments may be submitted until September 27, 2000.

**Contact:** Hugh C. Cannon, Executive Director, Board of Health Professions, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9964 or FAX (804) 662-9114.

VA.R. Doc. No. R00-259; Filed August 3, 2000, 11:46 a.m.

## BOARD OF MEDICINE

### 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 Medicine intends to consider amending regulations entitled: **18 VAC 85-10-10 et seq. Public Participation Guidelines**. The purpose of the proposed action is to update and clarify certain sections. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 9-6.14:7.1 and 54.1-2400 of the Code of Virginia.

Public comments may be submitted until September 27, 2000.

**Contact:** William L. Harp, M.D., Executive Director, Board of Medicine, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9908 or FAX (804) 662-9943.

VA.R. Doc. No. R00-260; Filed August 3, 2000, 11:46 a.m.

## BOARD OF NURSING

### 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 Nursing intends to consider amending regulations entitled: **18 VAC 90-10-10 et seq. Public Participation Guidelines**. The purpose of the proposed action is to update and clarify certain sections. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 9-6.14:7.1 and 54.1-2400 of the Code of Virginia.

Public comments may be submitted until September 27, 2000.

**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 or FAX (804) 662-9512.

VA.R. Doc. No. R00-261; Filed August 3, 2000, 11:45 a.m.

## BOARDS OF NURSING AND MEDICINE

### Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Boards of Nursing and Medicine intend to consider amending regulations entitled: **18 VAC 90-30-10 et seq. Regulations Governing the Licensure of Nurse Practitioners**. The purpose of the proposed action is to amend regulations to provide requirements for continued competency pursuant to a statutory mandate in the Code of Virginia. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 54.1-2400, 54.1-2912.1 and 54.1-2957.01 of the Code of Virginia.

Public comments may be submitted until October 11, 2000.

**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 or FAX (804) 662-9943.

VA.R. Doc. No. R00-280; Filed August 17, 2000, 11:39 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 Boards of Nursing and Medicine intend to consider amending regulations entitled: **18 VAC 90-40-10 et seq. Regulations for Prescriptive Authority for Nurse Practitioners**. The purpose of the proposed action is to amend regulations to provide requirements for continued competency pursuant to a statutory mandate in the Code of Virginia. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 54.1-2400, 54.1-2912.1, 54.1-2957 and 54.1-2957.01 of the Code of Virginia.

Public comments may be submitted until October 11, 2000.

**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 or FAX (804) 662-9943.

VA.R. Doc. No. R00-279; Filed August 17, 2000, 11:39 a.m.

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# Notices of Intended Regulatory Action

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## BOARD OF NURSING HOME ADMINISTRATORS

### 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 Nursing Home Administrators intends to consider amending regulations entitled: **18 VAC 95-10-10 et seq. Public Participation Guidelines**. The purpose of the proposed action is to update and clarify certain sections. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 9-6.14:7.1 and 54.1-2400 of the Code of Virginia.

Public comments may be submitted until September 27, 2000.

**Contact:** Marcia J. Miller, Executive Director, Board Nursing Home Administrators, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-7457 or FAX (804) 662-9943.

VA.R. Doc. No. R00-262; Filed August 9, 2000, 11:11 a.m.

## BOARD OF OPTOMETRY

### 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 Optometry intends to consider amending regulations entitled: **18 VAC 105-10-10 et seq. Public Participation Guidelines**. The purpose of the proposed action is to update and clarify certain sections. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 9-6.14:7.1 and 54.1-2400 of the Code of Virginia.

Public comments may be submitted until September 27, 2000.

**Contact:** Elizabeth A. Carter, Ph.D., Executive Director, Board of Optometry, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9910 or FAX (804) 662-7098.

VA.R. Doc. No. R00-263; Filed August 3, 2000, 11:46 a.m.

## BOARD OF PHARMACY

### 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 Pharmacy intends to consider amending regulations entitled: **18 VAC 110-10-10 et seq. Public Participation Guidelines**. The purpose of the proposed action is to update and clarify certain sections. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 9-6.14:7.1 and 54.1-2400 of the Code of Virginia.

Public comments may be submitted until September 27, 2000.

**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.

VA.R. Doc. No. R00-266; Filed August 3, 2000, 11:46 a.m.

## BOARD OF COUNSELING

### 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 Counseling intends to consider amending regulations entitled: **18 VAC 115-10-10 et seq. Public Participation Guidelines**. The purpose of the proposed action is to update and clarify certain sections. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 9-6.14:7.1 and 54.1-2400 of the Code of Virginia.

Public comments may be submitted until September 27, 2000.

**Contact:** Evelyn B. Brown, Executive Director, Board of Counseling, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9133 or FAX (804) 662-9943.

VA.R. Doc. No. R00-256; Filed August 3, 2000, 11:45 a.m.

## BOARD OF PSYCHOLOGY

### 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 Psychology intends to consider amending regulations entitled: **18 VAC 125-10-10 et seq. Public Participation Guidelines**. The purpose of the proposed action is to update and clarify certain sections. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 9-6.14:7.1 and 54.1-2400 of the Code of Virginia.

Public comments may be submitted until September 27, 2000.

**Contact:** Evelyn B. Brown, Executive Director, Board of Psychology, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9913 or FAX (804) 662-9943.

VA.R. Doc. No. R00-264; Filed August 3, 2000, 11:46 a.m.

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# Notices of Intended Regulatory Action

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## 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 140-10-10 et seq. Public Participation Guidelines**. The purpose of the proposed action is to update and clarify certain sections. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 9-6.14:7.1 and 54.1-2400 of the Code of Virginia.

Public comments may be submitted until September 27, 2000.

**Contact:** Evelyn B. Brown, Executive Director, Board of Social Work, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9914 or FAX (804) 662-9943.

VA.R. Doc. No. R00-254; Filed August 3, 2000, 11:45 a.m.

## BOARD OF VETERINARY MEDICINE

### 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 Veterinary Medicine intends to consider amending regulations entitled: **18 VAC 150-10-10 et seq. Public Participation Guidelines**. The purpose of the proposed action is to update and clarify certain sections. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 9-6.14:7.1 and 54.1-2400 of the Code of Virginia.

Public comments may be submitted until September 27, 2000.

**Contact:** Elizabeth A. Carter, Ph.D., Executive Director, Board of Veterinary Medicine, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9915 or FAX (804) 662-7098.

VA.R. Doc. No. R00-265; Filed August 3, 2000, 11:45 a.m.

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## TITLE 22. SOCIAL SERVICES

### STATE BOARD OF SOCIAL SERVICES

#### † Withdrawal of Notice of Intended Regulatory Action

Notice is hereby given that the State Board of Social Services has **WITHDRAWN** the Notice of Intended Regulatory Action for **22 VAC 40-250-10 et seq. Agency Placement**

**Adoptions - AREVA**, which was published in 15:24 VA.R. 3088 August 16, 1999.

**Contact:** L. Richard Martin, Department of Social Services, Theater Row Bldg., 730 E. Broad St., Richmond, VA 23239-1849, telephone (804) 692-1825 or (804) 828-1120/TTY ☎

VA.R. Doc. No. R99-232; Filed September 6, 2000, 9:18 a.m.





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# PUBLIC COMMENT PERIODS - PROPOSED REGULATIONS

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## 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 8. EDUCATION

### STATE BOARD OF EDUCATION

**October 19, 2000 - 2:45 p.m.** -- Public Hearing  
Longwood College, 201 High Street, Lancaster Hall,  
Farmville, Virginia.

**November 24, 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 State Board of Education intends to amend regulations entitled: **8 VAC 20-110-10 et seq. Regulations Governing Pupil Accounting Records.** The purpose of the proposed amendments is to eliminate the requirement that school divisions either maintain paper records of student enrollment and attendance data or implement equivalent systems.

Statutory Authority: §§ 22.1-16, 22.1-20, and 22.1-259 of the Code of Virginia.

**Contact:** Jerry Mathews, Principal Specialist-Software, Department of Education, P.O. Box 2120, Richmond, VA 23218-2120, telephone (804) 225-2950 or FAX (804) 225-2524.

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**October 19, 2000 - 2:30 p.m.** -- Public Hearing  
Longwood College, 201 High Street, Lancaster Hall,  
Farmville, Virginia.

**November 24, 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 State Board of Education intends to **repeal** regulations entitled: **8 VAC 20-540-10 et seq. Regulations Governing Approved Programs for Virginia Institutions of Higher Education** and **adopt** regulations entitled: **8 VAC 20-541-10 et seq. Regulations Governing Approved Programs for Virginia Institutions of Higher Education.** The Board of Education seeks to repeal the current regulations (8 VAC 20-540) and promulgate regulations by the same title (8 VAC 20-541). The purpose is to ensure that

prospective teachers receive the academic training necessary to become a quality teacher.

Statutory Authority: §§ 22.1-16, 22.1-298, and 22.1-305.2 of the Code of Virginia.

**Contact:** Dr. Thomas A. Elliott, Assistant Superintendent, Department of Education, P.O. Box 2120, Richmond, VA 23218-2120, telephone (804) 371-2522 or FAX (804) 225-2524.

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## TITLE 16. LABOR AND EMPLOYMENT

### VIRGINIA WORKERS' COMPENSATION COMMISSION

**October 19, 2000 - 10 a.m.** -- Public Hearing  
Virginia Workers' Compensation Commission, 1000 DMV Drive, Richmond, Virginia.

**November 28, 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 Virginia Workers' Compensation Commission intends to adopt regulations entitled: **16 VAC 30-100-10 et seq. Regulations for Professional Employer Organizations.** The proposed regulations relate to implementation of the registration and reporting requirements imposed upon professional employer organizations by amendments to Title 65.2 at the 2000 legislative session.

Statutory Authority: §§ 65.2-201 and 65.2-803.1 of the Code of Virginia.

**Contact:** Sam Lupica, Virginia Workers' Compensation Ombudsman, 1000 DMV Drive, Richmond, VA 23220, telephone (804) 367-8269, FAX (804) 367-9740, toll-free 1-877-664-2566, or (804) 367-3600/TTY ☎

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# PROPOSED REGULATIONS

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For information concerning Proposed Regulations, see Information Page.

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## 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.

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## TITLE 4. CONSERVATION AND NATURAL RESOURCES

### BOARD OF GAME AND INLAND FISHERIES

**REGISTRAR'S NOTICE:** The Board of Game and Inland Fisheries is exempt from the Administrative Process Act pursuant to subdivision A 3 of § 9-6.14:4.1 of the Code of Virginia when promulgating regulations regarding the management of wildlife.

**Title of Regulations:** 4 VAC 15-20-10 et seq. **Definitions and Miscellaneous:** In General (amending 4 VAC 15-20-50 and 4 VAC 15-20-130).

**4 VAC 15-30-10 et seq. Definitions and Miscellaneous: Importation, Possession, Sale, Etc., of Animals (amending 4 VAC 15-30-40).**

**4 VAC 15-250-10 et seq. Game: Falconry (amending 4 VAC 15-250-30).**

**Statutory Authority:** §§ 29.1-501 and 29.1-502 of the Code of Virginia.

#### Notice to the Public:

The Board of Game and Inland Fisheries has ordered to be published, pursuant to §§ 29.1-501 and 29.1-502 of the Code of Virginia, the following proposed amendments to board regulations. A public comment period on the proposed regulations opened August 24, 2000, and remains open until October 26, 2000. Comments submitted must be in writing; must be accompanied by the name, address and telephone number of the party offering the comments; should state the regulatory action desired; and should state the justification for the desired action. Comments should be sent to Phil Smith, Policy Analyst and Regulatory Coordinator, Department of Game and Inland Fisheries, 4010 West Broad Street, Richmond, Virginia 23230, and need to be received no later than October 19, 2000, in order to be assured that the board will have opportunity to review them before taking final action.

A public hearing on the advisability of adopting or amending and adopting the proposed regulations, or any parts thereof, will be held during a meeting of the board to take place at the Department of Game and Inland Fisheries, 4000 West Broad Street, Richmond, Virginia, beginning at 9 a.m. on Thursday, October 26, 2000, at which time any interested citizen present shall be heard. If the board is satisfied that the proposed regulations, or any parts thereof, are advisable, in the form in which published or as amended after receipt of the public's comments, the board may adopt regulation amendments as final at the October 26 meeting. The regulations or regulation amendments adopted may be either more liberal or more restrictive than those proposed and being advertised under this notice.

#### Summary:

*The proposed amendments (i) delegate authority for proposing the adoption of modifications and amendments to the Federal Endangered and Threatened Species List to the department director; (ii) modify the list of endangered or threatened species to comply with changes made to the federal list and readopt the Federal Endangered and Threatened Species List; (iii) adopt current taxonomic nomenclature regarding the canebrake rattlesnake; (iv) add Asian swamp eel to the list of nonnative (exotic) animals that require a special permit for importation, possession, cultivation, and sale; allow the personal use of parts or products of such animals; and allow the purchase of these animals not otherwise restricted from importation and sale; (v) clarify the banding requirements for captive-bred monk parakeets; and (vi) require a permit for the taking or possession of state endangered or threatened raptors for falconry purposes.*

**4 VAC 15-20-50. Definitions; "wild animal," "native animal," "naturalized animal," "nonnative (exotic) animal" and "domestic animal."**

In accordance with § 29.1-100 of the Code of Virginia, the following terms shall have the meanings ascribed to them by this section when used in regulations of the board:

*"Wild animal"* means any member of the animal kingdom, except domestic animals, including without limitation any native, naturalized, or nonnative (exotic) mammal, fish, bird, amphibian, reptile, mollusk, crustacean, arthropod or other invertebrate, and includes any hybrid of them, except as otherwise specified in regulations of the board, or part, product, egg, or offspring of them, or the dead body or parts of them.

*"Native animal"* means those species and subspecies of animals naturally occurring in Virginia, as included in the department's ~~1991 official listing of~~ "2000 "List of Native and Naturalized Fauna of Virginia," with copies available in the Richmond and regional offices of the department.

*"Naturalized animal"* means those species and subspecies of animals not originally native to Virginia which have established wild, self-sustaining populations, as included in the department's ~~1991 official listing of~~ "2000 "List of "Native and Naturalized Fauna of Virginia," with copies available in the Richmond and regional offices of the department.

*"Nonnative (exotic) animal"* means those species and subspecies of animals not naturally occurring in Virginia, excluding domestic and naturalized species.

The following animals are defined as domestic animals:

Domestic dog (*Canis familiaris*), including wolf hybrids.

# Proposed Regulations

Domestic cat (*Felis catus*), including hybrids with wild felines.

Domestic horse (*Equus caballus*), including hybrids with *Equus asinus*.

Domestic ass, burro, and donkey (*Equus asinus*).

Domestic cattle (*Bos taurus* and *Bos indicus*).

Domestic sheep (*Ovis aries*) including hybrids with wild sheep.

Domestic goat (*Capra hircus*).

Domestic swine (*Sus scrofa domestica*), including pot-bellied pig.

Llama (*Lama glama*).

Alpaca (*Lama pacos*).

Camels (*Camelus bactrianus* and *Camelus dromedarius*).

Domesticated races of hamsters (*Mesocricetus* spp.).

Domesticated races of mink (*Mustela vison*) where adults are heavier than 1.15 kilograms or their coat color can be distinguished from wild mink.

Domesticated races of red fox (*Vulpes*) where their coat color can be distinguished from wild red fox.

Domesticated races of guinea pigs (*Cavia porcellus*).

Domesticated races of gerbils (*Meriones unguiculatus*).

Domesticated races of chinchillas (*Chinchilla laniger*).

Domesticated races of rats (*Rattus norvegicus* and *Rattus rattus*).

Domesticated races of mice (*Mus musculus*).

Domesticated races of European rabbit (*Oryctolagus cuniculus*).

Domesticated races of chickens (*Gallus*).

Domesticated races of turkeys (*Meleagris gallopavo*).

Domesticated races of ducks and geese distinguishable morphologically from wild birds.

Feral pigeons (*Columba domestica* and *Columba livia*) and domesticated races of pigeons.

Domesticated races of guinea fowl (*Numida meleagris*).

Domesticated races of peafowl (*Pavo cristatus*).

**4 VAC 15-20-130. Endangered and threatened species; adoption of federal list; additional species enumerated.**

A. The board hereby adopts the Federal Endangered and Threatened Species List, Endangered Species Act of December 28, 1973 (16 USC §§ 1531-1543), as amended, and declares all species listed thereon to be endangered or threatened species in the Commonwealth. Pursuant to § 29.1-103.12 of the Code of Virginia, the director of the department is hereby delegated authority to propose adoption of modifications and amendments to the Federal Endangered and Threatened Species List in accordance with the

*procedures of §§ 29.1-501 and 29.1-502 of the Code of Virginia.*

B. In addition to the provisions of subsection A, the following species are declared endangered or threatened in this Commonwealth, and are afforded the protection provided by Article 6 (§ 29.1-563 et seq.) of Chapter 5 of Title 29.1 of the Code of Virginia:

1. Fish:

Endangered:

Dace, Tennessee	<i>Phoxinus tennesseensis</i>
<del>Darter, duskytail</del>	<del><i>Etheostoma sp</i></del>
Darter, sharphead	<i>Etheostoma acuticeps</i>
Darter, variegate	<i>Etheostoma variatum</i>
Sunfish, blackbanded	<i>Enneacanthus chaetodon</i>

Threatened:

Darter, Carolina	<i>Etheostoma collis</i>
Darter, Tippecanoe	<i>Etheostoma tippecanoe</i>
Darter, greenfin	<i>Etheostoma chlorobranchium</i>
Darter, longhead	<i>Percina macrocephala</i>
Darter, western sand	<i>Ammocrypta clara</i>
Madtom, orangefin	<i>Noturus gilberti</i>
Paddlefish	<i>Polyodon spathula</i>
Shiner, emerald	<i>Notropis atherinoides</i>
Shiner, steelcolor	<i>Cyprinella whipplei</i>
Shiner, whitemouth	<i>Notropis alborus</i>

2. Amphibians:

Endangered:

Salamander, eastern tiger	<i>Ambystoma tigrinum</i>
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Threatened:

Salamander, Mabee's	<i>Ambystoma mabeei</i>
Treefrog, barking	<i>Hyla gratiosa</i>

3. Reptiles:

Endangered:

Rattlesnake, canebrake	<del><i>Crotalus horridus atricaudatus</i></del>
Turtle, bog	<i>Clemmys muhlenbergii</i>
Turtle, chicken	<i>Deirochelys reticularia</i>

Threatened:

Lizard, eastern glass	<i>Ophisaurus ventralis</i>
Turtle, wood	<i>Clemmys insculpta</i>

4. Birds:

Endangered:

Plover, Wilson's	<i>Charadrius wilsonia</i>
Wren, Bewick's	<i>Thryomanes bewicki</i>

Threatened:

<i>Eagle, bald</i>	<i>Haliaeetus leucocephalus</i> (see note A below for effective date)
<i>Falcon, peregrine</i>	<i>Falco peregrinus</i>
<i>Sandpiper, upland</i>	<i>Bartramia longicauda</i>

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Shrike, loggerhead	Lanius ludovicianus
Sparrow, Bachman's	Ammophila aestivalis
Sparrow, Henslow's	Ammodrammus henslowii
Tern, gull-billed	Sterna nilotica

## 5. Mammals:

### Endangered:

Bat, eastern big-eared	Plecotus rafinesquii macrotis
Hare, snowshoe	Lepus americanus
Shrew, water	Sorex palustris
Vole, rock	Microtus chrotorrhinus

### Threatened:

Shrew, Dismal Swamp southeastern	Sorex longirostris fisheri
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## 6. Molluscs:

### Endangered:

<del>Bean, purple</del>	<del>Villosa perpurpurea</del>
Cavesnail, Unthanks	Holsingeria unthanksensis
Coil, rubble	Helicodiscus lirellus
Coil, shaggy	Helicodiscus diadema
<del>Gombshell, Cumberland</del>	<del>Epioblasma brevidens</del>
Deertoie	Truncilla truncata
Elephant-ear	Elliptio crassidens
Floater, brook	Alasmidonta varicosa
Heelsplitter, Tennessee	Lasmigona holstonia
Lilliput, purple	Toxolasma lividus
<del>Mussel, oyster</del>	<del>Epioblasma capsaeformis</del>
Mussel, slippershell	Alasmidonta viridis
Pigtoe, Ohio	Pleurobema cordatum
Pigtoe, pink	Pleurobema rubrum
Snuffbox	Epioblasma triquetra
Spectaclecase	Cumberlandia monodonta
Supercoil, spirit	Paravitrea hera

### Threatened:

Papershell, fragile	Leptodea fragilis
Pearlymussel, slabside	Lexingtonia dolabelloides
Pigtoe, Atlantic	Fusconaia masoni
Pimpleback	Quadrula pustulosa ustulosa
<del>Rabbitsfoot, rough</del>	<del>Quadrula cylindrica strigillata</del>
Riversnail, spiny	Io fluviialis
Sandshell, black	Ligumia recta
Sheepnose	Plethobasus cyphus
Supercoil, brown	Paravitrea septadens

## 7. Arthropods:

### Threatened:

Amphipod, Madison Cave	Stygobromus stegerorum
Pseudotremia, Ellett Valley	Pseudotremia cavernarum
Xystodesmid, Laurel Creek	Sigmoria whiteheadi

<sup>A</sup> Notwithstanding the prospective removal of the bald eagle from the federal list of endangered or threatened species, the bald eagle continues to be threatened in the Commonwealth of Virginia, and is hereby declared to be a threatened species in Virginia effective as of, and simultaneously with, the date of its removal from the federal list.

C. It shall be unlawful to take, transport, process, sell, or offer for sale within the Commonwealth any threatened or endangered species of fish or wildlife *except as authorized by law*.

## 4 VAC 15-30-40. Importation requirements, possession and sale of nonnative (exotic) animals.

A. Permit required. A special permit is required and may be issued by the department, if consistent with the department's fish and wildlife management program, to import, possess, or sell those nonnative (exotic) animals listed below that the board finds and declares to be predatory or undesirable within the meaning and intent of § 29.1-542 of the Code of Virginia, in that their introduction into the Commonwealth will be detrimental to the native fish and wildlife resources of Virginia:

AMPHIBIANS:			
Order	Family	Genus/Species	Common Name
Anura	Bufo	Bufo marinus	Giant or marine toad*
	Pipidae	Xenopus spp.	Tongueless or African clawed frog
Caudata	Ambystomatidae	Ambystoma tigrum mavortium	Barred tiger salamander
		A. t. diaboli	Gray tiger salamander
		A. t. melanostictum	Blotched tiger salamander
BIRDS:			
Order	Family	Genus/Species	Common Name
Psittaciformes	Psittacidae	Myiopsitta monachus	Monk parakeet*
FISH:			
Order	Family	Genus/Species	Common Name
Cypriniformes	Catostomidae	Ictiobus bubalus	Smallmouth buffalo*
		I. cyprinellus	Bigmouth buffalo*

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		<i>I. niger</i>	Black buffalo*
	Characidae	<i>Pygopristis</i> spp.	Piranhas
		<i>Pygocentrus</i> spp.	
		<i>Rooseveltiella</i> spp.	
		<i>Serrasalmo</i> spp.	
		<i>Serrasalmus</i> spp.	
		<i>Taddyella</i> spp.	
	Cyprinidae	<i>Aristichyhis nobilis</i>	Bighead carp*
		<i>Ctenopharyngodon idella</i>	Grass carp or white amur
		<i>Cyprinella lutrensis</i>	Red shiner
		<i>Hypophthalmichthys molitrix</i>	Silver carp*
		<i>Mylopharyngodon piceus</i>	Black carp
		<i>Scardinius erythrophthalmus</i>	Rudd
		<i>Tinca tinca</i>	Tench*
Gobiesociformes	Gobiidae	<i>Proterorhinus marmoratus</i>	Tubenose goby
		<i>Neogobius melanostomus</i>	Round goby
Perciformes	Cichlidae	<i>Tilapia</i> spp.	Tilapia
		<i>Gymnocephalus cernuum</i>	Ruffe*
Siluriformes	Clariidae	All Species	Air-breathing catfish
Synbranchiformes	Synbranchidae	<i>Monopterus albus</i>	Swamp eel
MAMMALS:			
Order	Family	Genus/Species	Common Name
Artiodactyla	Suidae	All Species	Pigs or Hogs*
	Cervidae	All Species	Deer*
Carnivora	Canidae	All Species	Wild Dogs,* Wolves,Coyotes or Coyote hybrids, Jackals and foxes
	Ursidae	All Species	Bears*
	Procyonidae	All Species	Raccoons and* Relatives
	Mustelidae	All Species (except <i>Mustela Putorius furo</i> )	Weasels,Badgers,* Skunks and Otters Ferret
	Viverridae	All Species	Civets, Genets, Lingsangs, Mongooses, and Fossas
	Herpestidae	All Species	Mongoose*
	Hyaenidae	All Species	Hyenas*
	Protelidae	<i>Proteles cristatus</i>	Aardwolf*
Chiroptera		All Species	Bats*
Lagomorpha	Leporidae	<i>Lepus europeaeus</i>	European hare
		<i>Oryctolagus cuniculus</i>	European rabbit
Rodentia	Sciuridae	<i>Cynomys</i> spp.	Prairie dogs
MOLLUSKS:			
Order	Family	Genus/Species	Common Name
Veneroida	Dreissenidae	<i>Dreissena polymorpha</i>	Zebra mussel
REPTILES:			
Order	Family	Genus/Species	Common Name
Squamata	Alligatoridae	All Species	Alligators, Caimans*
	Colubridae	<i>Boiga irregularis</i>	Brown tree snake*
	Crocodylidae	All Species	Crocodiles*
	Gavialidae	All Species	Gavials*

B. Temporary possession permit for certain animals. Notwithstanding the permitting requirements of subsection A, a person, company or corporation possessing any nonnative (exotic) animal, designated with an asterisk (\*) in subsection

A, prior to July 1, 1992, must declare such possession in writing to the department by January 1, 1993. This written declaration shall serve as a permit for possession only, is not transferable, and must be renewed every five years. This written declaration must include species name, common

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name, number of individuals, date or dates acquired, sex (if possible), estimated age, height or length, and other characteristics such as bands and band numbers, tattoos, registration numbers, coloration, and specific markings. Possession transfer will require a new permit according to the requirements of this subsection.

C. Exception for certain monk parakeets. A permit is not required for monk parakeets (quakers) that have been captive bred and are closed-banded *with a seamless band*.

D. Exception for parts or products. A permit is not required for parts or products of those nonnative (exotic) animals listed in subsection A that may be used *for personal use*, in the manufacture of products or used in scientific research, provided that such parts or products be packaged outside the Commonwealth by any person, company, or corporation duly licensed by the state in which the parts originate. Such packages may be transported into the Commonwealth, consistent with other state laws and regulations, so long as the original package remains unbroken, unopened and intact until its point of destination is reached. Documentation concerning the type and cost of the animal parts ordered, the purpose and date of the order, point and date of shipping, and date of receiving shall be kept by the person, business or institution ordering such nonnative (exotic) animal parts. Such documentation shall be open to inspection by a representative of the Department of Game and Inland Fisheries.

E. Exception for certain mammals. Nonnative (exotic) mammals listed in subsection A that are imported or possessed by dealers, exhibitors, transporters, and researchers who are licensed or registered by the United States Department of Agriculture under the Animal Welfare Act (7 USC §§ 2131 et seq.) will be deemed to be permitted pursuant to this section, provided that those individuals wanting to import such animals notify the department 24 hours prior to importation with a list of animals to be imported, a schedule of dates and locations where those animals will be housed while in the Commonwealth, and a copy of the current license or licenses or registration or registrations from the U.S. Department of Agriculture, and further provided that such animals shall not be liberated within the Commonwealth.

F. Exception for prairie dogs. The effective date of listing of prairie dogs under subsection A of this section shall be January 1, 1998. Prairie dogs possessed in captivity in Virginia on December 31, 1997, may be maintained in captivity until the animals' deaths, but they may not be sold on or after January 1, 1998, without a permit.

G. All other nonnative (exotic) animals. All other nonnative (exotic) animals not listed in subsection A of this section may be possessed, *purchased*, and sold; provided, that such animals shall be subject to all applicable local, state, and federal laws and regulations, including those that apply to threatened/endangered species, and further provided, that such animals shall not be liberated within the Commonwealth.

## 4 VAC 15-250-30. Classes of permits.

### A. Apprentice class.

1. Permittee shall be at least 14 years old.

2. A sponsor who is a holder of a general or master falconry permit is required for the first two years in which an apprentice permit is held, regardless of the age of the permittee. A sponsor may not have more than three apprentices at any one time.

3. Permittee shall not possess more than one raptor and may not obtain more than one raptor for replacement during any 12-month period.

4. Permittee shall possess only the following raptors, which must be taken from the wild: an American Kestrel; a red-tailed hawk; or a red-shouldered hawk.

### B. General class.

1. Permittee shall be at least 18 years old.

2. Permittee shall have at least two years experience in the practice of falconry at the apprentice level or its equivalent.

3. Permittee may not possess more than two raptors and may not obtain more than two raptors for replacement birds during any 12-month period.

4. Permittee may not take, transport, or possess any golden eagle or any species listed as threatened or endangered in federal regulations published pursuant to the Endangered Species Act of 1973, *as amended*. *Permittee may not take, transport, or possess any species listed as threatened or endangered under 4 VAC 15-20-130 unless authorized via a falconry permit issued by the department.*

### C. Master class.

1. Permittee shall have at least five years experience in the practice of falconry at the general class level or its equivalent.

2. Permittee may not possess more than three raptors and may not obtain more than two raptors taken from the wild for replacement birds during any 12-month period.

3. Permittee may not take, transport or possess any golden eagle for falconry purposes, *nor any species listed as threatened or endangered in federal regulations published pursuant to the Endangered Species Act of 1973, as amended*, unless authorized in writing by the department and the United States Fish and Wildlife Service, ~~and~~. *Permittee may not take, transport or possess any species listed as threatened or endangered in federal regulations published pursuant to the Endangered Species Act or unless similarly authorized in writing to do so under 4 VAC 15-20-130 unless authorized via a falconry permit issued by the department.*

4. ~~Permittee may not take, transport, or possess more than one raptor listed as threatened in federal regulations published pursuant to the Endangered Species Act of 1973, and then only with written approval by the department and the United States Fish and Wildlife Services.~~

VA.R. Doc. No. R01-6; Filed September 6, 2000, 11:25 a.m.

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Title of Regulations: 4 VAC 15-320-10 et seq. **Fish: Fishing Generally (amending 4 VAC 15-320-30, 4 VAC 15-320-100, and 4 VAC 15-320-120; adding 4 VAC 15-320-170).**

**4 VAC 15-330-10 et seq. Fish: Trout Fishing (amending 4 VAC 15-330-30, 4 VAC 15-330-50, 4 VAC 15-330-60, 4 VAC 15-330-100, 4 VAC 15-330-110, 4 VAC 15-330-120, 4 VAC 15-330-130, 4 VAC 15-330-140, 4 VAC 15-330-150, 4 VAC 15-330-160, and 4 VAC 15-330-190).**

**4 VAC 15-360-10 et seq. Fish: Aquatic Invertebrates, Amphibians, Reptiles, and Nongame Fish (amending 4 VAC 15-360-10 and 4 VAC 15-360-60).**

Statutory Authority: §§ 29.1-501 and 29.1-502 of the Code of Virginia.

Notice to the Public:

The Board of Game and Inland Fisheries has ordered to be published, pursuant to §§ 29.1-501 and 29.1-502 of the Code of Virginia, the following proposed amendments to board regulations. A public comment period on the proposed regulations opened August 24, 2000, and remains open until October 26, 2000. Comments submitted must be in writing; must be accompanied by the name, address and telephone number of the party offering the comments; should state the regulatory action desired; and should state the justification for the desired action. Comments should be sent to Phil Smith, Policy Analyst and Regulatory Coordinator, Department of Game and Inland Fisheries, 4010 West Broad Street, Richmond, Virginia 23230, and need to be received no later than October 19, 2000, in order to be assured that the board will have opportunity to review them before taking final action.

A public hearing on the advisability of adopting or amending and adopting the proposed regulations, or any parts thereof, will be held during a meeting of the board to take place at the Department of Game and Inland Fisheries, 4000 West Broad Street, Richmond, Virginia, beginning at 9 a.m. on Thursday, October 26, 2000, at which time any interested citizen present shall be heard. If the board is satisfied that the proposed regulations, or any parts thereof, are advisable, in the form in which published or as amended after receipt of the public's comments, the board may adopt regulation amendments as final at the October 26 meeting. The regulations or regulation amendments adopted may be either more liberal or more restrictive than those proposed and being advertised under this notice.

Summary:

*The proposed amendments (i) change the bass size limit in certain areas; (ii) permit fishing 24 hours a day unless otherwise posted at designated sites and add boat access sites to the list of areas where such notices may be posted; (iii) allow youth fishing events to be held at department-owned or controlled lakes, ponds, or streams; (iv) modify the dates for closing fee fishing on Douthat State Park Lake; (v) set boundaries for fishing at certain fishways during the anadromous fishes upstream spring spawning migration; (vi) remove Flannagan*

*Reservoir from the list of waters with a two-per-day possession limit and a 16-inch minimum size limit for trout taken there; (vii) clarify the types of equipment that may be used to fish in designated stocked trout waters; (viii) rescind the requirement that artificial lures used for fishing in special regulation trout streams have only single hooks to conform with the modified definition of "artificial lures"; (ix) amend the list of waters where fishing may be only with artificial lures and the list of waters where fishing may be only with artificial flies; (ix) add a part of Chestnut Creek in Carroll County and a part of the Roanoke River in Roanoke County to the list of those waters having a delayed harvest in which all trout caught during certain times of the year must immediately be released or may be possessed; (x) clarify that commercial aquaculture operations must obtain a permit to raise and sell brown, brook or rainbow trout; (xi) eliminate the requirement that eating establishments serving brown, brook, or rainbow trout advertise that such trout are artificially raised; (xii) establish provisions for selling and possessing artificially raised rainbow trout as bait; (xiii) specify the types of species of bullhead catfishes that may be taken in unlimited numbers from inland waters statewide; (xiv) allow the use of all sizes of cast nets to collect nongame fish for private use; and (xv) clarify that madtoms (*Noturus* spp.) may not be sold as fish bait.*

**4 VAC 15-320-30. Size limit.**

Except as provided in this chapter, 4 VAC 15-330-50, and 4 VAC 15-330-110 through 4 VAC 15-330-140, there shall be no size limit on any species of fish.

1. There shall be a 30-inch minimum size limit on muskellunge, and a 20-inch minimum size limit on northern pike, landlocked striped bass (rockfish) and landlocked striped bass X white bass hybrids. For anadromous (coastal) striped bass above the fall line in coastal rivers of the Chesapeake Bay, the size limit shall be that set by the Virginia Marine Resources Commission for tidal waters.

2. There shall be a 14-inch minimum size limit on largemouth, smallmouth and spotted bass in Occoquan Reservoir from the reservoir dam upstream to the Lake Jackson Dam on Occoquan Creek and upstream to the Yates Ford Bridge (Route 612) on Bull Run Creek. It shall be unlawful to have any such bass less than 14 inches in length in one's possession on the above described waters of this reservoir.

3. There shall be a 12-inch minimum size limit on largemouth, smallmouth and spotted bass in the Claytor, Philpott and Flannagan Reservoirs, and in Lake Moomaw (Gathright Project). It shall be unlawful to have any largemouth, smallmouth or spotted bass less than 12 inches in length in one's possession while on any of the waters mentioned in the preceding sentence.

4. There shall be a 14-inch minimum size limit on largemouth, smallmouth and spotted bass on the Roanoke (Staunton) and Dan Rivers and their tributaries and impoundments (Gaston, John Kerr, Leesville and

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## Proposed Regulations

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Smith Mountain Reservoirs) downstream from Niagara Dam on the Roanoke River and the Brantly Steam Plant Dam on the Dan River; except, that as many as two of such bass of a lesser size caught in such waters may be retained in the creel, but no more than two such bass may be in possession on such waters that are less than 14 inches in length.

5. It shall be unlawful to have any largemouth, smallmouth or spotted bass from 12 to 15 inches in length, both inclusive, in one's possession on North Anna Reservoir and its tributaries, ~~on Briery Creek Lake (Prince Edward County)~~, on Chesdin Reservoir or the Appomattox River from the Brasfield (Chesdin) Dam to Bevel's Bridge on Chesterfield County Route 602, on Beaverdam Reservoir (Loudoun County) and on the waters of Quantico Marine Reservation.

6. It shall be unlawful to have any smallmouth, largemouth or spotted bass from 11 to 14 inches in length, both inclusive, in one's possession on the Shenandoah River, including the North and South Forks downstream from the Route 42 bridge on the North Fork and from the confluence of the North and South Rivers on the South Fork below Port Republic; on the New River from Claytor Dam to the West Virginia boundary line; on the James River from the confluence of the Jackson and Cowpasture rivers downstream to the Interstate 95 bridge at Richmond; or on the Clinch River within the boundaries of Scott, Wise, Russell or Tazewell counties; *except on the James River (Botetourt County) from Route 220 bridge near Lick Run downstream to Route 614 bridge no bass 14 to 22 inches in length, both inclusive, may be in one's possession; however, only one bass longer than 22 inches may be kept; and on South Fork Shenandoah River from the base of Shenandoah Dam (near Town of Shenandoah) downstream to Luray Dam (near Town of Luray) and on Shenandoah River from the base of Warren Dam (near Town of Front Royal) downstream to Route 17/50 bridge no bass 14 to 20 inches, both inclusive, may be in one's possession; however, only one bass longer than 20 inches may be kept.*

7. It shall be unlawful to have any largemouth, smallmouth or spotted bass less than 15 inches in length from March 1 through June 15, both inclusive, in the Virginia tidal tributaries of the Potomac River upstream of the Route 301 Bridge. There shall be no size limit for largemouth, smallmouth or spotted bass from June 16 through the last day of February in those tributaries.

8. It shall be unlawful to have any rock bass (redeye) or Roanoke bass less than eight inches in length in one's possession on the Nottoway and Meherrin rivers and their tributaries.

9. It shall be unlawful to possess any crappie (black or white) less than 10 inches in length ~~in possession~~ on Flannagan Reservoir.

10. It shall be unlawful to possess any smallmouth bass less than 20 inches in length ~~in possession~~ on the mainstem of the North Fork Holston River from the Route

634 bridge near Saltville downstream to the Virginia-Tennessee state line.

*11. It shall be unlawful to possess any largemouth, smallmouth, or spotted bass from 14 to 24 inches in length, both inclusive, on Briery Creek Lake (Prince Edward County). It shall be unlawful to keep more than one bass longer than 24 inches.*

### **4 VAC 15-320-100. Department-owned or controlled lakes, ponds or streams or boat access sites; general regulations.**

A. Motors and boats. Unless otherwise posted at each recognized entrance to any department-owned or controlled lake or pond or stream, the use of boats propelled by gasoline motors, sail or mechanically operated recreational paddle wheel is prohibited. Department employees and other government agency officials may use gasoline motors in the performance of official duties.

B. Method of fishing. Taking any fish at any department-owned or controlled lake or pond or stream by any means other than by use of one or more attended poles with hook and line attached is prohibited unless otherwise posted in which case cast nets (subject to 4 VAC 15-360-10 B) may be used for collecting nongame fish for use as bait.

C. Hours for fishing. *Fishing is permitted 24 hours a day unless otherwise posted at each recognized entrance to any department-owned or controlled lake, pond or stream, the hours of use shall be from one hour before sunrise to one hour after sunset or boat access site.*

D. Seasons; hours and methods of fishing; size and creel limits; hunting. The open seasons for fishing, as well as fishing hours, methods of taking fish and the size, possession and creel limits, and hunting, for department-owned or department-controlled lakes, ponds or streams or boat access sites shall conform to the general regulations of the board unless otherwise excepted by posted notice displayed at each ~~recognized entrance to the~~ lake, pond or stream or boat access site, in which case the posted regulations shall be in effect.

E. Other uses. Camping overnight or building fires, except in developed and designated areas, swimming, wading in public fishing lakes, except by fishermen actively engaged in fishing and trapping for furbearers, is prohibited. Trapping may be authorized by special permit from the warden when requested to issue such permit or permits by the fish division. *All other uses shall conform to the regulations of the board unless excepted by posted rules.*

F. Fishing tournaments, etc. It shall be unlawful to organize, conduct, supervise or solicit entries for fishing tournaments, rodeos or other fishing events on ~~waters~~ lakes, ponds, or streams owned by the department, for which prizes are offered, awarded or accepted *based on size or numbers of fish caught*, either in money or other valuable considerations. *This chapter will not prohibit events approved by the department that are intended to promote youth fishing or provide instruction, provided no prizes, as defined above, are awarded and no participation fees are charged.*



**4 VAC 15-320-120. ~~Department-owned or controlled lakes, ponds or streams; Special daily permit for fishing in Clinch Mountain Wildlife Management Area, Douthat State Park Lake and Crooked and Wilson Creeks.~~**

It shall be unlawful to fish in the Clinch Mountain Wildlife Management Area (except in Little Tumbling Creek and Laurel Bed Lake), in Douthat State Park Lake and in Wilson Creek both above the lake to the park boundary and downstream to the lower USFS boundary, and in the Crooked Creek fee fishing area in Carroll County without having first paid to the department for such privilege a daily use fee. Such daily use fee shall be in addition to all other license fees provided by law. Upon payment of the daily use fee the department shall issue a special permit which shall be signed and carried by the person fishing. This fee will be required from the first Saturday in April through September 30 at Clinch Mountain Wildlife Management Area (except Little Tumbling Creek and Laurel Bed Lake) and at Crooked Creek fee fishing area in Carroll County, and from the first Saturday in April through *June 15 and from September 15 through October 31* at Douthat State Park Lake and Wilson Creek, except that the director may temporarily suspend fee requirements if conditions cause suspension of trout stocking. During the remainder of the year, these waters will revert to designated stocked trout waters and a trout license will be required except as provided in 4 VAC 15-20-190. No fishing is permitted in these waters for five days preceding the opening day. Fishing shall begin at 9 a.m. on opening day at all fee areas. After opening day, fishing times will be as posted at each fee area. The department may recognize clearly marked "children only" fishing areas within any department fee fishing area. Within these "children only" areas, children 12 years old or less may fish without the daily use fee if accompanied by a fully licensed adult who has purchased a valid daily permit. No person over 12 years of age may fish in these children-only areas. Also, children 12 years and under can fish without a permit in the entire Douthat Fee Fishing Area if under the direct supervision of a permitted adult. However, the combined daily creel limit for both adult and child/children in such a party shall not exceed six trout. During the fee fishing season these waters will be subject to 4 VAC 15-330-60, 4 VAC 15-330-80, and 4 VAC 15-330-90, as it relates to designated stocked trout waters.

**4 VAC 15-320-170. Fishways.**

*It shall be unlawful to fish or to collect bait March 1 through June 15 within 300 feet of Boshers Dam Fishway on the north bank of James River, or within 150 feet of Harvell Dam Fishway on the south bank of Appomattox River.*

**4 VAC 15-330-30. Creel limit; generally.**

Except as otherwise specifically provided in the sections appearing in this chapter, the daily creel limit for taking trout shall be six, except the daily creel limit shall be two in ~~Flannagan, Moomaw and Philpott~~ reservoirs.

**4 VAC 15-330-50. Size limit.**

Except as otherwise specifically provided by the sections appearing in this chapter, there shall be a seven-inch minimum size limit on trout generally and a 16-inch minimum

size limit on trout in ~~Flannagan, Moomaw and Philpott~~ Reservoirs.

**4 VAC 15-330-60. Methods and equipment used in fishing.**

~~All seines, nets and the use of more than one rod or one line by any one person are prohibited while fishing in designated stocked trout waters, except it shall be lawful to use a hand-landing net to land fish legally hooked in all waters.~~

~~It shall be unlawful to fish with more than one hook attached to a single line in designated stocked trout waters and such hook must be used with bait or artificial lures; provided, however, this shall not be construed to prohibit the use of artificial lures with more than one hook.~~

*It shall be unlawful for any person fishing in designated stocked trout water to use more than one rod, one line, and one baited hook (a treble hook is considered one hook); however, any combination of artificial lures is allowed. It shall be unlawful to use seines and nets in designated stocked trout waters, except that a hand-landing net to land fish legally hooked may be used in all waters.*

**4 VAC 15-330-100. "Artificial lure with ~~single hook~~" defined.**

For the purposes of this chapter "artificial lure ~~with single hook~~" shall mean any single point hook lure (with no multiple point hooks) and shall include manufactured or handmade flies, spinners, plugs, spoons and ~~facsimiles~~ *facsimiles* of live animals, but shall not be construed to include ~~artificial fish eggs artificially-produced organic baits and fish eggs that are intended to be ingested.~~

**4 VAC 15-330-110. Special provisions applicable to certain portions of Green Cove Creek, Smith Creek, Snake Creek and Whitetop Laurel Creek.**

It shall be lawful to fish using only artificial lures ~~with single hooks~~ in that portion of Green Cove Creek in Washington County from Route 859 downstream to its mouth, in that portion of Smith Creek in Alleghany County from the Clifton Forge Reservoir Dam downstream to a sign at the Forest Service boundary above the C & O Dam, on Snake Creek in Carroll County upstream from its mouth to Hall's Fork on Big Snake Fork and to the junction of Routes 922 and 674 on Little Snake Fork, in Whitetop Laurel Creek in Washington County upstream from the mouth of Straight Branch to a sign at the Forest Service boundary just downstream of Taylor Valley, and in Whitetop Laurel Creek in Washington County upstream from the first railroad trestle above Taylor Valley to the mouth of Green Cove Creek at Creek Junction. All trout caught in these waters under 12 inches in length shall be immediately returned to the water unharmed. It shall be unlawful for any person to have in his possession any bait, or any trout under 12 inches in length in these areas.

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### **4 VAC 15-330-120. Special provisions applicable to certain portions of Buffalo Creek, Dan River, Jackson River, Pound River, Roaring Run, Sinking Creek, ~~Smith Creek, Smith River, and South Fork Holston River.~~**

A. It shall be lawful year around to fish using only artificial lures ~~with single hooks~~ in that portion of Buffalo Creek in Rockbridge County from the confluence of Colliers Creek upstream 2.9 miles to the confluence of North and South Buffalo Creeks, in that portion of Smith River in Henry County from signs below the east bank of Towne Creek ~~for a distance of approximately three miles~~ downstream *to the State Route 666 (Trent Hill Road) bridge*, in that portion of the Dan River in Patrick County from Talbott Dam approximately six miles downstream to a sign posted just upstream from the confluence of Dan River and Townes Reservoir, in that portion of the Pound River from a sign posted 0.4 miles below the Flannagan Dam downstream 1.2 miles to a sign posted just upstream of the confluence of the Pound River and the Russell Fork River, in that portion of the South Fork Holston River in Smyth County from a sign posted at the upper Jefferson National Forest boundary downstream approximately four miles to a sign posted 500 feet upstream of the concrete dam at Buller Fish Culture Station, in that portion of Roaring Run in Botetourt County from a sign posted at the third footbridge above the Roaring Run Furnace Day Use Area upstream approximately one mile to a sign posted at the Botetourt/Alleghany County line, and in that portion of Jackson River in Bath County from the swinging bridge located just upstream from the mouth of Muddy Run upstream three miles to the last ford on FS 481D.

B. It shall be lawful year around to fish using only artificial flies ~~with single hooks~~ in that portion of Sinking Creek in Giles County from a cable and department sign 0.4 miles below the State Route 703 low-water bridge upstream 1.8 miles to a cable and department sign 0.1 miles above the Reynolds Farm covered bridge ~~and in that portion of Smith Creek in Rockingham County from a sign posted 1.0 miles below the confluence of Lacy Spring to a sign posted 0.4 miles above Lacy Spring.~~

C. The daily creel limit in these waters shall be two trout a day year around and the size limit shall be 16 inches or more in length. All trout caught in these waters under 16 inches in length shall be immediately returned to the water unharmed. It shall be unlawful for any person to have in his possession any bait or any trout under 16 inches in length in these areas.

### **4 VAC 15-330-130. Special provision applicable to certain portions of Mossy Creek.**

It shall be lawful year around to fish using only artificial flies ~~with single hooks~~ in that portion of Mossy Creek in Augusta County upstream from the Augusta/Rockingham County line to a sign posted at the confluence of Joseph's Spring. The daily creel limit in these waters shall be one trout a day year around and the size limit shall be 20 inches or more in length. All trout caught in these waters under 20 inches in length shall be immediately returned to the water unharmed. It shall be unlawful for any person to have in his possession any bait or any trout under 20 inches in length in this area.

### **4 VAC 15-330-140. Special provision applicable to certain portions of Big Wilson Creek, Conway River, Little Stony Creek, Little Wilson Creek, North Fork Buffalo River, St. Mary's River and Ramsey's Draft.**

It shall be lawful to fish using only artificial lures ~~with single hooks~~ in that portion of the Conway River and its tributaries in Greene and Madison Counties within the Rapidan Wildlife Management Area, in that portion of Big and Little Wilson Creeks and their tributaries in Grayson County within the Grayson Highland State Park and the Jefferson National Forest Mount Rogers National Recreation Area, in that portion of Little Stony Creek in Giles County within the Jefferson National Forest, in that portion of Little Stony Creek in Shenandoah County within the George Washington National Forest, in the North Fork Buffalo River and its tributaries in Amherst County within the George Washington National Forest, in that portion of St. Mary's River in Augusta County and its tributaries upstream from the gate at the George Washington National Forest property line, and in that portion of Ramsey's Draft and its tributaries in Augusta County within the George Washington National Forest. All trout caught in these waters under nine inches in length shall be immediately returned to the water unharmed. It shall be unlawful for any person to have in his possession any bait or any trout under nine inches in length while in these areas.

### **4 VAC 15-330-150. Special provision applicable to Stewarts Creek Trout Management Area; certain portions of Dan, Rapidan, South Fork Holston and Staunton rivers, the East Fork of Chestnut Creek, Roaring Fork, North Creek, and their tributaries.**

It shall be lawful year around to fish for trout using only artificial lures ~~with single hooks~~ within the Stewarts Creek Trout Management Area in Carroll County, in the Rapidan and Staunton rivers and their tributaries upstream from a sign at the Lower Shenandoah National Park boundary in Madison County, in the Dan River and its tributaries between the Townes Dam and the Pinnacles Hydroelectric Project powerhouse in Patrick County, in the East Fork of Chestnut Creek (Farmer's Creek) and its tributaries upstream from the Blue Ridge Parkway in Grayson and Carroll Counties, in Roaring Fork and its tributaries upstream from the southwest boundary of Beartown Wilderness Area in Tazewell County and in that section of the South Fork Holston River and its tributaries from the concrete dam at Buller Fish Culture Station downstream to the lower boundary of the Buller Fish Culture Station in Smyth County, and in North Creek and its tributaries upstream from a sign at the George Washington National Forest North Creek Campground in Botetourt County. All trout caught in these waters must be immediately returned to the water. No trout or bait may be in possession at any time in these areas.

### **4 VAC 15-330-160. Special provisions applicable to certain portions of Accotink Creek, Back Creek, Chestnut Creek, Holliday Creek, North River, Passage Creek, Pedlar River, North Fork of Pound and Pound rivers, Roanoke River, and South River.**

It shall be lawful to fish from October 1 through May 31, both dates inclusive, using only artificial lures ~~with single hooks~~ in Accotink Creek (Fairfax County) from Route 236

(Little River Turnpike) downstream 1.9 miles to Route 620 (Braddock Road), in Back Creek (Bath County) from the Route 600 bridge just below the Virginia Power Back Creek Dam downstream 1.5 miles to the Route 600 bridge at the lower boundary of the Virginia Power Recreational Area, *in Chestnut Creek (Carroll County) from the State Route 793 bridge downstream 2.3 miles to the confluence with New River*, in Holliday Creek (Appomattox/Buckingham Counties) from the Route 640 crossing downstream 2.8 miles to a sign posted at the headwaters of Holliday Lake, in the North River (Augusta County) from the base of Elkhorn Dam downstream 1.5 miles to a sign posted at the head of Staunton City Reservoir, in Passage Creek (Warren County) from the lower boundary of the Front Royal State Hatchery upstream 0.9 miles to the Shenandoah/Warren County line, in the Pedlar River (Amherst County) from the City of Lynchburg/George Washington National Forest boundary line (below Lynchburg Reservoir) downstream 2.7 miles to the boundary line of the George Washington National Forest, in North Fork of Pound and Pound rivers from the base of North Fork of Pound Dam downstream to the confluence with Indian Creek, *in the Roanoke River (Roanoke County) from the Route 760 Bridge (Diuguids Lane) upstream 1.0 miles to a sign posted at the upper end of Green Hill Park (Roanoke County)*, and in the South River from the Second Street Bridge upstream 2.4 miles to the base of Rife Loth Dam in the City of Waynesboro. From October 1 through May 31, all trout caught in these waters must be immediately returned to the water unharmed, and it shall be unlawful for any person to have in possession any bait or trout. During the period of June 1 through September 30, the above restrictions will not apply.

**4 VAC 15-330-190. Trout artificially raised for human consumption sale.**

A. Permit required. It shall be ~~unlawful~~ *lawful* to sell artificially ~~raise~~ *raised* brown trout, brook trout or rainbow trout for ~~human consumption or to import into Virginia such trout for human consumption without first having obtained a permit from the department so to do.~~ *Commercial aquaculture operations in Virginia that artificially raise and sell brown, brook, and rainbow trout must obtain a permit from the department.*

B. Records. Any person who shall artificially raise brown trout, brook trout or rainbow trout for sale ~~for human consumption or who shall import into the Commonwealth such trout for such purpose~~ shall keep a record of the number and species, the number raised or, if imported, from whom purchased.

C. Inspection of premises or establishments. Any establishment raising trout or ordering, importing or possessing trout, as provided for in subsection A of this section, shall be open to inspection at all reasonable hours to any representative of the department.

D. ~~Notice on menu of eating establishments serving trout. Any eating establishment serving brown trout, brook trout or rainbow trout shall advertise on the menu that such trout are artificially raised.~~ *Trout as bait. Artificially raised rainbow trout greater than seven inches in length may be sold as bait. Persons possessing purchased rainbow trout for bait must have a valid invoice or bill of sale, specifying the number*

*purchased, from an individual or business permitted to sell trout.*

**4 VAC 15-360-10. Taking aquatic invertebrates, amphibians, reptiles, and nongame fish for private use.**

A. Possession limits. Except as otherwise provided for in § 29.1-418 of the Code of Virginia, 4 VAC 15-20-130, subdivision 8 of 4 VAC 15-320-40 and the sections of this chapter, it shall be lawful to capture and possess live for private use and not for sale no more than five individuals of any single native or naturalized (as defined in 4 VAC 15-20-50) species of amphibian and reptile and 20 individuals of any single native or naturalized (as defined in 4 VAC 15-20-50) species of aquatic invertebrate and nongame fish unless specifically listed below:

1. The following species may be taken in unlimited numbers from inland waters statewide: carp, bowfin, longnose gar, mullet, ~~bullhead catfish, suckers~~ *yellow bullhead, brown bullhead, black bullhead, flat bullhead, white sucker, northern hogsucker, gizzard shad, threadfin shad, blueback herring, white perch, yellow perch, alewife, stoneroller (hornyhead), fathead minnow, golden shiner, and goldfish.*

2. The following species may be taken in unlimited numbers from inland waters below the fall line: channel catfish, white catfish and blue catfish.

3. For the purpose of this chapter, "fish bait" shall be defined as native or naturalized species of minnows and chubs (Cyprinidae), salamanders, crayfish, and hellgrammites. The possession limit for taking "fish bait" shall be 50 individuals in aggregate, unless said person has purchased "fish bait" and has a receipt specifying the number of individuals purchased by species, except salamanders which cannot be sold pursuant to the provisions of 4 VAC 15-360-60. However, stonerollers (hornyheads), fathead minnows, golden shiners, and goldfish may be taken and possessed in unlimited numbers as provided for in subdivision 1 of this subsection.

4. The daily limit for bullfrogs and snapping turtles shall be 15 and bullfrogs and snapping turtles may not be taken from the banks or waters of designated stocked trout waters.

B. Methods of taking species in subsection A. Except as otherwise provided for in the Code of Virginia, 4 VAC 15-20-130, and other regulations of the board, and except in any waters where the use of nets is prohibited, the species listed in subsection A may only be taken by hand, hook and line, with a seine not exceeding four feet in depth by 10 feet in length, an umbrella type net not exceeding five by five feet square, small minnow traps with throat openings no larger than one inch in diameter, cast nets ~~not to exceed six feet in radius~~, and hand-held bow nets with diameter not to exceed 20 inches and handle length not to exceed eight feet (such cast net and hand-held bow nets when so used shall not be deemed dip nets under the provisions of § 29.1-416 of the Code of Virginia). Bullfrogs may also be taken by gigging or bow and arrow and, from private waters, by firearms no larger than .22 caliber rimfire.

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C. Areas restricted from taking mollusks. Except as provided for in §§ 29.1-418 and 29.1-568 of the Code of Virginia, it shall be unlawful to take mussels and the spiny riversnail (*Io fluviialis*) in the Tennessee drainage in Virginia (Clinch, Powell and the North, South and Middle Forks of the Holston Rivers and tributaries), and it shall be unlawful to take mussels in the James River and tributaries west of U.S. Route 29 and in the entire North Fork of the Shenandoah River.

D. Areas restricted from taking salamanders. Except as provided for in §§ 29.1-418 and 29.1-568 of the Code of Virginia, it shall be unlawful to take salamanders in Grayson Highlands State Park and on National Forest lands in the Jefferson National Forest in those portions of Grayson, Smyth and Washington Counties bounded on the east by State Route 16, on the north by State Route 603 and on the south and west by U.S. Route 58.

#### **4 VAC 15-360-60. Prohibit the sale of salamander and madtom species.**

It shall be unlawful to sell *any species of madtom (Noturus sp.) and any species of salamander with the exception of nonnative newts (Salamandridae).*

VA.R. Doc. No. R01-5; Filed September 6, 2000, 11:25 a.m.

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## TITLE 8. EDUCATION

### STATE BOARD OF EDUCATION

Title of Regulation: **8 VAC 20-110-10 et seq. Regulations Governing Pupil Accounting Records (amending 8 VAC 20-110-10, 8 VAC 20-110-40, and 8 VAC 20-110-50; repealing 8 VAC 20-110-20, 8 VAC 20-110-60, 8 VAC 20-110-70, and 8 VAC 20-110-140).**

Statutory Authority: §§ 22.1-16, 22.1-20 and 22.1-259 of the Code of Virginia.

Public Hearing Date: October 19, 2000 - 2:45 p.m.

Public comments may be submitted until November 24, 2000.

(See Calendar of Events section for additional information)

Basis: Sections 22.1-16, 22.1-20, and 22.1-259 of the Code of Virginia provide the board's authority to promulgate this regulation.

Section 22.1-16 allows the board to adopt regulations as may be necessary to carry out its powers and duties and the provisions of this title.

The Board of Education is authorized to promulgate regulations governing the retention of pupil personnel records in public schools pursuant to § 22.1-20.

The Board of Education is obligated under terms of § 22.1-259 to prescribe regulations pertinent to the keeping of student attendance. These regulations apply to Virginia school divisions only and address public school enrollment, withdrawal, and attendance.

Purpose: The purpose of the proposed amendments is to give school boards greater authority in approving student participation in extra-school activities and events and to give school divisions the flexibility they need in the selection and application of automated student information systems. These amendments should improve data collection generally and reduce unnecessary paperwork and expense for Virginia schools.

Substance: These amendments will result in the following substantive changes:

1. Use of the Virginia Teacher's Register and its associated report forms will be clearly optional;
2. School boards will be permitted to establish their own record review policies and procedures;
3. The Superintendent of Public Instruction will be authorized to provide guidance to local school boards when needed or necessary;
4. School boards may approve student participation in activities and events other than "school sponsored" activities and may count students "present" in school when participating in such approved activities (e.g., serving as a page during legislative sessions); and
5. School divisions will be permitted to use computer systems and software for recording student membership and attendance data without the necessity that software be modified to replicate the Virginia Teacher's Register and its associated report forms.

Issues: The advantages associated with the proposed amendments include:

1. Greater flexibility in modifying data collection systems to adapt to changing information needs;
2. Greater flexibility in procuring and implementing systems to automate collection and maintenance of student information to meet local needs;
3. Elimination of unnecessary and burdensome paperwork;
4. Greater control of local school divisions over the education of their students (i.e. the authority to approve student participation in non school-sponsored activities and events); and
5. Elimination of costs associated with statewide software customization.

There are no foreseen disadvantages to the public or the Commonwealth.

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 Education (board) proposes to eliminate the requirement that school divisions use the Virginia Teacher's Register (register) and its associated forms to report pupil accounting data. School divisions would be permitted to maintain student information in ways best suited to their local needs and procure automated systems without costly software customization.

**Estimated economic impact.** Historically, state and local officials have interpreted the existing regulations to require that software used for pupil accounting produce the equivalent of the register and its associated forms. During the 1980s, the Department of Education (department) contracted for a customized software product that replicated the register. The department gave copies of the customized software to the school divisions, who for several years used it for pupil accounting. Unlike during the 1980s, the Commonwealth is not now contracting and paying for customized pupil accounting software. Recently, school divisions have been replacing the state-provided 1980s-era product with more modern software that functions properly within their own network environments; the customized software developed in the 1980s uses the DOS operating system. The Commonwealth's 132 school divisions are using or plan soon to use nine different accounting software packages.<sup>1</sup> It is estimated that for each software package, customization to conform to the register would cost hundreds of thousands of dollars.<sup>2</sup> Thus, statewide the board's proposal to eliminate the requirement that school divisions use the register and its associated forms for pupil accounting will likely save hundreds of thousands, or perhaps millions of dollars in expenditures on software customization.

Originally, local school divisions were required to use the register for pupil accounting so that state auditors could efficiently audit pupil accounting records; if school divisions had non-standardized accounting systems, audits would have been much more time-intensive and costly. During the 1980s the department stopped conducting teacher register audits; funding was no longer based on attendance and the audits were no longer considered necessary.<sup>3</sup> Thus, the board no longer considers it necessary for all pupil accounting systems to conform to one standardized form (the register). The cost of the proposed elimination of the register requirement appears to be limited to reduced demand for customization services for software firms. Since all or most of the firms that produce software used for pupil accounting and their

employees are based out-of-state,<sup>4</sup> the benefits of reduced expenditures on software customization will likely significantly outweigh the costs for Virginia.

**Businesses and entities affected.** The proposed amendments will affect all 132 school divisions in the Commonwealth.

**Localities particularly affected.** The proposed amendments will affect all localities within the Commonwealth.

**Projected impact on employment.** Demand for firms that produce software used for pupil accounting may decrease; consequently, these firms may employ fewer workers. But since all or most of these firms and their employees are based out-of-state, the impact on Virginia should be limited.

**Effects on the use and value of private property.** Firms that produce software for pupil accounting may encounter reduced demand for their services and consequently have their potential value reduced. But since all or most of these firms are based out-of-state, the impact on Virginia should be limited.

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

Summary:

*The proposed amendments eliminate the requirement that school divisions either maintain paper records (i.e., Virginia Teacher's Register) of student enrollment and attendance data or implement equivalent centralized (automated) systems. School divisions will be permitted to maintain student information in ways best suited to their local needs and procure automated systems without costly software customization. Additionally, the amendments clarify the authority of school boards to approve student participation in activities and events away from school and count students as "present" (e.g., service as a General Assembly page).*

**8 VAC 20-110-10. Purpose.**

The purposes of the register or its equivalent ~~automated or other pupil accounting systems~~ are for proper pupil accounting in the instructional program, for school administration, and for the distribution of major state school funds.

~~At the close of each pupil accounting register period (20 days, six weeks, nine weeks, etc.) each register should be carefully checked by the teacher with particular emphasis on aggregate days attendance and membership for each pupil. At the end of the school term the register should be checked again, with particular emphasis on total aggregate days attendance and membership.~~

Local school boards *may select automated or other systems for pupil accounting and shall adopt rules and regulations for periodic checks of teacher registers, at least three times a year, including a final check of each register at*

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<sup>1</sup> Source: Ricky Parker of Virginia Electronic Student Information Services and Pittsylvania County Public Schools

<sup>2</sup> Ibid.

<sup>3</sup> Source: Jerry Mathews of the Virginia Department of Education

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<sup>4</sup> Source: Ricky Parker of Virginia Electronic Student Information Services and Pittsylvania County Public Schools

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~~the end of the school term proper maintenance, retention, reporting, disclosure and accuracy of all pupil accounting information. Such procedures shall comply with all applicable federal and state laws and regulations relating to pupil records.~~

~~The Superintendent of Public Instruction shall, from time to time, provide guidelines to local school boards.~~

**8 VAC 20-110-20. Recording half-day pupil attendance. (Repealed.)**

~~Teachers and principals may, with the permission of the local school board, discontinue recording pupil attendance on a half-day basis.~~

**8 VAC 20-110-40. When pupil counted present.**

A pupil shall be counted present only when he is present for roll calls or is in attendance for approved participation at approved school-sponsored field trips or *other approved activities* or events. A pupil reporting after roll call will be recorded present and tardy.

**8 VAC 20-110-50. Approval of school-sponsored field trips and other activities.**

All school-sponsored field trips *and other activities* or events for which pupil attendance may be counted shall be approved *through procedures adopted* by the school board and recorded in the official minutes. ~~The school board, by duly recorded action, may delegate this authority to the division superintendent, provided, that where such authority is delegated, the division superintendent shall make written report to the school board on such field trips not less frequently than annually.~~

**8 VAC 20-110-60. Absence because of nonschool-sponsored field trips. (Repealed.)**

~~Students absent because of nonschool-sponsored trips shall be recorded absent.~~

**8 VAC 20-110-70. Closing register. (Repealed.)**

~~Under no condition are any registers to be closed before the end of the last day of the school term. Actual attendance should be recorded in the register through the last day of the school term. However, report cards prepared before closing the teacher's register will not reflect presence or absence of the pupil on days subsequent to preparation of said report cards.~~

**8 VAC 20-110-140. Centralized pupil accounting system. (Repealed.)**

~~Local school boards may, with the approval of the Department of Education, substitute a centralized pupil accounting system in lieu of using teacher's registers. The above definitions and instructions are applicable to such central system.~~

VA.R. Doc. No. R00-7; Filed September 6, 2000, 11:09 a.m.

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**Title of Regulation: 8 VAC 20-540-10 et seq. Regulations Governing Approved Programs for Virginia Institutions of Higher Education (REPEALING).**

**Title of Regulation: 8 VAC 20-541-10 et seq. Regulations Governing Approved Programs for Virginia Institutions of Higher Education.**

**Statutory Authority:** §§ 22.1-16, 22.1-298 and 22.1-305.2 of the Code of Virginia.

**Public Hearing Date:** October 19, 2000 - 2:30 p.m.

Public comments may be submitted until November 24, 2000.

(See Calendar of Events section for additional information)

**Basis:** Section 22.1-16 of the Code of Virginia authorizes the Board of Education to promulgate such regulations as may be necessary to carry out its powers and duties and the provisions of Title 22.1 of the Code of Virginia.

Section 22.1-298 of the Code of Virginia requires the Board of Education to prescribe the requirements for licensure of teachers.

**Purpose:** The primary purpose for regulations to accredit teacher preparation approved programs is to assure that prospective teachers are provided the background necessary for quality classroom instruction in the public schools and a level of quality in the professional education sequence that fosters competent practice. The program approval process as specified in the proposed regulations is set forth to assist prospective teachers in developing the background necessary for quality classroom instruction in the public schools, to require a level of quality in the professional education sequence for prospective teachers that fosters competence of graduates, to encourage institutions to meet rigorous academic standards of excellence in professional education, and to facilitate reciprocity in the teacher licensure process with other states.

**Substance:** The proposed regulations differ from the current regulations in three primary ways. These major revisions are listed under 8 VAC 20-541-50 A, B and C, Operation and Accountability of Professional Education Programs.

First, the new regulations will require that the professional education department of the college or university ensure that Virginia's requirements of the Praxis I: Academic Skills Assessment and the Praxis II: Content Assessments must be satisfied prior to the completion of the approved program (Standard 1).

Second, as indicated in the proposed Standard 2, "The professional education department ensures that at least 70% of candidates are documented in the institution's declaration of admission to the teacher preparation program shall annually pass Praxis II (subject area assessments) for the institution's professional education department to maintain Board of Education continued program status." This requirement is not contained in the current regulations.

Third, as indicated in proposed Standard 5, "The professional education department submits annual reports of demographic data that reflect the status of the program to the Division of Teacher Education and Licensure." This would be a new requirement.

The details of the review process are outlined in Part II of the Manual for Administering the Regulations Governing Approved Programs for Virginia Institutions of Higher Education, which is the guidance document associated with the proposed regulations.

Issues: Virginia initiated the approved program process in 1968 and began conducting institutional site visits to review the status of programs. At that time, the process consisted primarily of determining that the courses offered by a college or university paralleled the courses required by the licensure regulations. More recently, programs have been reviewed under broad guidelines that emphasize accountability and flexibility rather than the enumeration of courses. The current Virginia Licensure Regulations for School Personnel (8 VAC 20-21-10 et seq.), adopted by the Board of Education in January 1998, establish competencies rather than specific courses for approved programs.

Over the past decade, national and local reports have called for changes in teacher recruitment and preparation. In 1986, the report of the Governor's Commission on Excellence in Education in Virginia stated, "Fundamental change is needed in how we educate our teachers." In 1988, teacher preparation programs in Virginia began comprehensive restructuring that included the requirement of an academic major for initial licensure except in the areas of health and physical education and vocational education.

In 1994, Virginia entered into partnership with the National Council for Accreditation of Teacher Education (NCATE). Of the 37 Virginia institutions with approved programs, 15 have voluntarily sought and achieved NCATE accreditation. Under the state/NCATE partnership, the institutional on-site review is conducted by a team composed of NCATE examiners and state representatives who work together to determine whether NCATE's standards and state program guidelines are met. Under the revised Regulations Governing Approved Programs for Virginia Institutions of Higher Education, NCATE institutions will continue to meet the NCATE unit standards and will also follow procedures outlined in the Manual for Administering the Regulations Governing Approved Programs for Virginia Institutions of Higher Education, which is a guidance document associated with the regulation.

The proposed changes to these regulations are expected to greatly benefit the Commonwealth by helping to ensure that all public school teachers are well prepared to teach the rigorous, academic standards (Standards of Learning) that are now in place in all public schools. There are no anticipated disadvantages either to the agency or to the public.

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 Education (board) proposes to repeal the current Regulations Governing Approved Programs for Virginia Institutions of Higher Education (8 VAC 20-540) and promulgate new regulations by the same title (8 VAC 20-541). Proposed changes that will affect citizens of the Commonwealth include a requirement that institutions with approved professional education programs ensure that at least 70% of their program participants pass the Praxis II exam; more flexibility for institutions to set their own standards governing faculty teaching loads; additional requirements for the gathering and reporting of data; and an increase in the maximum number of semester hours of professional studies that an institution may require for an approved program.

Estimated economic impact. The board proposes that an institution's professional education department be required to ensure that "at least 70% of candidates as documented in the institution's declaration of admission to the teacher program shall annually pass Praxis II (subject area assessments)..." in order to maintain continued approved program status. The Department of Education (department) has not yet concretely determined which students are included in the pool from which 70% must pass Praxis II in order for a professional education department to maintain continued board-approved program status. If all students that are admitted into the teacher program are included in the pool, then the 70% minimum could effectively threaten the approved program status of some of the 37 approved programs in the Commonwealth. Institutions would be pressured to improve the preparation of their students taking the Praxis II exams. The Praxis II exams are designed to test knowledge of content in specific subject areas such as math or English. If the threat of loss of approved program status were effective in spurring institutions to take actions that improve the preparation of their students taking the Praxis II exams, then this proposed change could potentially result in future teachers with greater content knowledge.

The department has indicated, though, that students who drop out of the program will probably not be counted in the pool; and that if students fail the Praxis II one or more times, but eventually pass, their failed exam results will most likely not count toward the required 70% pass rate for the program. If this method is used to determinate whether the 70% requirement is met, then institutions will be more likely to meet the proposed requirement without improving the test results of their students. It is recommended that the method by which the details of how the percentage of candidates passing the exam is calculated be clarified.

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The proposed new regulation would provide more flexibility to institutions to set their own standards governing faculty-teaching loads. The current regulation specifies maximum semester teaching loads for graduate and undergraduate faculty. The increased flexibility may allow institutions to save on costs.

The proposed regulation would increase the amount and type of data gathered and reported by approved programs. According to the department, the data will be used to satisfy federal requirements; to respond to requests for information from the offices of the Governor and Secretary of Education, the Virginia General Assembly, and national and state agencies; to address teacher supply and demand issues; to gauge trends such as the enrollment in programs of nontraditional students or adults changing careers; and to respond to teacher recruitment and retention issues. The department does not have an estimate of the additional resources and labor hours required by institutions to comply with this new data request. Since there is no estimate of the cost of this proposed increase in data reporting, no conclusion can be drawn as to whether the costs are more or less than the benefits of these proposed new requirements.

Under the current regulation, institutions may require no more than 18 semester hours of professional studies as part of an approved program. The board proposes to increase the maximum required semester hours of professional studies to 24. This limit was originally implemented in 1993, to ensure that students took an adequate number of classes in the specialty area in which they will teach. The department believes this increase may be necessary to cover the standards of learning and technology in education -- areas that were both recently added to the Licensure Regulations for School Personnel.

This proposed change appears to conflict with the policy direction implied by the board's proposed "career switcher" alternative licensure program. The department's discussion of this proposed change suggests that requiring additional professional studies is an appropriate strategy for increasing student outcomes. By contrast, a premise of the "career switcher" program is that extensive professional studies beyond a certain core minimum is not necessary for successful teacher performance. While the proposed increase in the maximum number of semester hours of professional studies that may be required is not prescriptive -- it merely raises a cap -- it suggests a different policy direction from that represented in the "career switcher" program, and may lead to an increase in the professional study requirements in many approved teacher education programs. The additional professional education would likely be offset by decreased academic coursework in other areas, including coursework in or related to a student's major.

There is not a clear consensus in the literature on the value of professional studies. The 1996 National Commission on Teaching and America's Future report, "What Matters Most: Teaching for America's Future," emphasizes the importance of pedagogy training. However, research exists that indicates that students with teachers who have not had the hours of professional studies experience associated with a traditional approved education program perform no worse than students

who have traditionally certified teachers. For example, in a careful study that uses the National Educational Longitudinal Study of 1988 (NELS) data set, Goldhaber and Brewer (2000) find that math and science students who have teachers with emergency credentials, who presumably would have less hours of professional studies, do no worse than students whose teachers have standard teaching credentials.

**Businesses and entities affected.** The proposed regulation affects the 37 institutions of higher education that have programs for the preparation of teachers as well as students and potential students in those programs.

**Localities particularly affected.** The proposed regulation affects localities throughout the Commonwealth.

**Projected impact on employment.** The proposed increase in required data gathering and reporting may require institutions to employ some additional labor.

**Effects on the use and value of private property.** The institutions of higher education that intend to maintain approved education programs will likely incur increased costs in complying with additional data gathering and reporting, but may be able to save on costs associated with more flexibility on teaching loads.

## References:

Goldhaber, Dan D. and Dominic J. Brewer (2000), "Does Teacher Certification Matter? High School Teacher Certification Status and Student Achievement," forthcoming in *Educational Evaluation and Policy Analysis*.

National Commission on Teaching and America's Future (1996), *What Matters Most: Teaching for America's Future*. New York: Author.

Agency's Response to the Department of Planning and Budget's Economic Impact Analysis: The agency has reviewed the economic impact analysis issued by the Department of Planning and Budget. The agency will continue its review during the public comment period.

## Summary:

*This regulatory action repeals current regulations and promulgates new regulations for approved programs in Virginia institutions of higher education. The approved program process refers to the policies and procedures by which the Virginia Department of Education reviews a professional education program at a college or university to determine if it meets the state's standards for the preparation of school personnel (teachers and school administrators).*

*The regulations establish procedures for the review of each endorsement program center on the competencies set forth by the Licensure Regulations for School Personnel (8 VAC 20-21-10 et seq.) and require evidence of how the institution demonstrates that the competencies are met. The licensure regulations provide a statewide licensing system based on the 57 endorsement areas contained in the regulations. As such, colleges and universities with approved programs are also in line with the state licensing system.*



The details of the review process are outlined in the Manual for Administering the Regulations Governing Approved Programs for Virginia Institutions of Higher Education, which is the guidance document associated with the approved program regulations.

## CHAPTER 541.

### REGULATIONS GOVERNING APPROVED PROGRAMS FOR VIRGINIA INSTITUTIONS OF HIGHER EDUCATION.

#### PART I. DEFINITIONS

#### **8 VAC 20-541-10. Definitions.**

The following words and terms when used in this chapter shall have the meanings indicated unless the context implies otherwise:

“Accreditation” means a process for assessing and enhancing academic and educational quality through voluntary peer review. Accreditation informs the public that an institution has a professional education unit that has met national standards of educational quality.

“Advanced preparation” means programs at post-baccalaureate levels for (i) the advanced education of teachers who have previously completed initial preparation or (ii) the initial or advanced preparation of other professional school personnel. Advanced preparation programs commonly award graduate credit and include masters, specialist, and doctoral degree programs as well as nondegree licensure programs offered at the graduate level.

“Annual report” means the Virginia Department of Education annual report required of all institutions in Virginia that offer approved programs for the preparation of school personnel.

“Candidates” means individuals who are seeking admission to or are enrolled in programs for the initial or advanced preparation of teachers or other professional school personnel. Candidates may be seeking initial licensure or pursuing advanced preparation in professional education.

“Cultural diversity” means the variety of cultural backgrounds of candidates, faculty, and school personnel based on ethnicity, race, language, religion, socioeconomic status, gender, geographical background, and exceptionalities. Diverse regional or geographic origins, religions, or language groups are not necessarily representation of a wide range of cultural diversity.

“Declaration of admission” means the list of candidates enrolled on a full-time basis in the institution’s approved teacher preparation program who, in the preceding academic year, have taken the Praxis II content assessments as prescribed for licensure by the Board of Education.

“Dispositions” means values, beliefs, and attitudes toward education, students, and communities that guide one’s professional practice.

“Distance learning” means a formal educational process in which the majority of the instruction occurs when the learner and the instructor are not in the same place at the same time. In this process, information or distributed learning technology

is the likely connector between the learner, the instructor, or the site of program origin.

“Diversity” means the wide range of ways in which human groups and populations have observable and demonstrable physical and behavioral differences.

“Educational and instructional technology” means the theory and practice of design, development, utilization, management, and evaluation of processes and resources for learning and the use of computers and other technologies in (i) delivery, development, prescription, and assessment of instruction; (ii) problem solving; (iii) school and classroom administration; (iv) educational research; (v) electronic information access and exchange, and (vi) personal and professional productivity as reflected in Virginia’s Technology Standards for Instructional Personnel (8 VAC 20-25-10 et seq.).

“Exceptionalities” means physical, mental, and emotional disabilities or differences, including gifted/talented abilities, that may necessitate special attention by school personnel.

“Field experiences” means program components that are conducted in off-campus settings such as a school, community center, or homeless shelter. They include classroom observations, tutoring, assisting teachers and school administrators, student teaching, and internships.

“Full-time faculty” means employees of a higher education institution with full-time assignments within the professional education department as instructors, professors at different ranks, administrators, or other professional support personnel (e.g., student teaching supervisor or advisor).

“General education” means courses and other learning experiences in the liberal arts and sciences that candidates in baccalaureate programs typically complete in the first two or three years of their programs for the purpose of becoming liberally educated college students.

“Global perspective” means the viewpoint that accepts the interdependency of nations and peoples and the interlink age of political, economic, ecological, and social issues of a transnational and global character.

“Governance” means the system and structure for defining policy and administering procedures for the professional education department.

“Indicators” means operational definitions that suggest the kinds of evidence that professional education departments should provide to demonstrate that a standard is met. They are not standards in and of themselves. In determining that a standard is met, review teams will weigh the evidence provided for each indicator as well as other data not necessarily related to indicators but germane to the standard. It is possible for a professional education department to be judged to meet a standard without addressing each indicator. In such cases, other evidence for meeting the standard will have been offered and judged as acceptable by the review team.

“Initial teacher preparation” means programs at baccalaureate or post-baccalaureate levels that prepare candidates for their first license to teach.

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*“Inquiry” means the active involvement in one’s academic or specialty area that could range from knowledge generation to exploration and questioning of the field.*

*“Institutional report” means a written report prepared by the institution for an initial accreditation visit to describe how the professional education department meets the required standards.*

*“Integrative studies” means courses and other learning experiences in which candidates learn to integrate their general and content knowledge with professional and pedagogical knowledge.*

*“Knowledge base” means the base of knowledge for effective teaching derived from empirical research, disciplined inquiry, informed theory, and the wisdom of practice.*

*“Licensing” means the official recognition by a state governmental agency that an individual has met state requirements and is, therefore, approved to practice as a duly certified or licensed professional.*

*“Multicultural perspective” means the (i) social, political, economic, academic, and historical realities experienced by individuals and groups in complex human encounters; (ii) representation and incorporation of issues related to culture, demographics, ethnicity, race, gender, sexual orientation, religion, socioeconomic status, and exceptionalities in the education process; and (iii) inclusion of a cohesive, inclusive curriculum representing the contributions of diverse populations.*

*“Part-time faculty” means employees of a higher education institution who have less than a full-time assignment in the professional education department. Some part-time faculty are full-time employees of the college or university with a portion of their assignments in the professional education department. Other part-time faculty are not full-time employees of the institution and are commonly considered adjunct faculty.*

*“Pedagogical studies” means courses and other learning experiences in which candidates study and apply concepts, theories, and research about effective teaching.*

*“Performance-based licensing” means licensing that is based on an assessment system that measures a teacher candidate’s knowledge and skills to determine whether he can perform effectively as a teacher.*

*“Professional community” means teacher educators, teacher candidates, faculty in general studies and arts and sciences, preK-12 practitioners, and others involved in the educational enterprise.*

*“Professional development” means opportunities for higher education faculty to develop new knowledge and skills through inservice education, conference attendance, sabbatical leave, summer leave, intra- and inter-institutional visitations, fellowships, or work in preK-12 schools.*

*“Professional development schools” means a specially designed school in which school and higher education faculty collaborate to (i) provide student teaching and internship experiences and (ii) support and enable the professional*

*development of teachers in the school and higher education faculty. Faculty also have joint responsibility for the provision of high quality instruction to the school’s primary clientele-students.*

*“Professional education department” means the institution, college, school, department, or other administrative body within the institution that is primarily responsible for the initial and advanced preparation of teachers and other professional school personnel. Although it is not essential for all programs that prepare instructional personnel to be administratively housed in the professional education department, the standard on operation and accountability requires that all professional education programs in an institution be organized, unified, and coordinated by the professional education department.*

*“Professional education faculty” means those individuals who teach one or more courses in education, provide services to education students (e.g., advising or supervising student teaching) or administer some portion of the professional education department. Professional education faculty include both higher education faculty and school-based personnel; they are all considered to be members of an institution’s professional education department.*

*“Professional studies” means courses and other learning experiences to teach candidates the historical, economic, sociological, philosophical, and psychological foundations of schooling and education.*

*“Program” means a planned sequence of courses and experiences leading to a degree, a state license, or adequate preparation to provide professional education services in schools.*

*“Program approval” means the process by which a state governmental agency reviews a professional education program to determine if it meets the state’s standards for the preparation of school personnel.*

*“Protocol” means the procedures that guide the review of the teaching endorsement programs and the site visits to review the professional education department.*

*“Scholarly activities” means the active involvement in one’s area of specialization as demonstrated through such faculty activities as research, articles published in refereed journals, program evaluation studies, documentation of ongoing activities, grant-seeking, and presentations at professional meetings.*

*“School faculty” means licensed practitioners in preK-12 schools who provide on site instruction, supervision, and direction for candidates during field-based assignments.*

*“Sound professional practice” means educational strategies and practices that have evolved from the successful experiences of educators and that are generally recognized and accepted by the professional community.*

*“Standards of Learning for Virginia public schools” means the basic knowledge and skills that Virginia school children should be taught in the four academic subjects of English, mathematics, science, and social studies (history, geography*

and government) as they progress from kindergarten through grade 12.

“State approval” means a governmental activity requiring specific professional education programs within a state to meet standards of quality so that their graduates will be eligible for state licensing. State approval is used synonymously with program approval.

“Teacher educators” means professional educators who serve as the training arm of the teaching profession. They include higher education faculty and school-based practitioners who supervise field experiences, student teaching, and internships.

“Weaknesses” means the features and characteristics that prevent the professional education department from being effective at the level expected to meet the standards.

## PART II.

### STANDARDS FOR THE REVIEW OF THE PROFESSIONAL EDUCATION DEPARTMENT.

#### **8 VAC 20-541-20. Professional education program design.**

A. Standard 1: The professional education department has developed and shall maintain high quality professional education programs that are designed from a framework that is knowledge based, articulated, shared, coherent, consistent with the department and the institutional mission, and is continuously evaluated. The Virginia Standards of Learning for students in grades kindergarten through 12 shall be reflected throughout the design. Indicators of the achievement of this standard shall include, among other things, the following:

1. A statement of philosophy and purposes that states desired results for candidates;
2. A knowledge base that reflects student achievement of the Virginia Standards of Learning, research, and educational practices;
3. Cohesion among the general, content, and professional courses for the teaching area;
4. Integrated field experiences including pre-observation, student teaching, internships, and other opportunities for prospective teachers to interact with the school environment; and
5. Regular and systematic evaluations that are used to modify and improve the design of the program. Evaluations must include but are not limited to the following:
  - a. Information obtained through student assessments;
  - b. Data collected from students and recent graduates; and
  - c. Information obtained from other members of the professional community, including the results of employer satisfaction surveys.

B. Standard 2: The professional education department ensures that candidates have completed general education

courses and experiences in the liberal arts and sciences and have acquired theoretical and practical knowledge for teaching and student achievement. Indicators of the achievement of this standard shall include, among other things, the following:

1. Courses and experiences in English that prepare candidates to have a full command of the English language, use standard English grammar, have rich speaking and writing vocabularies, be knowledgeable of exemplary authors and literary works, communicate effectively in educational, occupational, and personal areas and that include the knowledge and skills needed to succeed on the Praxis I assessment in reading and writing;
2. Courses and experiences in mathematics that prepare candidates to become mathematical problem solvers, communicate and reason mathematically, make mathematical connections and that include the knowledge and skills needed to succeed on the Praxis I assessment in mathematics;
3. Courses and experiences in science that prepare candidates to develop and use experimental design in scientific inquiry, use the language of science to communicate understanding of the discipline, investigate phenomena using technology, understand the history of scientific discovery, and make informed decisions regarding contemporary issues in science, including science-related careers;
4. Courses and experiences in history and the social sciences that prepare candidates to know and understand our national heritage, to develop knowledge and skills of American and world history, geography, government/political science, and economics that create informed and responsible citizens who can understand, discuss, and participate in democratic processes; and
5. Other courses and experiences that may include the fine arts, communications, literature, and philosophy to produce a well-rounded individual.

C. Standard 3: The professional education department ensures that candidates achieve competence in the academic content that candidates plan to teach. Indicators of the achievement of this standard shall include, among other things, the following:

1. Completion of institutional requirements for academic degrees in the arts and sciences except in health, physical and vocational education for baccalaureate candidates. Post-baccalaureate candidates seeking to complete the approved program must meet the equivalent of an academic major in the arts and sciences or an appropriate discipline;
2. Achievement of passing scores on the teaching area Praxis II content assessment(s);
3. Completion of courses and experiences to develop an understanding of the core concepts of the disciplines, facts, teaching methods, uses of technology, and the teaching of the Virginia Standards of Learning for the content candidates plan to teach; and

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4. Completion of courses and experiences to meet the competencies specified in each endorsement area defined in the Licensure Regulations for School Personnel (8 VAC 20-21-10 et seq.). The sequence of courses and experiences must address the approved program framework for the endorsement area by including the following:

- a. Experiences - what the institution offers to enable the candidate to develop the knowledge and skills identified in each competency;
- b. Indicators - how the candidate's attainment of the knowledge and skills is measured; and
- c. Evidence - description of how the institution demonstrates that the indicators are achieved.

D. Standard 4: The professional education department ensures that candidates acquire and learn the knowledge and skills to become competent to work with a variety of students. Indicators of the achievement of this standard shall include, among other things, the following:

1. Professional studies course work and methodology, excluding field experiences, that are limited to 24-semester hours for the bachelor's degree;
2. A sequence of courses and experiences in which candidates acquire and learn to apply knowledge about the physical, social, emotional, and intellectual development of children and youth; develop a thorough understanding of the complex nature of language acquisition and reading; and understand the historical, philosophical, and sociological foundations of public education, including school laws, school culture, and contemporary issues;
3. A sequence of courses and experiences in teaching methods in which candidates understand and use the principles of learning, methods for teaching the content area, classroom management, selection and use of teaching materials, and evaluation of student performance; and
4. A sequence of courses and activities in which candidates acquire understanding of and the ability to use educational technology to enhance student learning, including the use of computers and other technologies in instruction, assessment, and professional productivity.

E. Standard 5: The professional education department ensures that candidates in advanced graduate programs develop competencies for educational leadership roles in positions such as school superintendent, central office administrator and supervisor, and school psychologist. Indicators of the achievement of this standard shall include, among other things, the following:

1. The Virginia Standards of Learning and standards of specialty organizations, where appropriate; and
2. Research, research methods, and knowledge about issues and trends that will improve student learning and best practices in classrooms and schools; and

3. Understanding and use of educational technology, including the use of computers and other technologies in instruction, assessment, and professional productivity.

F. Standard 6: The professional education department ensures that candidates in the K-12 Administration/Supervision masters/advanced program possess the knowledge and understanding to lead schools that use effective educational processes, achieve increased student learning, and make strong and positive connections to the community. Indicators of the achievement of this standard shall include, among other things, the following:

1. Courses and experiences that are aligned with the preK-12 Administration/Supervision endorsement competencies in the Virginia Licensure Regulations for School Personnel;
2. Procedures for the identification and selection of candidates who demonstrate both potential for and interest in school leadership;
3. Collaboration among local school professionals to identify and prepare school leaders to meet local needs;
4. Sequence of courses and experiences in the utilization of test data to revise instruction and enhance student achievement;
5. Courses and experiences that require the demonstration of collaboration with families and community members and knowledge of emerging issues that impact the school community; and
6. Assessment of candidate's mastery of administration/supervision competencies through the use of multiple sources of data such as internships, portfolios, and interviews and including satisfaction surveys of employers.

G. Standard 7: Teaching in the professional education department is of high quality and is consistent with the program design and knowledge derived from research and sound professional practice. Indicators of the achievement of this standard shall include, among other things, the following:

1. Use of instructional teaching methods that reflect an understanding of different models and approaches to learning and student achievement;
2. Teaching that encourages candidates to reflect, think critically and solve problems;
3. Teaching that reflects knowledge and understanding of cultural diversity and exceptionalities; and
4. Instruction that is continuously evaluated and the results used to improve teaching and learning within the department.

H. Standard 8: The professional education department ensures that field experiences are of high quality and are consistent with well-planned and sequenced programs. Indicators of the achievement of this standard shall include, among other things, the following:

1. Opportunity to relate theory to actual practice in classrooms and schools, to create meaningful learning

experiences for a variety of students, and to practice in settings with students of different ages and cultures;

2. Opportunity to interact and communicate effectively with parents;

3. Demonstration of competence in the professional teaching or administrative roles for which candidates are preparing;

4. Student teaching experience or its equivalent, which includes a minimum of 300 clock hours with at least half of that time spent in direct teaching activities at the level of endorsement; and

5. Evaluation that includes feedback from higher education faculty, including faculty in the arts and sciences, school faculty and peers, and encourages self-reflection by candidates.

I. Standard 9: The professional education department collaborates with faculty, school personnel, and other members of the professional community to design, deliver, and renew programs for the preparation and continuing development of school personnel and to improve the quality of education in schools. Indicators of the achievement of this standard shall include, among other things, the following:

1. Development of teaching methods and activities that will ensure collaboration among the department, the programs, and local school personnel in the design and evaluation of the preparation of candidates, including the candidates' ability to teach the Standards of Learning;

2. Support for consistent collaboration among higher education faculty who teach the general, content, and professional studies in program planning and evaluation; and

3. Development of agreements with schools and cooperating professionals to ensure that pre-observation, student teaching, internships, and other field experiences are collaboratively designed; that programs and projects are developed with preK-12 schools and their faculties and are collaboratively delivered; and that opportunities exist to collaborate on the development and refinement of knowledge bases, to conduct research, and to improve the quality of education.

## **8 VAC 20-541-30. Candidates in professional education programs.**

A. Standard 1: The professional education department recruits, admits, and retains candidates of diverse backgrounds who demonstrate potential for professional success in preK-12 schools. Indicators of the achievement of this standard shall include, among other things, the following:

1. Use of a comprehensive system to assess the qualifications of candidates seeking admission that may include Virginia's passing scores on the Praxis I Academic Skills Assessment, faculty recommendations, biographical information, and successful completion of any prior college/university coursework with at least a 2.5 grade point average (GPA);

2. Established criteria for admission to advanced programs that include an assessment of academic proficiency (e.g., the MAT, GRE, and GPA), faculty recommendations, record of competence and effectiveness in professional work, and graduation from a regionally accredited college or university;

3. Established criteria for admission to post-baccalaureate initial preparation programs and advanced programs that ensure candidates have attained appropriate depth and breadth in both general and content studies to address the Virginia's Standards of Learning in the classroom; and

4. Development and implementation of an admission plan that is evaluated annually for its effectiveness in recruiting, admitting, and retaining candidates from diverse backgrounds.

B. Standard 2: The professional education department systematically monitors and assesses the progress of candidates and ensures that candidates receive advisement for appropriate general studies, academic major and professional studies coursework from admission through program completion. Indicators of the achievement of this standard shall include, among other things, the following:

1. Development of clear information about the requirements for completing professional education programs, information on teaching-shortage areas, the availability of social and psychological counseling services, and job opportunities made available through a variety of sources including publications and faculty advising;

2. Systematic review of candidate progress at various, identified stages within programs through the use of performance-based and traditional assessments;

3. Assessment of candidate's progress that is based on multiple data sources including GPA, observations, the use of various instructional methods and technologies, faculty recommendations, demonstrated competence in academic and professional work (e.g., portfolios, performance assessments, and research and concept papers), and recommendations from the appropriate professionals in public schools; and

4. Assistance to candidates who are not making satisfactory progress.

C. Standard 3: The professional education department ensures that candidates' competence to begin their professional role in schools is assessed prior to completion of the program or recommendation for licensure. Indicators of the achievement of this standard shall include, among other things, the following:

1. Published criteria for exit from each professional education program that reflect the requirements for licensure in Virginia, including passing scores on the teaching area Praxis II content assessment(s); and

2. Assessment of candidate's mastery of a program's stated exit criteria or outcomes through the use of multiple sources of data such as a culminating

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experience, portfolios, interviews, videotaped and observed performance in schools, standardized tests, and course grades.

## **8 VAC 20-541-40. Faculty in professional education programs.**

A. Standard 1: The professional education department recruits, hires, and retains a highly qualified higher education faculty of diverse backgrounds who are teacher scholars, are qualified for their assignments and are actively engaged in the professional community. Indicators of the achievement of this standard shall include, among other things, the following:

1. Completion of formal advanced study;
2. Demonstrated competence in each field of teaching specialization;
3. Earned doctorate, or its equivalent, or exceptional expertise in their field;
4. Knowledge of current practice related to the use of computers and technology and integration into their teaching and scholarship;
5. Knowledge of Virginia's Standards of Learning;
6. Knowledge of cultural differences and exceptionalities and their instructional implications;
7. Professional teaching experiences in preK-12 school setting(s) prior to supervising field experiences;
8. Active involvement with the professional world of practice in preK-12 schools and in the design and delivery of instructional programs; and
9. Active involvement in professional associations and participation in education-related services at the local, state, national, and international levels in areas of expertise and assignment.

B. Standard 2: The professional education department ensures that policies and assignments allow faculty to be involved effectively in teaching, scholarship, and service and are in keeping with the character and mission of the institution. Indicators of the achievement of this standard shall include, among other things, the following:

1. Workload policies and assignments that accommodate and support faculty involvement in teaching, scholarship, and service, including working in primary grade-12 schools, curriculum development, advising, administration, institutional committee work, and other internal service responsibilities;
2. Development of policies governing faculty teaching loads, including overloads and off-campus teaching, that are mutually agreed upon and allow faculty to engage effectively in teaching, scholarship, and service; and
3. Development of recruitment and retention policies that include an explicit plan with adequate resources to hire and retain a qualified and diverse faculty that is evaluated annually for its effectiveness in meeting recruitment goals.

C. Standard 3: The professional education department ensures that there are systematic and comprehensive activities to enhance the competence and intellectual vitality of the professional education faculty.

Professional education faculty are considered a part of the professional education department if they teach one or more courses in professional education, provide professional services to education students (e.g., advising or supervising student teachers), or administer some portion of the professional education program. Unless otherwise designated, professional education faculty include both higher education faculty and school-based personnel who supervise student teaching and other internships.

Indicators of the achievement of this standard shall include, among other things, the following:

1. The development of policies and practices that encourage professional education faculty to be continuous learners;
2. Support for higher education and school faculty and others who may contribute to professional education programs to be regularly involved in professional development activities;
3. Regular evaluation of higher education faculty that includes contributions to teaching, scholarship, and service; and
4. Evaluations that are used systematically to improve teaching, scholarship, and service of the higher education faculty within the professional education department.

## **8 VAC 20-541-50. Operation and accountability of professional education programs.**

A. Standard 1: The professional education department ensures that Virginia's requirements of the Praxis I: Academic Skills Assessment and the Praxis II: Content Assessments must be satisfied prior to the completion of the approved program.

B. Standard 2: The professional education department ensures that at least 70% of candidates as documented in the institution's declaration of admission to the teacher education program shall annually pass Praxis II (subject area assessments) for the institution's professional education department to maintain Board of Education continued approved program status. Indicators of the achievement of this standard shall include, among other things, the following:

1. Official Educational Testing Service (ETS) score reports shall be maintained for at least five years for review during the accreditation review as part of the institution's documentation for continued approved program status.
2. Institutions not meeting this requirement will receive provisional approval for a maximum of two years; failure to meet the 70% passing rate within the two-year period will result in the loss of Board of Education approved program status for the professional education department.

3. The number of students included in the institution's declaration of admission shall be identified and submitted to the Virginia Department of Education annually on or before November 1.

C. Standard 3: The professional education department submits annual reports of demographic data that reflect the status of the program to the Division of Teacher Education and Licensure. Indicators of the achievement of this standard shall include, among other things, the following:

1. Submission of annual data in a prescribed format that summarizes the performance of candidates on licensure assessments, number of candidates who complete programs by ethnicity, gender, specific endorsement area, and program level; and

2. Submission of annual data in a prescribed format to comply with the requirements of the state report card on the quality of teacher preparation as stipulated in the Higher Education Act of 1965, Accountability for Programs that Prepare Teachers, and subsequent amendments.

D. Standard 4: The professional education department is clearly identified and has the responsibility, authority, and personnel to develop, administer, evaluate, and revise all professional education programs. Indicators of the achievement of this standard shall include, among other things, the following:

1. Assurance that the professional education department has responsibility and authority in the areas of higher education faculty selection, tenure, promotion, and retention decisions; recruitment of candidates; curriculum decisions; and the allocation of resources for department activities;

2. The size of the professional education department, number of faculty, administrators, and clerical and technical support staff, supports the consistent delivery and quality of each program offered;

3. Active involvement of the professional education faculty in the organization and coordination of programs;

4. Development of a long-range plan that is regularly monitored to ensure the ongoing vitality of the professional education department and its programs as well as the future capacity of its physical facilities;

5. Active involvement of school faculty, candidates, and other members of the professional community in the policy-making and advisory bodies of the professional education department; and

6. Policies and practices of the professional education department that are nondiscriminatory and guarantee due process to faculty and candidates.

E. Standard 5: The professional education department has adequate resources to offer quality programs that reflect the mission of the professional education department and support teaching and scholarship by faculty and candidates. Indicators of achievement of this standard shall include, among other things, the following:

1. Facilities, equipment, and budgetary resources that are sufficient for the operation of the professional education department;

2. Allocation of resources to programs in a manner that allows each program to meet its anticipated outcomes; and

3. Training in and access to education-related electronic information, video resources, computer hardware, software, related technologies, and other similar resources for higher education faculty and candidates.

PART III.

ADMINISTERING THE REGULATIONS.

**8 VAC 20-541-60. Administering the regulations.**

A. Procedures for administering these regulations are defined in the publication entitled, "Manual for Administering the Regulations Governing Approved Programs for Virginia Institutions of Higher Education." Compliance with these standards will determine the accreditation of Virginia's approved teacher preparation programs.

B. Colleges and universities with approved teacher preparation programs may propose modifications to these regulations to the Superintendent of Public Instruction. Requests for modifications shall be submitted in writing and shall include at least the following information: (i) philosophy/rationale for the proposed modification; (ii) requirements of the program including academic and professional studies; (iii) program competencies; (iv) program evaluation; and (v) faculty assigned to the program. Proposals received by the Superintendent of Public Instruction will be presented to the Advisory Board on Teacher Education and Licensure for review and formulation of a recommendation to the Board of Education.

VA.R. Doc. Nos. R99-39 and R99-41; Filed September 6, 2000, 11:10 a.m.



**TITLE 16. LABOR AND EMPLOYMENT**

**VIRGINIA WORKERS' COMPENSATION COMMISSION**

Title of Regulation: **16 VAC 30-100-10 et seq. Regulations for Professional Employer Organizations (amending 8 VAC 20-110-10, 8 VAC 20-110-40, and 8 VAC 20-110-50; repealing 8 VAC 20-110-20, 8 VAC 20-110-60, 8 VAC 20-110-70, and 8 VAC 20-110-140).**

Statutory Authority: §§ 65.2-201 and 65.2-803.1 of the Code of Virginia.

Public Hearing Date: October 19, 2000 - 10 a.m.

Public comments may be submitted until November 28, 2000.

(See Calendar of Events section for additional information)

Basis: The legal authority for promulgation of the proposed regulations is found exclusively in Title 65.2 of the Code of

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Virginia. Specifically, authority for the promulgation is found in the general jurisdictional grant to the commission in § 65.2-201. Further statutory authority for the promulgation is found in this year's amendments to §§ 65.2-101 and 65.2-801 of the Act, as well as the addition of new § 65.2-803.1. Section § 65.2-803.1 L provides that "[t]he Commission may promulgate regulations as it deems necessary for the administration of this section."

The statutory grants of regulatory authority found in §§ 65.2-201 and 65.2-803.1 are discretionary in nature; however, they are broad in scope. Section 65.2-201 is a general grant of authority to the commission to promulgate regulations with regard to the entire Act. The grant of authority found in § 65.2-803.1 L gives the commission significant latitude in regulating as to the registration and reporting requirements found in subsections A through G, as well as the calculation of the assessment provided in subsection I. This same general grant of regulatory authority likewise allows the commission to regulate as to procedure applicable in adjudicating the propriety of the imposition of the statutorily permitted sanctions of revocation and suspension. Although coming squarely within the grant of regulatory authority conferred by § 65.2-803.1 L of the Code of Virginia, these regulations also are within the general grant of regulatory authority provided by § 65.2-201 of the Code of Virginia.

Section 65.2-803.1 L, providing specific regulatory authority in this context, includes a list of statutory requirements pertaining to PEOs. These requirements include initial registration and periodic reporting. These registration and reporting requirements provide the justification for 16 VAC 30-100-20 through 16 VAC-30-100-60.

Section 65.2-803.1 I provides for payment of an annual assessment by PEOs. This provision is the justification for 16 VAC 30-100-70, discussing the manner in which the commission will calculate the assessment.

Section 65.2-803.1 H provides that the commission may impose the sanctions of revocation or suspension where the PEO "fails to comply with the provisions of [Title 65.2] or with the regulations of the Commission." In response to this statutory provision, 16 VAC 30-100-80 delineates the procedures to be employed by the commission and parties in situations where a PEO may have failed to comply with provisions of the Act or the commission's regulations.

Section 65.2-201 of the Act is the general grant of the commission's jurisdiction and authority. That section provides in relevant part:

- A. It shall be the duty of the Commission to administer this title and adjudicate issues and controversies relating thereto. The Commission shall make rules and regulations for carrying out the provisions of this title.

This provision supplies broad authority to the commission justifying this exercise of regulatory authority in connection with the statutory provisions enacted by the General Assembly pertaining to PEOs.

Purpose: Approximately 98% of the nearly 3 million people in Virginia's workforce are covered by the Act. Chapter 8 of the Act requires that employers subject to the Act procure

workers' compensation liability insurance to secure their payment of benefits to employees who are injured in work-related accidents or contract occupational diseases. In defining the parameters of the relationship existing between employees and their employers, the Act relies heavily upon traditional common law employment doctrines.

The relationship existing between a PEO and the co-employees it shares with its client companies is qualitatively different from the normative employment relationship contemplated by the Act. This difference directly impacts the administration of the Act's mandatory insuring requirement. This requirement is designed to insure that employees covered by the Act and entitled to benefits receive stable and reliable benefit payments. This security in benefit payment clearly implicates concerns of health, safety, and welfare of the working citizens of the Commonwealth of Virginia and their families. The provisions of new § 65.2-803.1 directly address these concerns.

In recognition of the importance of monitoring compliance of PEOs with the Act's mandatory insuring requirement, § 65.2-803.1(A-E) imposes registration and periodic reporting requirements upon PEOs. Pursuant to those provisions, PEOs must initially register with the commission before doing business in Virginia, and also provide periodic notification to the commission of changes in its clients' status. PEOs must also annually notify the commission of the identities of its clients and provide information as to their insurance coverage. These provisions all directly relate to the commission's process of monitoring compliance by PEOs and their clients with the Act's mandatory insuring requirement.

Accordingly, a substantial part of the proposed regulations are intended to aid implementation of these statutory requirements pertaining to monitoring compliance of PEOs and their clients with the mandatory insuring requirement. Initial registration of PEOs is discussed in 16 VAC 30-100-20. This registration will allow the commission to monitor compliance with the mandatory insuring requirement in this specific context. The provisions of 16 VAC 30-100-30 through 16 VAC 30-100-60 augment the statutory provisions regarding periodic reporting and filing. These periodic reports are also designed to provide the commission with the means of insuring compliance by PEOs and their clients with the Act's mandatory insuring requirement.

Similarly, the provisions of 16 VAC 30-100-80 address these concerns by providing the commission with sanctions that may be imposed against PEOs who fail to comply with statutory and regulatory requirements. The sanctions of revocation and suspension provided in § 65.2-802.1 H ensure a means of enforcing statutory and regulatory requirements designed to ensure compliance of PEOs and their clients with the Act's mandatory insuring requirement. Given the large portion of Virginia's workers who are subject to the Act, it is clear that this requirement directly relates to the health, safety, and welfare of citizens.

Section 65.2-803.1 I, providing for payment of an assessment by PEOs, together with the implementing provisions of 16 VAC 30-100-70, are simply a mechanism for funding the commission's statutorily required oversight of PEOs in this specific context.



**Substance:** The proposed regulations consist of eight sections, 16 VAC 30-100-10 through 16 VAC 30-100-80. 16 VAC 30-100-10 provides definitions of general applicability for specific terms appearing throughout the proposed regulations. To the extent practicable, this section incorporates definitions found in § 65.2-101 of the Act. This section also provides definitions for key terms appearing in 16 VAC 30-100-70 pertaining to the commission's calculation of the annual assessment authorized by § 65.2-803.1 I. Because the commission contemplates electronic filing for the majority of reports required in this context, 16 VAC 30-100-10 also includes definitions relevant to the electronic filing process.

16 VAC 30-100-20 addresses the registration requirement imposed upon PEOs by § 65.2-803.1 A of the Code of Virginia. This section addresses details of the registration process, and minimal criteria a PEO must meet in order to make the initial registration. Subsection D discusses penalties applicable where a PEO fails to comply with the statutorily mandated registration provision.

The provisions of 16 VAC 30-100-30 are intended to aid implementation of the annual reporting requirement imposed by § 65.2-803.1 B of the Code of Virginia. This section requires that PEOs annually submit to the commission a report identifying its client companies and provide relevant insurance information. Subsection B imposes a deadline of January 31 for the filing of this report. Subsection C discusses penalties applicable where the PEO fails to make the requisite annual report.

Section 65.2-803.1 B of the Code of Virginia also requires that PEOs provide the commission with notification of changes in status of its client companies, including the termination of an agreement between the PEO and a client company. This section also requires that PEOs provide certain notices to its client companies where a change in its relationship with the client company may alter insurance coverage relating to the co-employees it shares with the client company. These concerns are addressed in 16 VAC 30-100-40. Subsection A requires each PEO to provide notice to the commission when it enters into an agreement with a new client company. Subsection B relates to the statutory notice which a PEO must provide to a client company when it intends to terminate its relationship with the client company. Subsections C and D of the regulation clarify these notification requirements. Subsection F reiterates the penalties applicable where a PEO fails to comply with the notification and filing requirements.

In order for the commission to provide continuing monitoring of the registration and reporting requirements, it is necessary that the commission be notified by the PEO of changes in its locations to which the commission would send correspondence. Accordingly, 16 VAC 30-100-50 simply requires PEOs to notify the commission of changes in its "identifying information." That term is defined in the definitional provisions of 16 VAC 30-100-10 to include information pertaining to the PEOs street and mailing addresses.

Specific requirements for filing documents with the commission are set out in 16 VAC 30-100-60. Subsection A states the general rule that documents required to be filed

with the commission in this context must be filed electronically. In recognition that, under certain circumstances, a mandatory electronic filing requirement may be burdensome, subsection B provides a hardship waiver available in the commission's discretion upon request by a PEO. Subsection C discusses the general requirement that all documents submitted to the commission be signed by an officer of the PEO. This provision also discusses the details of the signature requirement where the filing is made electronically.

Section 65.2-803.1 I of the Code of Virginia provides for the imposition of an assessment on PEOs to defray the commission's cost of administering the statutorily imposed registration and reporting requirements. The mechanism to be used by the commission in calculating this assessment is found in 16 VAC 30-100-70. Subsection A explicitly sets out the formula to be used by the commission in making the calculation, together with an explanation of the variables used in the formula. Subsection B requires PEOs to report their payroll with the other information which they must report annually to the commission. Subsection D simply specifies that the assessment, once paid, is not refundable. Finally, subsection E discusses the penalties applicable where a PEO fails to make timely payment of the annual assessment.

Mirroring the provisions of § 65.2-803.1 H, 16 VAC 30-100-80 A provides that the commission may suspend or revoke the registration of a PEO that fails to comply with statutory or regulatory requirements. Subsection B details the procedure applicable where revocation or suspension may be imposed. That procedure incorporates the hearing and review provisions of §§ 65.2-704, 65.2-705, and 65.2-706 of the Act. Subsection C addresses the procedure applicable where a PEO whose registration has been revoked seeks to reregister as permitted in § 65.2-803.1 H. This section also permits a PEO to voluntarily relinquish its registration. Subsection E simply clarifies the fact that revocation, suspension, or voluntary surrender of a PEO's registration in no way effects any obligation it may have to maintain insurance coverage otherwise required by statute or regulation.

**Issues:** The primary advantage of the proposed regulations is that they help the commission monitor the compliance of PEOs and their client companies with the Act's mandatory insuring requirement. Because of the large number of workers in Virginia who are subject to the Act, it is to the benefit of the public that all employers required to maintain workers' compensation insurance do so.

The proposed regulations also inure to the benefit of the PEO industry. These regulations clarify statutorily imposed reporting requirements, and delineate the parameters of a system by which the PEOs are to comply with these requirements. This clarification provides PEOs subject to the commission's jurisdiction with certainty in their regulatory interaction with the commission. Further certainty in these interactions results from the regulatory provisions detailing the procedures for electronic filing, a matter of great importance in today's business environment.

Insurance companies doing business in Virginia also stand to benefit directly from the proposed regulations. These regulations will provide the commission with reliable, current

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information relevant to statutorily imposed requirements for PEO operations in Virginia. The commission will regularly interact with the insurance industry in coordinating issues pertaining to compliance with the mandatory insuring requirement. Reliable information provided to the commission, pursuant to these regulations, will greatly assist the commission in working efficiently and expediently with insurance companies.

The commission is unable to identify any disadvantages to the public as a result of these proposed regulations.

Increased reliability of information is also the primary advantage to the commission and thus to the Commonwealth. The commission is required by statute to monitor compliance of employers operating in Virginia with the Act's mandatory insuring requirement. Novel issues inherent in the PEO-client relationship may make this more difficult in this particular context. The clear provisions regarding reporting and filing, found in the proposed regulations, will assist the commission in performing this function.

The commission is unable to identify any disadvantage either to itself or to the Commonwealth as a result of the proposed 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. Section 65.2-803.1 of the Code of Virginia requires that professional employer organizations (PEOs) register with the Virginia Workers' Compensation Commission (commission), annually report their client list and related insurance information to the commission, notify the commission of changes in client company status, insurance coverage, or identifying information, and pay the commission an annual assessment. Also, § 65.2-803.1 specifies that the commission may revoke or suspend a PEO's registration if the provisions of the Code are not followed. The commission proposes these new regulations in order to help implement these new additions to the Code.

Estimated economic impact. According to § 65.2-101 of the Code of Virginia, "professional employer services" means services provided to a client company pursuant to a written agreement with a professional employer organization whereby the professional employer organization initially employs all or a majority of a client company's workforce and assumes responsibility as an employer for all coemployees that are assigned, allocated, or shared by the agreement

between the professional employer organization and the client company." Also in that section, "professional employer organization" is defined as "... any person that enters into a written agreement with a client company to provide professional employer services."

Prior to the recent addition of new language in the Code, PEOs were not permitted to include holding workers' compensation insurance policies in their name as a service for their clients. The new Code language (§ 65.2-801 A 4) and the regulations permit PEOs to offer this service to their clients. At least some PEOs as well as their potential clients are likely to find this beneficial.

In order to register and supervise PEOs, the Code and the regulations specify that the commission will charge PEOs registered in Virginia an assessment calculated as follows:  $\{(A/B) \times C\}$ , where "A" is the payroll of the PEO for which the assessment is being calculated; "B" is the aggregate annual payroll of all PEO payrolls reported to the commission by PEOs; and "C" is the sums necessary for registration and supervision of all PEOs. The commission estimates that the sums necessary for registration and supervision of all PEOs will not exceed \$100,000. Given the commission's estimate of 30 to 35 PEOs in the Commonwealth, the average annual assessment will not exceed about \$3,000. Complying with the new Code language and regulations will also require some staff time by the PEOs to ascertain and report their client list changes, insurance information, and other requested data.

Despite the non-negligible costs, a national representative of the PEO industry<sup>1</sup> has indicated strong support for the proposed regulations. This suggests that the benefits of being able to offer the workers' compensation insurance services likely outweighs the costs for the PEO industry overall. PEOs' clients and potential clients would have an additional service option; thus, these firms will be no worse off and possibly better off. Workers appear to be at least as likely to be covered by workers' compensation insurance under the new option; thus, workers will be no worse off. Therefore, it appears that the proposed regulations will create a net economic benefit for the Commonwealth.

Businesses and entities affected. The proposed regulations will affect the 30 to 35 PEOs in Virginia, as well as their potential clients.

Localities particularly affected. The proposed regulations potentially affect all localities in the Commonwealth.

Projected impact on employment. Permitting PEOs to include holding workers' compensation insurance policies in their name as a service for their clients may enable some PEOs to increase their client base. This would likely increase the amount of employment by PEOs.

Effects on the use and value of private property. The proposed regulations will allow PEOs to offer workers' compensation insurance as one of their services to their clients. For those PEOs that find the ability to provide this

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<sup>1</sup> Chip Little, Director of Government Affairs, National Association of Professional Employer Organizations

service to be worth more than the costs of their annual assessment and providing the required data, the value of their firms may increase. For those PEOs that find the ability to provide this service to be worth less than the costs of their annual assessment and providing the required data, the value of their firms may decrease. Given the National Association of Professional Employer Organizations' strong support for the regulations, the former group is likely larger than the latter group.

Agency's Response to the Department of Planning and Budget's Economic Impact Analysis: The commission concurs in the economic impact analysis prepared by the Department of Planning and Budget.

**Summary:**

*This regulatory action involves promulgation of regulations designed to aid implementation of certain additions and amendments made to Title 65.2 of the Code of Virginia, the Virginia Workers' Compensation Act (Act), by the General Assembly at the 2000 session. These changes to the Act relate solely to Professional Employer Organizations (PEOs) and their operation in Virginia in the specific context of workers' compensation and related insurance issues.*

*The new regulations address issues pertaining to the manner in which PEOs are to make statutorily mandated filings with the commission and the manner in which the commission calculates the assessment for each PEO as provided by statute. The proposed new regulations also address action by the commission with respect to the registration of PEOs as required by new § 65.2-803.1 of the Code of Virginia. Concomitantly, the regulations also address issues pertaining to the sanctions of revocation and suspension that may be imposed by the commission against a PEO where the PEO fails to comply with relevant statutory or regulatory provisions.*

CHAPTER 100.

REGULATIONS FOR PROFESSIONAL EMPLOYER ORGANIZATIONS.

**16 VAC 30-100-10. Definitions.**

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

*"Act" means the Virginia Workers' Compensation Act, Title 65.2 (§ 65.2-100 et seq.) of the Code of Virginia.*

*"Aggregate annual payroll" means the sum of all payroll reported to the commission by PEOs.*

*"Agreement" means an agreement for professional employer services as "professional employer services" is defined in § 65.2-101 of the Code of Virginia.*

*"Calendar year" means a 12-month period beginning January 1 and ending December 31.*

*"Client company" means "client company" as defined in § 65.2-101 of the Code of Virginia.*

*"Coemployee" means "coemployee" as defined in § 65.2-101 of the Code of Virginia.*

*"Commission" means the Virginia Workers' Compensation Commission.*

*"Electronic" or "electronically" means using a computer-based information input and handling system designated by the commission.*

*"File" or "filed" means received by the commission. Where a document is filed electronically, it shall be deemed received by the commission at the date and time it is first written to disk on the commission's computer or that of the commission's agent, unless the commission rejects the document.*

*"Identifying information" means information describing the PEO's place or places of business including street address, mailing address, and telephone numbers; the street address, mailing address, and telephone numbers of its representative designated pursuant to 16 VAC 30-100-20 C; and information describing the PEO's business form.*

*"Payroll" means gross amounts paid by a PEO to its coemployees in the Commonwealth of Virginia as compensation during the calendar year immediately preceding the year in which the assessment is calculated. Such gross amounts shall be equal to the sum of all items included in the NCCI definition of remuneration.*

*"PEO" means a professional employer organization as defined in § 65.2-101 of the Code of Virginia.*

**16 VAC 30-100-20. Initial registration.**

A. Each PEO shall register as required by § 65.2-803.1 A of the Code of Virginia by filing with the commission an application on a form and in a manner prescribed and furnished by the commission. The application shall include the list of all client companies of the PEO and related insurance information required by § 65.2-803.1 B of the Code of Virginia.

B. Subject to subsection C of this section, a PEO's registration shall be effective when the completed application is filed in the proper format, unless it is rejected by the commission.

C. Each PEO shall comply with the following when it files its application for registration:

1. The PEO shall designate a representative maintaining a street address, mailing address, and telephone number in the Commonwealth of Virginia. This designated representative shall be authorized to receive service of process and communications from the commission. Notice to this designated representative shall be deemed sufficient notice to the PEO for all purposes for which notice is required or permitted under the Act or these regulations.

2. At the time of registration, the PEO and each of its client companies shall be in compliance with the insuring requirement of § 65.2-801 of the Code of Virginia. Each PEO shall certify this compliance in its registration.

D. This registration shall not be transferable.

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# Proposed Regulations

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E. Failure of a PEO to file the application for the registration required by § 65.2-803.1 A of the Code of Virginia and subsection A of this section shall subject the PEO to the penalties provided in § 65.2-902 of the Code of Virginia.

## **16 VAC 30-100-30. Annual reporting.**

A. Each PEO shall file annually with the commission its report of all client companies and related insurance information required by § 65.2-803.1 B of the Code of Virginia on a form and in a manner prescribed and furnished by the commission. This report shall include the PEO's payroll used in calculating the assessment in 16 VAC 30-100-70.

B. This report shall be filed by 5 p.m., Eastern Standard Time, on January 31.

C. Failure by a PEO to file the report referenced in subsection A of this section by the deadline in subsection B shall subject the PEO to the penalties provided in §§ 65.2-803.1 H and 65.2-902 of the Code of Virginia.

## **16 VAC 30-100-40. Notification of changes in client company status and insurance coverage.**

A. Each PEO shall provide notice to the commission when it enters into an agreement with a client company as required by § 65.2-803.1 B of the Code of Virginia. Such notification shall include the related insurance information required by § 65.2-803.1 B of the Code of Virginia.

B. The notice to a client company of a PEO's intent to terminate an agreement, required by the first sentence of § 65.2-803.1 E of the Code of Virginia, shall include the following:

1. A statement of the reason the PEO intends to terminate the agreement;
2. The date on which the agreement shall terminate;
3. The date on which the client companies' coverage under a master workers' compensation insurance policy issued in the name of the PEO will terminate; and
4. The following statement placed conspicuously:

The Virginia Workers' Compensation Act requires that all employers subject to the Act maintain workers' compensation liability insurance. On \_\_\_\_\_ [date], coverage of your employees under the workers' compensation insurance policy issued to \_\_\_\_\_ [name of PEO] will terminate. Therefore, if you are subject to the Act, you must obtain the required coverage. Your failure to obtain coverage may result in you incurring civil penalties of up to \$5,000 and additional criminal penalties.

Each PEO shall file with the commission copies of all notices.

C. Each PEO shall also send to the client company notice complying with subdivisions B 2 through B 4 of this section upon its receipt from a client company of notice of the client company's intent to terminate the agreement for professional employer services. The PEO shall file copies of these notices with the commission.

D. The notice and filing obligations imposed by this section and § 65.2-803.1 E of the Code of Virginia shall apply regardless of whether the termination of the agreement for professional employer services is consistent with the terms of the agreement.

E. The notice and filing obligations imposed by this section and § 65.2-803.1 E of the Code of Virginia shall apply where the agreement is terminated by either the PEO or the client company without prior notice of intent to terminate.

F. Failure by a PEO to provide the notices and filings required in this section shall subject the PEO to the penalties provided in §§ 65.2-803.1 H and 65.2-902 of the Code of Virginia.

## **16 VAC 30-100-50. Notification of change in identifying information.**

A. Each PEO shall have a continuing duty to timely notify the commission of changes in its identifying information in a format and manner prescribed by the commission.

B. Failure by a PEO to timely notify the commission of a change in its identifying information shall subject the PEO to the penalties provided in §§ 65.2-803.1 H and 65.2-902 of the Code of Virginia.

## **16 VAC 30-100-60. Requirements for filing with the commission.**

A. Unless the commission directs or permits otherwise, each PEO shall make the filings with the commission required by the Act or these regulations electronically in a manner and format prescribed by the commission.

B. Where, under the circumstances, the electronic filing requirement in subsection A would be an undue hardship on a PEO, the PEO may request in writing to the commission a waiver of the requirement. The commission may grant or deny the request in its discretion. Where the commission grants the request, the PEO shall make its report in an alternate format as prescribed by the commission.

C. Each document filed by a PEO with the commission shall be signed by an officer of the PEO. Such signature shall be deemed a certification by that officer on behalf of the PEO that the information contained in the document is true and correct. Electronic submission of any document by a PEO to the commission with the appropriate account number and PIN shall be deemed a signature for all purposes under the Act and these regulations.

## **16 VAC 30-100-70. Annual assessment.**

A. The commission shall calculate the annual assessment for a PEO required by § 65.2-803.1 I of the Code of Virginia using the following formula:

$(a/b) \times c$  where,

a = payroll of the PEO for which assessment is being calculated;

b = aggregate annual payroll; and

c = sums necessary for registration and supervision of all PEOs.

B. Each PEO shall report payroll on the form prescribed by the commission as provided in 16 VAC 30-100-30.

C. The commission shall calculate the assessment for each PEO and send an appropriate invoice. The PEO shall pay the assessment to the commission no later than 60 days from the date of the invoice. Payment shall be made in the manner prescribed by the commission in the invoice.

D. The assessment shall be nonrefundable, in whole or in part.

E. Failure of a PEO to pay the assessment shall subject the PEO to the penalties provided in §§ 65.2-803.1 H and 65.2-902 of the Code of Virginia.

**16 VAC 30-100-80. Revocation, suspension, and voluntary termination of registration.**

A. The commission may suspend or revoke a PEO's registration where it fails to comply with the requirements of the Act or these regulations as provided in § 65.2-803.1 H of the Code of Virginia. A suspension may be for a period of up to 12 months.

B. The following procedure shall apply to a revocation or suspension:

1. The commission shall send written notice to the PEO describing the noncompliance.

2. The PEO shall have 30 days to correct the noncompliance and to provide the commission with written verification of the correction. Where the noncompliance is specifically addressed in the Act or in the commission's regulations, those specific statutory or regulatory provisions shall apply as well.

3. If the PEO fails to comply with subdivision 2 of this subsection, the commission shall initiate a hearing pursuant to § 65.2-704 of the Code of Virginia and provide appropriate notice to the PEO and other proper parties. A decision issued in connection with a hearing shall specify the effective date of the revocation or suspension. Where a suspension is imposed, the decision shall specify the duration of the period of suspension. During a period of suspension or revocation, the PEO shall be deemed to have not registered with the commission as required by § 65.2-803.1 of the Code of Virginia.

4. Review of a decision issued in connection with the proceedings provided in § 65.2-704 of the Code of Virginia shall be as provided in §§ 65.2-705 and 65.2-706 of the Code of Virginia.

C. A PEO whose registration has been revoked may apply to reregister as provided in § 65.2-803.1 H of the Code of Virginia. The PEO shall comply with the relevant provisions of § 65.2-803.1 of the Code of Virginia and these regulations in connection with such application. In addition, the PEO shall submit written documentation verifying that the noncompliance resulting in the revocation has been corrected. The PEO may apply for a hearing as provided in § 65.2-704 of the Code of Virginia to determine if it has satisfied the prerequisites for reregistration.

D. A PEO may voluntarily terminate its registration under § 65.2-803.1 A of the Code of Virginia by filing a written request with the commission. In its request, the PEO may specify a date on which the termination of registration is to be effective. The commission shall issue a response assigning the date on which the PEO's registration will terminate.

E. Suspension, revocation, or voluntary termination of a PEO's registration shall not alter its obligation, or that of its client companies, to maintain the insurance required by Chapter 8 of the Act or any other insurance coverage required by statute or regulation.

VA.R. Doc. No. R00-206; Filed September 6, 2000, 8:10 a.m.



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# FINAL REGULATIONS

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For information concerning Final Regulations, see Information Page.

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## 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.

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## TITLE 4. CONSERVATION AND NATURAL RESOURCES

### MARINE RESOURCES COMMISSION

**REGISTRAR'S NOTICE:** The following regulations filed by the Marine Resources Commission are exempt from the Administrative Process Act in accordance with § 9-6.14:4.1 F of the Code of Virginia; however, the commission is required to publish the full text of final regulations.

**Title of Regulation:** 4 VAC 20-890-10 et seq. Pertaining to Channeled Whelk (amending 4 VAC 20-890-25 and 4 VAC 20-890-30).

**Statutory Authority:** § 28.2-201 of the Code of Virginia.

**Effective Date:** September 21, 2000.

**Summary:**

*The amendments provide the basis for the inception of the commercial conch pot limited entry, licensed fishery for Virginia tidal waters.*

**Agency Contact:** Copies of the regulation may be obtained from Deborah R. Cawthon, Marine Resources Commission, P.O. Box 756, Newport News, VA 23607, telephone (757) 247-2248.

#### **4 VAC 20-890-25. Entry limitation; transfers; prohibitions.**

A. The sale of commercial conch pot licenses shall be limited to registered commercial fishermen, solely for the harvest of channeled whelk from Virginia waters described in this section, who meet either of the following requirements:

1. The fisherman shall have held a provisional Virginia conch pot permit in 1999 and reported in accordance with the requirements of 4 VAC 20-610-60 and the 1999 conch pot permit; or
2. The fisherman shall provide the commission with proof of having harvested channeled whelk from federal waters during the January 1, 1997, through October 1, 1999, period.

B. Any person licensed for commercial conch pot under the provisions of this section may transfer such license to any registered commercial fisherman when said transfer is documented on the form provided by the commission and approved by the Commissioner of Marine Resources. Upon approval, the person entering the Virginia commercial conch pot fishery shall purchase a commercial conch pot license in his own name. No commercial conch pot license shall be transferred more than once per calendar year.

C. It shall be unlawful for any person licensed under the provisions of subsection A of this section as a commercial conch pot fisherman to do any of the following, unless otherwise specified:

- ~~1. Place, set or fish any conch pot in Virginia waters, other than the mainstem of the Chesapeake Bay or in the Territorial Sea (up to the three-mile limit line.)~~
- ~~2.~~ 1. Place, set or fish any conch pot within any channel.
- ~~3.~~ 2. Fail to be on board the vessel when that vessel is operating in a commercial conch pot harvesting capacity within Virginia tidal waters;
- ~~4.~~ 3. Fail to display the commercial conch pot license plate prominently on the starboard side of the vessel;
- ~~5.~~ 4. Fail to inscribe each conch pot buoy with the last four numbers of the commercial fisherman registration license preceded by the letter "W," which correspond to the lawful conch pot licensee;
- ~~6.~~ 5. Place, set or fish more than 200 conch pots within Virginia tidal waters;
- ~~7.~~ 6. Retain by-catch of any other species caught by conch pots; and
- ~~8.~~ 7. Fail to report harvest-related data from harvests in Virginia waters on a monthly basis on forms supplied by the commission.

D. It shall be unlawful for any person to take or catch channeled whelk with conch pots from the tidal waters of Virginia without first having purchased a conch pot license from the commission or its agent.

The fee for the conch pot license shall be \$48.

No person may purchase a conch pot license unless he is a registered commercial fisherman as described in § 28.2-241 of the Code of Virginia.

#### **4 VAC 20-890-30. Minimum size limits.**

A. It shall be unlawful for any person to possess more than 10 channeled whelk, per bushel or bag, which measure less than 5-1/2 inches in length *or can be passed through a culling ring of 2-3/4 inches in diameter.*

B. It shall be unlawful for any person to possess more than 30 channeled whelk, per barrel, which measure less than 5-1/2 inches in length *or can be passed through a culling ring of 2-3/4 inches in diameter.*

C. Those undersized whelk in excess of the allowance level, as described in subsections A and B of this section, shall be returned immediately to the water alive.

VA.R. Doc. No. R01-4; Filed September 5, 2000, 9:42 a.m.

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**Title of Regulation:** 4 VAC 20-900-10 et seq. Pertaining to Horseshoe Crab (amending 4 VAC 20-900-25).

**Statutory Authority:** § 28.2-201 of the Code of Virginia.

**Effective Date:** September 1, 2000.

**Summary:**

*The amendment reduces the commercial landings quota of horseshoe crabs for each calendar year from 710,000 to 355,000.*

**Agency Contact:** Copies of the regulation may be obtained from Deborah R. Cawthon, Marine Resources Commission, P.O. Box 756, Newport News, VA 23607, telephone (757) 247-2248.

**4 VAC 20-900-25. Commercial fisheries management measures.**

A. It shall be unlawful for any person to harvest horseshoe crabs from any shore or tidal waters of Virginia within 1,000 feet, in any direction, of the mean low water line from May 1 through June 7. The harvests of horseshoe crabs for biomedical use shall not be subject to this limitation.

B. Harvests for biomedical purposes shall require a special permit issued by the Commissioner of Marine Resources, and all crabs taken pursuant to such permit shall be returned to the same waters from which they were collected.

C. The commercial landings quota of horseshoe crab for each calendar year shall be ~~740,000~~ 355,000 horseshoe crabs.

D. It shall be unlawful for any person to harvest from Virginia waters or to land in Virginia any horseshoe crab for commercial purposes after the landing quota described in subsection C of this section has been attained and announced as such.

E. It shall be unlawful for any person to take, catch, harvest or attempt to take, catch or harvest horseshoe crabs with a dredge from the tidal waters of Virginia from May 1 through June 7.

F. It shall be unlawful for any person to possess horseshoe crabs taken by dredge from the tidal waters of Virginia from May 1 through June 7.

VA.R. Doc. No. R01-3; Filed August 30, 2000, 2:56 p.m.



**TITLE 9. ENVIRONMENT**

**STATE AIR POLLUTION CONTROL BOARD**

**Title of Regulation:** 9 VAC 5-90-10 et seq. Regulations for the Control of Motor Vehicle Emissions (Repealed).

**Statutory Authority:** §§ 46.2-1178.1 46.2-1179 and 46.2-1180 of the Code of Virginia.

**Effective Date:** October 25, 2000.

**Summary:**

*The State Air Pollution Control Board repealed 9 VAC 5-90-10 et seq. Regulation for the Control of Motor Vehicle Emissions at their meeting on December 13, 1999. The State Air Pollution Control Board initially proposed the repeal of this regulation concurrently with the adoption of the enhanced motor vehicle emissions inspection program for the Northern Virginia ozone nonattainment area. The final enhanced motor vehicle program was published in the Virginia Register of Regulations in Volume 13, Issue 5 and became effective on January 24, 1997. Final action on the repeal of 9 VAC 5-90-10 et seq. was deferred until the enhanced program was fully operational. The board has now determined that the enhanced program is fully operational and has repealed 9 VAC 5-90-10 et seq.*

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

**Agency Contact:** David J. Kinsey, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4432.

VA.R. Doc. No. R96-435; Filed September 6, 2000, 11:24 a.m.

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**Title of Regulation:** 9 VAC 5-100-10 et seq. Regulations for Vehicle Emissions Control Program Analyzer Systems (Repealed).

**Statutory Authority:** §§ 46.2-1178.1 46.2-1179, 46.2-1180, and 46.2-1187.2 of the Code of Virginia.

**Effective Date:** October 25, 2000.

**Summary:**

*The State Air Pollution Control Board repealed 9 VAC 5-10-10 et seq. Regulations for Vehicle Emissions Control Program Analyzer Systems at their meeting on December 13, 1999. The State Air Pollution Control Board initially proposed the repeal of this regulation concurrently with the adoption of the enhanced motor vehicle emissions inspection program for the Northern Virginia ozone nonattainment area. The final enhanced motor vehicle program was published in the Virginia Register of Regulations in Volume 13, Issue 5 and became effective on January 24, 1997. Final action on the repeal of 9 VAC 5-90-10 et seq. was deferred until the enhanced program was fully operational. The board has now determined that the enhanced program is fully operational and has repealed 9 VAC 5-100-10 et seq.*

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

**Agency Contact:** David J. Kinsey, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4432.

VA.R. Doc. No. R96-436; Filed September 6, 2000, 11:23 a.m.

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# Final Regulations

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## TITLE 12. HEALTH

### STATE BOARD OF HEALTH

**REGISTRAR'S NOTICE:** The State Board of Health is claiming an exclusion from the Administrative Process Act in accordance with § 9-6.14:4.1 C 4 (a) of the Code of Virginia, which excludes regulations that are necessary to conform to changes in Virginia statutory law where no agency discretion is involved. The State Board of Health 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 5-371-10 et seq. **Regulations for the Licensure of Nursing Facilities (amending 12 VAC 5-371-150 and 12 VAC 5-371-260).**

**Statutory Authority:** §§ 32.1-12 and 32.1-127 of the Code of Virginia.

**Effective Date:** October 27, 2000.

**Summary:**

*House Bills 1168 and 1169 of the 2000 Session of the General Assembly mandated amendments to be made to these regulations to (i) provide training for nursing facility employees in the procedures for reporting adult abuse, neglect, and exploitation as required in § 63.1-55.3 of the Code of Virginia and (ii) post the Adult Protective Services toll-free number in a conspicuous public place within nursing facilities.*

**Agency Contact:** Copies of the regulation may be obtained from Carrie Eddy, Center for Quality Health Care, Department of Health, 3600 West Broad Street, Suite 216, Richmond, VA 23230-4920, telephone (804) 367-2157.

#### **12 VAC 5-371-150. Resident rights.**

A. The nursing facility shall develop and implement policies and procedures that ensure resident's rights as defined in §§ 32.1-138 and 32.1-138.1 of the Code of Virginia.

B. The procedures shall:

1. Not restrict any right a resident has under law;
2. Provide staff training to implement resident's rights; and
3. Include grievance procedures.

C. The name and telephone number of the complaint coordinator of the center, *the Adult Protective Services toll-free telephone number*, and the toll-free telephone number for the State Ombudsman shall be conspicuously posted in a public place.

D. Copies of resident rights shall be given to residents upon admittance to the facility and made available to residents currently in residence, to any guardians, next of kin, or sponsoring agency or agencies, and to the public.

E. The nursing facility shall have a plan to review resident rights with each resident annually, or with the responsible

family member or responsible agent at least annually, and have a plan to advise each staff member at least annually.

F. The nursing facility shall certify, in writing, that it is in compliance with the provisions of §§ 32.1-138 and 32.1-138.1 of the Code of Virginia, relative to resident rights, as a condition of license issuance or renewal.

#### **12 VAC 5-371-260. Staff development and inservice training.**

A. All full-time, part-time and temporary personnel shall receive orientation to the facility commensurate with their function or job-specific responsibilities.

B. All resident care staff shall receive annual inservice training commensurate with their function or job-specific responsibilities in at least the following:

1. Special needs of residents as determined by the facility staff;
2. Prevention and control of infections;
3. Fire prevention or control and emergency preparedness;
4. Safety and accident prevention;
5. Restraint use, including alternatives to physical and chemical restraints;
6. Confidentiality of resident information;
7. Understanding the needs of the aged and disabled;
8. Resident rights, including personal rights, property rights and the protection of privacy, and procedures for handling complaints;
9. Care of the cognitively impaired;
10. Basic principles of cardiopulmonary resuscitation for licensed nursing staff and the Heimlich maneuver for nurse aides; and
11. Prevention and treatment of pressure sores.

C. The nursing facility shall have an ongoing training program that is planned and conducted for the development and improvement of skills of all personnel.

D. The nursing facility shall maintain written records indicating the content of and attendance at each orientation and inservice training program.

E. The nursing facility shall provide inservice programs, based on the outcome of annual performance evaluations, for nurse aides.

F. Nurse aide inservice training shall consist of at least 12 hours per anniversary year.

G. *The nursing facility shall provide training on the requirements for reporting adult abuse, neglect, or exploitation and the consequences for failing to make such a required report to all its employees who are licensed to practice medicine or any of the healing arts, serving as a hospital resident or intern, engaged in the nursing profession, working as a social worker, mental health professional or law-*



enforcement officer and any other individual working with residents of the nursing facility.

VA.R. Doc. No. R01-8; Filed August 30, 2000, 11:50 a.m.

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REGISTRAR'S NOTICE: The State Board of Health is claiming an exclusion from the Administrative Process Act in accordance with § 9-6.14:4.1 C 4 (a) of the Code of Virginia, which excludes regulations that are necessary to conform to changes in Virginia statutory law where no agency discretion is involved. The State Board of Health 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 5-410-10 et seq. Regulations for the Licensure of Hospitals in Virginia (amending 12 VAC 5-410-220).

Statutory Authority: §§ 32.1-12 and 32.1-127 of the Code of Virginia.

Effective Date: October 27, 2000.

Summary:

The amendments are in response to House Bill 1090 of the 2000 Session of the General Assembly, which mandated that the organ donor routine contact protocol required for each hospital comply with federal law and the regulations of the Health Care Financing Administration (HCFA), particularly 42 CFR 482.45.

Agency Contact: Copies of the regulation may be obtained from Carrie Eddy, Center for Quality Health Care, Department of Health, 3600 West Broad Street, Suite 216, Richmond, VA 23230-4920, telephone (804) 367-2157.

12 VAC 5-410-220. Organ donation.

Each A. The hospital shall develop and implement a routine contact protocol for organ, tissue and eye donation in compliance with federal law and the regulations of the Health Care Financing Administration (HCFA), particularly 42 CFR 482.45.

B. The protocol shall:

1. Ensure that the hospital collaborates with its designated organ procurement organization (OPO) to inform the family of each patient who is a potential donor is made aware of the option of organ, tissue, and eye donation as well as the option to decline to donate;

2. Encourage discretion and sensitivity with respect to the circumstances, views and beliefs of the family members;

3. 2. Recite provisions of § 32.1-290.1 of the Code of Virginia specifying family members who are authorized to make an anatomical gift of all or part of the decedent's body for an authorized purpose and the order of priority of those family members who may make such gift; and

4. 3. Include written procedures for organ, tissue, and eye donation. The procedures shall include:

a. Training of staff in organ, tissue, or eye donation;

b. A mechanism for informing the next of kin of the organ, tissue, and eye donation option;

c. Procedures to be employed when the hospital, consistent with the authority granted by § 32.1-292.1 of the Code of Virginia, deems it appropriate to conduct a reasonable search for a document of gift or other information identifying the bearer as a donor or as an individual who has refused to make an anatomical gift;

d. Provisions for the procurement and maintenance of donated organs, tissues, and eyes;

e. The name and telephone number of the local organ procurement agency, tissue or eye bank to be notified of potential donors; and

f. Documentation of the donation request in the patient's medical record.

C. The hospital shall have an agreement with an OPO certified by HCFA:

1. To notify the OPO in a timely manner of all deaths or imminent deaths of patients in the hospital; and

2. Authorizing the OPO to determine the suitability of the decedent or patient for organ donation and the suitability for tissue and eye donation in the absence of a similar arrangement with any eye bank or tissue bank in Virginia certified by the Eye Bank Association of America or the American Association of Tissue Banks.

D. The hospital shall have an agreement with at least one tissue bank and at least one eye bank to cooperate in the retrieval, processing, preservation, storage, and distribution of tissues and eyes to ensure that all usable tissues and eyes are obtained from potential donors and to avoid interference with organ procurement.

E. The individual making contact with the family shall have completed a course in the methodology for approaching potential donor families and requesting organ or tissue donation that:

1. Is offered or approved by the OPO and designed in conjunction with the tissue and eye bank community; and

2. Encourages discretion and sensitivity according to the specific circumstances, views, and beliefs of the relevant family.

F. The hospital shall work cooperatively with its designated OPO in educating its staff on:

1. Donation issues;

2. The proper review of death records to improve identification of potential donors; and

3. The proper procedures for maintaining potential donors while necessary testing and placement of potential donated organs, tissues, and eyes take place.

G. The protocol shall be followed, without exception, unless the family of the relevant decedent or patient expresses opposition to organ donation, the chief administrative officer of the hospital or his designee knows of such opposition, and

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# Final Regulations

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no donor card or other relevant document, such as an advance directive, can be found.

VA.R. Doc. No. R01-7; Filed August 30, 2000, 11:50 a.m.

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## TITLE 16. LABOR AND EMPLOYMENT

### DEPARTMENT OF LABOR AND INDUSTRY

**REGISTRAR'S NOTICE:** The Department of Labor and Industry 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 Labor and Industry will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision.

**Title of Regulation:** 16 VAC 15-30-10 et seq. Virginia Rules and Regulations Declaring Hazardous Occupations (amending 16 VAC 15-30-20 and 16 VAC 16-30-200; adding 16 VAC 15-30-210, 16 VAC 15-30-220, and 16 VAC 15-30-230).

**Statutory Authority:** § 40.1-100 of the Code of Virginia.

**Effective Date:** October 25, 2000.

**Summary:**

*This regulation sets forth the occupations determined by the Commissioner of the Virginia Department of Labor and Industry to be hazardous or detrimental to the health of minors under 18 years of age. These amendments do not make any substantive changes to the regulation; the changes are corrections of technical errors and changes in the format of the regulation.*

**Agency Contact:** Copies of the regulation may be obtained from Dennis G. Merrill, Department of Labor and Industry, Powers-Taylor Building, 13 South 13th Street, Richmond, VA 23219, telephone (804) 786-3224.

#### 16 VAC 15-30-20. Index of hazardous occupations.

*The following occupations have been determined to be hazardous or detrimental to the health of minors under 18 years of age. Additional information on each group of occupations is provided in the referenced section.*

- (4) 1. Manufacturing or Storage Occupations Involving Explosives. (16 VAC 25-30-30)
- (2) 2. Motor Vehicle Occupations. (16 VAC 15-30-40)
- (3) 3. Logging and Sawmilling Occupations. (16 VAC 15-30-50)
- (4) 4. Power-Driven Woodworking Machine Occupations. (16 VAC 15-30-60)
- (5) 5. Occupations Involving Exposure to Radioactive Substances and to Ionizing Radiations. (16 VAC 15-30-70)

(6) 6. Power-Driven Hoisting Apparatus Occupations. (16 VAC 15-30-80)

(7) 7. Power-Driven Metal Forming, Punching, and Shearing Machine Occupations. (16 VAC 15-30-90)

(8) 8. Occupations in Connection with Any Mining Operation. (16 VAC 15-30-100)

(9) 9. Occupations Involving Slaughtering, Meat-Packing or Processing or Rendering. (16 VAC 15-30-110)

(10) 10. Power-Driven Bakery Machine Occupations. (16 VAC 15-30-120)

(11) 11. Power-Driven Paper Products Machine Occupations. (16 VAC 15-30-130)

(12) 12. Occupations Involved in the Manufacture of Brick, Tile, and Kindred Products. (16 VAC 15-30-140)

(13) 13. Occupations Involved in the Operation of Power-Driven Circular Saws, Band Saws, and Guillotine Shears. (16 VAC 15-30-150)

(14) 14. Occupations Involved in Wrecking, Demolition, and Shipbreaking Operations. (16 VAC 15-30-160)

(15) 15. Occupations in Roofing Operations. (16 VAC 15-30-170)

(16) 16. Occupations in Excavation Operations. (16 VAC 15-30-180)

(17) 17. Fire Fighting. (16 VAC 15-30-190)

(18) 18. Other ~~Prohibitive~~ Prohibited Occupations. (16 VAC 15-30-200)

#### 16 VAC 15-30-200. Other ~~prohibitive~~ prohibited occupations.

*In addition to the prohibited occupations listed in this chapter, the following occupations are prohibited:*

1. In any capacity in the manufacturing of paints, colors, white lead.
2. In any place where goods of alcoholic content are manufactured, bottled, or sold for consumption on the premises except in places where the sale of alcoholic beverages is merely incidental to the main business actually conducted, or to deliver alcoholic goods.
3. Shall not perform in or be a subject of sexually explicit visual material which depicts nudity, sexual excitement, sexual conduct, sexual intercourse, or sadomasochistic abuse, or a book, magazine, or pamphlet which contains such a visual representation. An undeveloped photograph or similar visual material may be sexually explicit material notwithstanding that processing or other action is necessary to make its sexually explicit content apparent.
4. In a capacity in preparing any composition in which dangerous poisonous chemicals are used.

~~Permitted occupations for 14-year-old and 15-year-old minors in retail, food service and gasoline service establishments.~~

## ~~14-YEAR OLD AND 15-YEAR OLD MINORS MAY BE EMPLOYED IN:~~

- ~~1. Office and clerical work (including operation of office machines).~~
- ~~2. Cashiering, selling, modeling, art work, work in advertising departments, window trimming, and comparative shopping.~~
- ~~3. Price marking and tagging by hand or by machine, assembling orders, packing, and shelving.~~
- ~~4. Bagging and carrying out customers' orders.~~
- ~~5. Errand and delivery work by foot, bicycle, and public transportation.~~
- ~~6. Clean up work, including the use of vacuum cleaners and floor waxers, and maintenance of grounds, but not including the use of power-driven mowers or cutters.~~
- ~~7. Kitchen work and other work involved in preparing and serving food and beverages, including the operation of machines and devices used in the performance of such work, such as, but not limited to, dishwashers, toasters, dumbwaiters, popcorn poppers, milk shake blenders, and coffee grinders.~~
- ~~8. Work in connection with cars and trucks if confined to the following:~~

~~Dispensing gasoline and oil.~~

~~Courtesy service on premises of gasoline service station.~~

~~Car cleaning, hand washing, and polishing.~~

~~Sales and clerical work.~~

### ~~BUT NOT INCLUDING WORK:~~

~~Involving the use of pits, racks, or lifting apparatus, or involving the inflation of any tire mounted on a rim equipped with a removable retaining ring.~~

~~9. Cleaning vegetables and fruits, and wrapping, sealing, labeling, weighing, pricing, and stocking goods when performed in areas physically separate from areas where meat is prepared for sale and outside freezers or meat coolers.~~

~~In any other place of employment, 14-year old and 15-year old minors may be employed in any occupations except the excluded occupations listed:~~

## ~~14-YEAR OLD AND 15-YEAR-OLD MINORS MAY NOT BE EMPLOYED IN:~~

- ~~1. Any manufacturing occupation.~~
- ~~2. Any mining occupation.~~
- ~~3. Processing occupations such as filleting of fish, dressing poultry, cracking nuts, or laundering as performed by commercial laundries and dry cleaning (except in a retail, food service, or gasoline service establishment in those specific occupations expressly permitted therein in accordance with the foregoing list).~~

~~4. Occupations requiring the performance of any duties in workrooms or workplaces where goods are manufactured, mined, or otherwise processed (except to the extent expressly permitted in retail, food service, or gasoline service establishments in accordance with the foregoing list).~~

~~5. Operation or tending of hoisting apparatus or of any power-driven machinery (other than office machines and machines in retail, food service, and gasoline service establishments which are specified in the foregoing list as machines which such minors may operate in such establishments).~~

~~6. Any occupation found and declared as hazardous by Rules and Regulations; by Title 40.1-100, Code of Virginia.~~

### ~~7. Occupations in connection with:~~

~~(a) Transportation of persons or property by rail, highway, air, on water, pipeline, or other means.~~

~~(b) Warehousing and storage.~~

~~(c) Communications and public utilities.~~

~~Except office or sales work in connection with (a), (b), and (c).~~

~~8. Any of the following occupations in a retail, food service, or gasoline service establishment:~~

~~(a) Work performed in or about boiler or engine rooms.~~

~~(b) Work in connection with maintenance or repair of the establishment, machines, or equipment.~~

~~(c) Outside window washing that involves working from window sills, and all work requiring the use of ladders, scaffolds, or their substitutes.~~

~~(d) Cooking and baking (except at soda fountains, lunch counters, snack bars, or cafeteria serving counters).~~

~~(e) Occupations which involve operating, setting up, adjusting, cleaning, oiling, or repairing power-driven food slicers and grinders, food choppers and cutters, and bakery-type mixers.~~

~~(f) Work in freezers and meat coolers and all work in preparation of meats for sale (except wrapping, sealing, labeling, weighing, pricing, and stocking when performed in other areas).~~

~~(g) Loading and unloading goods to and from trucks, railroad cars, or conveyors.~~

~~(h) All occupations in warehouses except office and clerical work.~~

~~14-YEAR OLD AND 15-YEAR OLD MINORS MAY NOT BE EMPLOYED IN ANY OCCUPATION DECLARED HAZARDOUS FOR 16-YEAR OLD AND 17-YEAR OLD MINORS AND SHALL NOT BE EMPLOYED IN ANY OF THE FOLLOWING OCCUPATIONS (with exceptions):~~

~~1. In any mechanical establishment;~~

~~2. In any commercial cannery;~~

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# Final Regulations

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~~3. In the operation of any automatic passenger or freight elevator;~~

~~4. In any dance studio;~~

~~5. In any hospital, nursing home, clinic, or other establishments providing care for resident patients;~~

~~6. As a laboratory helper, therapist, orderly, or nurse's aide;~~

~~7. At any veterinary hospital;~~

~~8. In any undertaking establishment or funeral home;~~

~~9. In curb service at restaurants;~~

~~10. In hotel and motel room service;~~

~~11. In any brick, coal, or lumber yard;~~

~~12. In any ice plant;~~

~~13. As ushers in theaters;~~

~~14. In any scaffolding work or construction trade;~~

~~15. In any outdoor theater, cabaret, carnival, fair, floor show, pool hall, club, or roadhouse;~~

~~16. As a lifeguard at a beach;~~

~~17. In the solicitation, sale, or obtaining of subscription contracts or orders for books, magazines, or other periodical publications other than newspapers.~~

## **EXCEPTIONS:**

~~1. Children 14 years of age and over may be engaged in office work of a clerical nature in bona-fide office rooms in the establishments listed in 1-14 above.~~

~~2. Children 14 years of age and over may be employed by dry cleaning or laundry establishments in branch stores where no processing is done on the premises.~~

~~3. Children 14 years of age and over may be employed in hospitals, nursing homes, and clinics where they may be engaged in kitchen work, tray service, or room and hall cleaning.~~

~~4. Children 14 years of age and over may be employed in bowling alleys completely equipped with automatic pin setters, but not in or about such machines.~~

## **12-YEAR OLD AND 13-YEAR OLD MINORS MAY NOT BE EMPLOYED IN ANY OCCUPATION EXCEPT THE FOLLOWING:**

~~1. Bootblacks, caddies, selling newspapers, magazines, periodicals or circulars, running errands or delivering parcels or messages where none of the duties are to be performed inside any commercial establishment and are under the direction and supervision of an employer.~~

~~2. Distributing newspapers on regularly established routes.~~

~~3. Farms, gardens and orchards.~~

~~4. Domestic duties in and around private homes.~~

~~5. On school playgrounds or playgrounds operated by the State, city, county or by a corporation the property of which is tax exempt.~~

~~6. For one day or less in connection with their studies at any public or accredited private school.~~

~~7. Employed by their parents in any occupation other than manufacturing, or mining, or an occupation declared hazardous by the Commissioner of Labor and Industry.~~

## **16 VAC 15-30-210. Employment of minors under age 14.**

*Minors under 14 years of age may not be employed in any occupation except the following:*

*1. Bootblacks, caddies, selling newspapers, magazines, periodicals or circulars, running errands or delivering parcels or messages where none of the duties are to be performed inside any commercial establishment and are under the direction and supervision of an employer.*

*2. Distributing newspapers on regularly established routes.*

*3. Farms, gardens and orchards.*

*4. Domestic duties in and around private homes.*

*5. On school playgrounds or playgrounds operated by the state, city, county or by a corporation the property of which is tax exempt.*

*6. For one day or less in connection with their studies at any public or accredited private school.*

*7. Employed by their parents in any occupation other than manufacturing, or mining, or an occupation declared hazardous by the Commissioner of Labor and Industry.*

## **16 VAC 15-30-220. Employment of 14- and 15-year-old minors generally.**

*A. Minors 14 and 15 years old may not be employed in any occupation declared hazardous for 16- and 17-year-old minors and, in addition, are prohibited from being employed in any of the following:*

*1. In any mechanical establishment.*

*2. In any commercial cannery.*

*3. In the operation of any automatic passenger or freight elevator.*

*4. In any dance studio.*

*5. In any hospital, nursing home, clinic, or other establishments providing care for resident patients.*

*6. As a laboratory helper, therapist, orderly, or nurse's aide.*

*7. At any veterinary hospital.*

*8. In any undertaking establishment or funeral home.*

*9. In curb service at restaurants.*

*10. In hotel and motel room service.*

*11. In any brick, coal, or lumber yard.*

12. In any ice plant.
13. As ushers in theaters.
14. In any scaffolding work or construction trade.
15. In any outdoor theater, cabaret, carnival, fair, floor show, pool hall, club, or roadhouse.
16. As a lifeguard at a beach.
17. In the solicitation, sale, or obtaining of subscription contracts or orders for books, magazines, or other periodical publications other than newspapers.
18. Any manufacturing occupation.
19. Any mining occupation.

20. Processing occupations such as filleting of fish, dressing poultry, cracking nuts, or laundering as performed by commercial laundries and dry cleaning (except in a retail, food service, or gasoline service establishment in those specific occupations expressly permitted in 16 VAC 15-30-230).

21. Occupations requiring the performance of any duties in workrooms or workplaces where goods are manufactured, mined, or otherwise processed (except to the extent expressly permitted in retail, food service, or gasoline service establishments in accordance with 16 VAC 15-30-230).

22. Operation or tending of hoisting apparatus or of any power-driven machinery (other than office machines and machines in retail, food service, and gasoline service establishments that are specified in 16 VAC 15-30-230 as machines that such minors may operate in such establishments).

23. Occupations in connection with:

- a. Transportation of persons or property by rail, highway, air, on water, pipeline, or other means. Exception: Office or sales work in connection with these activities is permitted.
- b. Warehousing and storage. Exception: Office or sales work in connection with these activities is permitted.
- c. Communications and public utilities. Exception: Office or sales work in connection with these activities is permitted.

**B. EXCEPTIONS:** Activities 14- and 15-year-old minors may be engaged in include:

1. Children 14 years of age and over may be engaged in office work of a clerical nature in bona-fide office rooms in the establishments listed in subsection A of this section.
2. Children 14 years of age and over may be employed by dry cleaning or laundry establishments in branch stores where no processing is done on the premises.
3. Children 14 years of age and over may be employed in hospitals, nursing homes, and clinics where they may be

engaged in kitchen work, tray service, or room and hall cleaning.

4. Children 14 years of age and over may be employed in bowling alleys completely equipped with automatic pin setters, but not in or about such machines.

**16 VAC 15-30-230. Employment of 14- and 15-year-old minors in retail food service and gasoline establishments.**

A. Minors 14 and 15 years of age are prohibited from being employed in the following occupations in retail food service and gasoline service establishments:

1. Work performed in or about boiler or engine rooms.
2. Work in connection with maintenance or repair of the establishments, machines, or equipment.
3. Outside window washing that involves working from windowsills, and all work requiring the use of ladders, scaffolds, or their substitutes.
4. Cooking and baking (except at soda fountains, lunch counters, snack bars, or cafeteria serving counters).
5. Occupations that involve operating, setting up, adjusting, cleaning, oiling, or repairing power-driven food slicers and grinders, food choppers and cutters, and bakery-type mixers.
6. Work in freezers and meat coolers and all work in preparation of meats for sale (except wrapping, sealing, labeling, weighing, pricing, and stocking when performed in other areas).
7. Loading and unloading goods to and from trucks, railroad cars, or conveyors.
8. All occupations in warehouses except office and clerical work.
9. Work in connection with cars and trucks involving:
  - a. Use of pits, racks, or lifting apparatus.
  - b. Inflation of any tire mounted on a rim equipped with a removable retaining ring.

B. Minors 14 and 15 years of age may be employed in the following occupations in retail food service and gasoline service establishments:

1. Office and clerical work (including operation of office machines).
2. Cashiering, selling, modeling, art work, work in advertising departments, window trimming, and comparative shopping.
3. Price marking and tagging by hand or by machine, assembling orders, packing, and shelving.
4. Bagging and carrying out customers' orders.
5. Errand and delivery work by foot, bicycle, and public transportation.

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6. Clean-up work, including the use of vacuum cleaners and floor waxers, and maintenance of grounds, but not including the use of power-driven mowers or cutters.

7. Kitchen work and other work involved in preparing and serving food and beverages, including the operation of machines and devices used in the performance of such work, such as, but not limited to, dishwashers, toasters, dumbwaiters, popcorn poppers, milk shake blenders, and coffee grinders.

8. Cleaning vegetables and fruits, and wrapping, sealing, labeling, weighing, pricing, and stocking goods when performed in areas physically separate from areas where meat is prepared for sale and outside freezers or meat coolers.

9. Work in connection with cars and trucks if confined to the following:

- a. Dispensing gasoline and oil.
- b. Courtesy service on premises of gasoline service station.
- c. Car cleaning, hand washing and polishing.
- d. Sales and clerical work.

VA.R. Doc. No. R01-2; Filed September 5, 2000, 4:09 p.m.

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## TITLE 22. SOCIAL SERVICES

### STATE BOARD OF SOCIAL SERVICES

Title of Regulation: 22 VAC 40-600-10 et seq. Food Stamp Program Administrative Disqualification Hearings (amending 22 VAC 40-600-10, 22 VAC 40-600-50, 22 VAC 40-600-70, 22 VAC 40-600-130, 22 VAC 40-600-140, 22 VAC 40-600-170, 22 VAC 40-600-200 and 22 VAC 40-600-210; repealing 22 VAC 40-600-90).

Statutory Authority: §§ 63.1-25 and 63.1-124.2 of the Code of Virginia.

Effective Date: October 25, 2000.

Summary:

The amendments reflect changes in the federal regulations and in the Code of Virginia. Specifically, the proposed changes:

1. Add a new definition for an "access device," which is a card or code used to access benefits;
2. Expand the definition of "intentional program violation" to incorporate misuse of access devices;
3. State that an administrative board, instead of the State Board of Social Services, will review hearing decisions; and
4. Specify that first class mail is sufficient notice for a preliminary hearing and that such a hearing may take place even if the notice is returned as undeliverable.

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

Agency Contact: Copies of the regulation may be obtained from Celestine Jackson, Department of Social Services, 730 E. Broad St., Richmond, VA 23219, telephone (804) 692-1716.

#### 22 VAC 40-600-10. Definitions.

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

"Administrative Disqualification Hearing (ADH)" means an impartial review by a ~~hearings~~ hearing officer of a household member's actions involving an alleged intentional program violation for the purpose of rendering a decision of guilty or not guilty of committing an intentional program violation (IPV).

"Access device" means any card, plate, code, account number, or other means of access that can be used alone or in conjunction with another access device to obtain payments, allotments, benefits, money, goods, or other things of value, or that can be used to initiate a transfer of funds under the Food Stamp Act of 1977 (7 USC § 2011 et seq.), as amended.

"Authorization to Participate (ATP)" means a document authorizing a household to receive a food stamp allotment in a specific amount for a specific entitlement period from an authorized food coupon issuance agent.

"Hearings Hearing officer" means an impartial representative of the state to whom requests for administrative disqualification hearings or fair hearings are assigned by whom they are heard. The ~~hearings~~ hearing officer is given the authority to conduct and control hearings and to render decisions.

"Intentional Program Violations (IPV)" means any action by an individual who intentionally made a false or misleading statement to the local agency, either orally or in writing, to obtain benefits to which the household is not entitled; concealed information or withheld facts to obtain benefits to which the household is not entitled; or committed any act that constitutes a violation of the Food Stamp Act, Food Stamp Regulations, or any state statutes relating to the use, presentation, transfer, acquisition, receipt, or possession of food stamp coupons or, authorization to participate (ATP) cards, or access devices.

#### 22 VAC 40-600-50. Notice.

Prior to submitting the referral for an ADH to the state hearing authority manager, the local agency shall provide written notification to the household member suspected of an IPV that the member can waive his right to an ADH by signing a waiver request and returning it to the local agency within 10 days from the date notification is sent to the household in order to avoid submission of the referral for an ADH.

#### 22 VAC 40-600-70. Notice.

The hearing officer will schedule a date for the ADH and provide written notice to the household member suspected of an IPV, by certified mail - return receipt requested or first

*class mail, at least 30 days in advance of the date the ADH has been scheduled. If the notice is sent using first class mail and is returned as undeliverable, the hearing may still be held. The hearing officer is required to compare the household's address on the local agency referral with other documents associated with the case. A revised notice must be provided to the household member if an error is discovered in the address used for the original notice of the hearing.*

## **22 VAC 40-600-90. Waiver of ADH. (Repealed.)**

~~Without sufficient evidence that the advance notification was received or refused, the ADH is not to be held.~~

## **22 VAC 40-600-130. Evidence.**

Even though the household member is not represented, the ~~hearings~~ hearing officer must carefully consider the evidence and determine if an IPV was committed, based on clear and convincing evidence.

## **22 VAC 40-600-140. New administrative disqualification hearing.**

If the household member is found to have committed an IPV, but a ~~hearings~~ hearing officer later determines there was good cause for not appearing, *including that the notice was sent to an incorrect address*, the previous decision is no longer valid and a new ADH shall be conducted.

## **22 VAC 40-600-170. Duties of hearing officer.**

The hearing officer shall:

1. Identify those present for the record.
2. Advise the household member or representative that he may refuse to answer questions during the hearing.
3. Explain the purpose of the ADH, the procedure, how and by whom a decision will be reached and communicated, and the option of either the local agency or the household to request ~~State Board~~ *an administrative review of the hearing officer's decision. The hearing officer shall also explain that only the household may seek a change to the hearing officer's decision through a court of appropriate jurisdiction.*
4. Consider all relevant issues. Even if the household is not present, the [ ~~hearings~~ hearing ] officer is to carefully consider the evidence and determine if an IPV was committed based on clear and convincing evidence.
5. Request, receive and make part of the record all evidence determined necessary to render a decision.
6. Regulate the conduct and course of the hearing consistent with due process to ensure an orderly hearing.

## **22 VAC 40-600-200. Written report.**

The ~~hearings~~ hearing officer shall prepare a written report of the substance of the findings, conclusions, decisions, and appropriate recommendations.

## **22 VAC 40-600-210. Notification of decision.**

The hearing officer shall notify the household member of the decision in writing and of the household's right to ~~request a State Board~~ *seek an administrative review or court appeal* of the decision.

VA.R. Doc. No. R99-150; Filed September 6, 2000, 9:19 a.m.

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# FORMS

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## TITLE 22. SOCIAL SERVICES

### DEPARTMENT OF SOCIAL SERVICES

**EDITOR'S NOTICE:** The forms used in administering 22 VAC 40-60-10 et seq. are listed below. Any amended or added forms are reflected in the listing. The forms are available for public inspection at the Department of Social Services, 730 E. Broad Street, Richmond, VA 23219. Copies of the forms may be obtained from L. Richard Martin, Jr., Division of Management and Customer Services, Department of Social Services, 730 E. Broad Street, Richmond, VA 23219, telephone (804) 692-1825, FAX (804) 692-1814 or e-mail lrm2@email.dss.state.va.us.

Title of Regulation: **22 VAC 40-60-10 et seq. Standards and Regulations for Licensed Adult Day Care Centers.**

#### FORMS

**New** *Initial Application for a State License to Operate an Adult Day-Care Center, 032-05-316/2 (rev. 8/00).*

**Renewal of Application for a State License to Operate an Adult Day-Care Center, 032-05-317/2 (rev. 8/00).**

Report of Tuberculosis Screening Evaluation, 7/00.

Meal Pattern for Adults, 7/00.





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# GOVERNOR

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## GOVERNOR'S COMMENTS ON PROPOSED REGULATIONS

### TITLE 9. ENVIRONMENT

#### VIRGINIA WASTE MANAGEMENT BOARD

Title of Regulation: 9 VAC 25-80-10 et seq. **Solid Waste Management Regulations.**

Governor's Comment:

I have reviewed the proposed regulation on a preliminary basis. While I reserve the right to take action under the Administrative Process Act during the final adoption period, I have no objection to this regulation on the information and public comment currently available.

/s/ James S. Gilmore, III  
Governor  
Date: August 1, 2000

VA.R. Doc. No. R95-709; Filed August 31, 2000, 10:07 a.m.

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### TITLE 18. PROFESSIONAL AND OCCUPATIONAL LICENSING

#### BOARD OF ACCOUNTANCY

Title of Regulation: 18 VAC 5-20-10 et seq. **Board for Accountancy Regulations (REPEALING).**

Governor's Comment:

I have reviewed the proposed regulation on a preliminary basis. While I reserve the right to take action under the Administrative Process Act during the final adoption period, I have no objection to this regulation on the information and public comment currently available.

/s/ James S. Gilmore, III  
Governor  
Date: August 16, 2000

VA.R. Doc. No. R00-21; Filed August 31, 2000, 10:07 a.m.

Title of Regulation: 18 VAC 5-21-10 et seq. **Board of Accountancy Regulations.**

Governor's Comment:

I have reviewed the proposed regulation on a preliminary basis. While I reserve the right to take action under the Administrative Process Act during the final adoption period, I have no objection to this regulation on the information and public comment currently available.

/s/ James S. Gilmore, III  
Governor  
Date: August 16, 2000

VA.R. Doc. No. R00-22; Filed August 31, 2000, 10:07 a.m.

#### BOARD OF PSYCHOLOGY

Title of Regulation: 18 VAC 125-20-10 et seq. **Regulations Governing the Practice of Psychology.**

Governor's Comment:

I have reviewed the proposed regulation on a preliminary basis. While I reserve the right to take action under the Administrative Process Act during the final adoption period, I have no objection to this regulation on the information and public comment currently available.

/s/ James S. Gilmore, III  
Governor  
Date: August 17, 2000

VA.R. Doc. No. R99-186; Filed August 31, 2000, 10:07 a.m.

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# GENERAL NOTICES/ERRATA

## DEPARTMENT OF HEALTH

### Drinking Water State Revolving Fund Program Intended Use Plan for FY 2001

Dear Waterworks Owner and Other Interested Parties:

The Virginia Department of Health (VDH) received numerous loan requests and set-aside suggestions following our announcement in April 2000 of funds available from the Drinking Water State Revolving Fund Program. Through the Safe Drinking Water Act, Congress authorizes capitalization grants to the states. As proposed Virginia's share would be \$15,231,900, but authorization has not been finalized.

The VDH's Division of Water Supply Engineering (DWSE) has prepared a draft Intended Use Plan (IUP) using information submitted via the loan requests and set-aside suggestions.

This IUP is for your review and comment. The document dated March 24, 2000, and entitled "Virginia Drinking Water State Revolving Fund Program" is a part of the Intended Use Plan. This document was mailed in our April 14 announcement.

As previously announced in April, the VDH will hold a public meeting. The meeting will be on Wednesday, October 4, 2000, from 2 - 3:30 p.m. at the Virginia War Memorial in Richmond, Virginia. In addition, comments from the public are to be postmarked by Friday, October 6, 2000.

Please direct your requests for information and forward written comments to Thomas B. Gray, P.E., Virginia Department of Health, Main Street Station, Suite 109, 1500 East Main Street, Richmond Virginia 23219, voice (804) 786-1087, FAX (804) 786-5567.

## PESTICIDE CONTROL BOARD

### Administrative Procedures for Processing Violations for Civil Penalty Assessment and Actions on Certificates, Licenses, and Registrations

Decision-Maker	Activity	Time-Frame
Enforcement Supervisor	Review reports and sample analyses pertaining to investigations, inspections, observations, and monitorings to insure that the information for each case is complete, clearly written and the findings well-documented; if the case file lacks information, contact the investigator to determine if missing information can be added to the file: determine if a <u>possible</u> violation of Pesticide Control Act or supporting regulations occurred.	Within 5 work days of receipt of information case file from field investigator
Enforcement Supervisor	If no violation, inform affected parties of results as appropriate; notify investigator, post in non-violative record (are affected parties for all inspections as well as investigations informed of results?)  IF POSSIBLE VIOLATION OCCURRED, forward to Compliance Manager; record in enforcement database system.	Within 2 work days following review  Within 1 work day following review
Compliance Manager	Review each case forwarded by the Enforcement Supervisor to determine whether or not violation(s) of the Pesticide Control Act or supporting regulations are documented in the report of findings and supported by the samples submitted by the Investigator; if information is missing from the file, contact the investigator to determine if missing information can be added to the file; prepare a Record of Case Review for each case.  If violative conditions do not warrant a civil penalty, prepare a Basis of Case Decision and send a Notice of Warning or cautionary letter to respondent; copy to Investigator; post in enforcement database system.  If violation warrants a CIVIL PENALTY, prepare a Basis of Case Decision, a penalty assessment explanation, and a Notice of Violation.  IF CIVIL PENALTY IS \$2,500 OR LESS, mail to respondent along with payment statement and notification that the assessment can be appealed in a fact-finding conference authorized by § 9-6.14:11 of the Code of Virginia (the Code); post in enforcement database system.  IF CIVIL PENALTY IS GREATER THAN \$2,500, forward to Program manager for review and approval.  Under all circumstances above where a civil penalty is issued, the civil penalty may be prepared in the form of a Consent Agreement.	Cases are reviewed expeditiously in order of date of inspection/investigation  Within 3 work days of completion of case review  Within 3 work days of completion of case review  Within 3 work days of completion of case review  Within 2 work days of completion of case review

## General Notices/Errata

Program Manager	<p>IF CIVIL PENALTY GREATER THAN \$2,500 IS APPROVED, return to Compliance Manager for mailing to respondent and posting in enforcement database system.</p> <p>IF CIVIL PENALTY GREATER THAN \$2,500 IS <u>NOT</u> APPROVED, return to Compliance Manager for reassessment of penalty or issuance of Notice of Warning.</p>	<p>Within 5 work days of completion of case review</p> <p>Within 5 work days of completion of case review</p>
Compliance Manager	<p>Prepare for mailing approved civil penalty assessment with payment statement to respondent; include notification that the assessment can be appealed in a fact-finding conference authorized by §9-6.14:11 of the Code; post in enforcement database system.</p> <p>If penalty is NOT APPROVED, reassess or send Notice of Warning as recommended; resubmit any penalty reassessment for approval as before.</p>	<p>Within 2 work days of receipt of approval</p> <p>Within 5 work days of receipt</p>
Commissioner	Receive written request for FACT-FINDING CONFERENCE; appoint a Conference Officer as required; request Compliance Manager to schedule the conference with the respondent and Conference Officer.	Within 5 work days of receipt of request
Compliance Manager	If a FACT-FINDING CONFERENCE is requested by respondent in writing to the Commissioner within 15 days after receipt of the Notice of Violation, schedule conference with appointed Conference Officer; notify respondent and Investigator of location, date and time; post in enforcement database system.	Within 5 work days after Commissioner appoints Conference Officer
Conference Officer appointed by Commissioner	<p>Hold FACT-FINDING CONFERENCE as requested to consider all relevant information on case; Officer may affirm, raise, lower, or abate a penalty, or may NEGOTIATE A SETTLEMENT based on new information; however, the Board must concur with any civil penalty adjustment greater than 25% of the original penalty, and any adjustment greater than \$500; inform the respondent of his right to appeal decision of this conference in an ADJUDICATIVE CONFERENCE, authorized by § 9-6.14:11 of the Code, when only a civil penalty is involved, or in a FORMAL HEARING, authorized by § 9-6.14:12 of the Code, when denial, suspension, revocation, or modification of a license, certificate, or registration is involved alone or in conjunction with a civil penalty; REQUEST FOR AN ADJUDICATIVE CONFERENCE OR FORMAL HEARING MUST BE MADE IN WRITING TO THE COMMISSIONER.</p> <p>Conference Officer shall affirm, raise, lower, or abate penalty, or negotiate a settlement; notify the respondent of decision in writing; indicate if Board concurrence is required; notify Investigator of decision; post in enforcement database system.</p> <p>Conference Officer shall transmit to the Board any civil penalty adjustment greater than 25% of the original penalty, and any adjustment greater than \$500; the Board shall review the decision and approve or deny the penalty adjustment.</p>	<p>Within 45 days of appointment as Conference Officer</p> <p>Within 10 work days of conference date</p> <p>At the next Board meeting</p>
Commissioner	Upon written request for an ADJUDICATIVE CONFERENCE, appoint a Conference Officer; request Compliance Manager to schedule the conference with the respondent and Conference Officer.	Within 5 work days of receipt of request
Compliance Manager	If an ADJUDICATIVE CONFERENCE is requested by respondent within 15 days after receiving decision of Fact-Finding Conference Officer, schedule conference with appointed Conference Officer; arrange location of ADJUDICATIVE CONFERENCE; notify Investigator; post in enforcement database system.	Within 5 work days after Commissioner appoints Conference Officer

## General Notices/Errata

Conference Officer appointed by Commissioner	<p>Hold ADJUDICATIVE CONFERENCE as requested to hear relevant information concerning the case.</p> <p>Officer shall consider all facts concerning a civil penalty, then transmit findings and recommendation to the Board.</p> <p>Inform respondent that the Board will hear final oral arguments (15 minutes maximum unless a longer period, not to exceed 30 minutes, is requested in writing), only upon written request to the Board within 15 days after date of ADJUDICATIVE CONFERENCE.</p>	<p>Within 45 days of appointment by Commissioner</p> <p>Within 30 work days of conference date</p> <p>Within 10 work days of conference date</p>
Commissioner	Upon written request for a FORMAL HEARING, request Compliance Manager to schedule hearing.	Within 5 work days of receipt of request
Compliance Manager	If FORMAL HEARING is requested by the respondent within 15 days after receiving decision of Fact-Finding Conference Officer, arrange for a Court-appointed attorney to act as Hearing Officer; schedule location; notify Investigator; post in enforcement database system.	Within 5 work days after notification by Commissioner
Court-Appointed Attorney	<p>Hold FORMAL HEARING as requested to hear relevant information about case.</p> <p>Hearing Officer shall consider the facts concerning the denial, suspension, revocation, or modification of a license, certificate, or registration, along with any associated civil penalty, and the facts of related violations presented as part of the same case; transmit findings and recommendations to the Board.</p> <p>Inform the respondent that the Board will hear final oral arguments (15 minutes maximum unless a longer period, not to exceed 30 minutes, is requested in writing), only upon written request to the Board within 15 days after date of the FORMAL HEARING.</p>	<p>Within 60 days of receipt of request for hearing</p> <p>Within 45 work days of the hearing date</p> <p>Within 15 work days of hearing</p>
Pesticide Control Board	<p>Consider recommendations from ADJUDICATIVE CONFERENCE or FORMAL HEARING; Board may hear final arguments from VDACS and respondent before rendering decision; RESPONDENT MUST PETITION THE BOARD TO PRESENT ORAL ARGUMENTS (15 minutes maximum unless a longer period, not to exceed 30 minutes, is requested in writing).</p> <p>Board shall render decision concerning a civil penalty and the status of a license, certificate, or registration; inform respondent that decision can be appealed to circuit court for judicial review; send copy of transcript and decision to the Office of Pesticide Management.</p>	<p>At the next Board meeting after receipt of findings and recommendations</p> <p>Within 10 work days of considering case</p>

### DEPARTMENT OF SOCIAL SERVICES

#### Chafee Foster Care Independence Program (CFCIP)

On December 14, 1999, President Clinton signed the Foster Care Independence Act of 1999 (P.L.106-169) into law, amending Section 477 of the Social Security Act. The new law established the Chafee Foster Care Independence Program, which replaced the Independent Living Initiative authorized under Title IV-E of the Social Security Act.

The new law requires a five-year plan for funding under the Chafee Foster Care Independence Program. Consistent with Congressional intent, the U.S. Department of Health and Human Services (DHHS) requires that states will ultimately integrate their Chafee Foster Care Independence Program five-year plans with their five-year Child and Family Services

plans. States will have an opportunity to implement the five-year plan over a period of time. For fiscal year 2000, in lieu of a five-year Chafee Foster Care Independence Program plan, DHHS has asked states to submit an application that describes their plans and progress made in developing programs that comport with the purposes of the Foster Care Independence Act of 1999.

A 30-day comment period is required as a part of the planning process for fiscal year 2000. The Virginia Department of Social Services is soliciting comments from program stakeholders on the following areas of proposed changes:

#### Eligible Foster Care Youth

The new law describes eligible young people as those up to age 21 who are likely to remain in foster care until age 18 and those who have aged out of foster care without regard to their eligibility for Title IV-E funded foster care.

States must use a portion of their funds for assistance and services for young people, ages 18 to 21, who left foster care when they reached age 18.

**Currently, Virginia's Independent Living Program serves youth in foster care, ages 16 to 21, and former foster care youth up to age 21. The program serves youth eligible under Title IV-E, as well as those who are not eligible for Title IV-E funding. Under the new law, Virginia has the option of determining the lower age limit of youth it will serve and of developing a definition for identifying a child who is likely to remain in foster care until age 18. Virginia plans to continue to serve current and former foster care youth up to age 21 without regard to their eligibility for Title IV-E funding.**

## **Room and Board Option for Former Foster Care Youth, Ages 18 - 21**

States may use up to 30% of their program funds for room and board for young people, ages 18 to 21, who have left foster care because they reached age 18.

**Room and board is not currently part of Virginia's program for former foster care children, as federal requirements have previously prohibited it. The department plans to offer limited housing assistance, both in time duration and amount of funding. With limited funding, the department proposes to commit a portion of the program's special initiative funding to pilot two to three transitional housing sites in which young adults would be responsible for paying a portion of the costs. The department will also study other housing options to meet this requirement.**

## **Medicaid Coverage Option for Former Foster Care Youth, Ages 18 - 21**

States are given the option to extend Medicaid coverage to young people, ages 18 to 21, who were in foster care on their 18<sup>th</sup> birthday, or some subset of this group.

**Currently, some former foster care youth in Virginia are eligible for Medicaid up to age 19. The department will assess the need for Medicaid coverage up to age 21 for former foster care youth.**

## **Disbursement of Funding**

Virginia's allocation of funds is about the same as it has been for the last several years, \$1.3 million.

**Currently, about 51% of Independent Living funds are allocated to local departments of social services to provide direct services. These allocations are based on a formula of \$400 per foster care youth in an agency's custody, with a minimum of \$300 allocated to an agency that has no youth in care. An additional amount of funding is earmarked for special initiatives developed through local departments of social services.**

## **Training of Foster Parents and Others**

The new law requires that Title IV-E funds be used to provide training to help adoptive and foster parents, workers in group homes, and case managers understand and address the issues confronting adolescents preparing for independent living. Additionally, the states were required to certify that they would adequately prepare prospective foster parents with the appropriate knowledge and skills to provide for the needs of the child before a child, under the supervision of a state, is placed with prospective foster parents and that such preparation will be continued, as necessary, after the placement of the child.

**The department's long-term plan is to develop a seamless delivery of child welfare training for foster care providers, integrating independent living concepts. In the short term, we will develop training for local agency staff who will be working with foster parents and other providers. We will continue to utilize such resources as the National Resource Center on Youth Development, state Independent Living staff, Regional Independent Living Networks, the Virginia Youth Advisory Council and the Foster/Adoptive Care Training System in meeting the training needs of local departments of social services and foster parent groups.**

The closing date for comments on Virginia's Chafee Foster Care Independence Program plan is October 15, 2000. A discussion paper is available on issues pertaining to the Chafee Foster Care Independence Program plan. Requests for a copy of the discussion paper, a copy of Virginia's plan or questions regarding Virginia's plan or program may be addressed to Yvonne H. Vaughan, Virginia Department of Social Services, 730 East Broad St., 2<sup>nd</sup> Floor, Richmond, VA 23219 or (804) 692-1293.

## **ERRATA**

### **BOARD OF ACCOUNTANCY**

Title of Regulation: 18 VAC 5-21-10 et seq. Board of Accountancy Regulations.

Publication: 16:25 VA.R. 3198-3215 August 28, 2000

Corrections to Proposed Regulation:

Page 3204, 18 VAC 5-21-20 G, line 2 after "shall consist of the" delete "administration expenses of the board ensuing from the board's examination procedures and"

Page 3204, 18 VAC 5-21-20 G, line 7, change the last sentence to read as follows: "The examination fee shall not exceed \$1,000."

Page 3205, 18 VAC 5-21-30 C 1, last line, after "board" insert "based upon the recommendation of a psychometrician who has determined the valid passing grade by conducting a scientific analysis of the examination"

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## General Notices/Errata

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Page 3205, 18 VAC 5-21-30 C 1 b, last line, after "sitting" insert "when the first two sections were passed and in each subsequent sitting attains a minimum grade of 50 on all sections taken at that sitting"

Page 3209, 18 VAC 5-21-70 C 2 c, lines 4 and 7, change "at least comparable to" to "no less stringent than"

Page 3209, 18 VAC 5-21-70 D 1, paragraph 2, line 9, change "at least comparable to" to "no less stringent than"

Page 3209, 18 VAC 5-21-70 D 2, paragraph 2, column 2, line 3, change "at least comparable to" to "no less stringent than"

Page 3209, 18 VAC 5-21-70 D 3, paragraph 2, line 7, change "at least comparable to" to "no less stringent than"

### VIRGINIA CODE COMMISSION

#### Change in Subscription Rate for the Virginia Register of Regulations

The Virginia Code Commission approved an increase of the annual subscription rate for the Virginia Register of Regulations to \$125 and an increase for single copy issues of the Register to \$5.00 per issue. The new rates will become effective with Volume 17, Issue 1, which will be published on September 25, 2000.

#### 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

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# CALENDAR OF EVENTS


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## Symbol Key

-  Location accessible to persons with disabilities  
 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. If you are unable to find a meeting notice for an organization in which you are interested, please check the Commonwealth Calendar at [www.vipnet.org](http://www.vipnet.org) or contact the organization directly.

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

(804) 367-6128, (804) 367-9753/TTY , e-mail [accountancy@dpor.state.va.us](mailto:accountancy@dpor.state.va.us).


### BOARD OF ACCOUNTANCY

**October 4, 2000 - 10 a.m.** -- Public Hearing  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, Richmond, Virginia.


**October 30, 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 Accountancy intends to **repeal** regulations entitled: **18 VAC 5-20-10 et seq. Board for Accountancy Regulations** and **adopt** regulations entitled: **18 VAC 5-21-10 et seq. Board of Accountancy Regulations**. The board is currently operating under emergency regulations that implement the provisions of Senate Bill 926 passed by the 1999 Session of the General Assembly. The proposed regulations are necessary to replace the emergency regulations and to continue to implement the provisions of SB 926.

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

**Contact:** Christine Martine, Regulatory Board Administrator, Board of Accountancy, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8505, FAX (804) 367-6128 or (804) 367-9753/TTY 

NOTE: CHANGE IN MEETING DATE


† **November 15, 2000 - 10 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, Conference Room 4W, Richmond,  
Virginia.  (Interpreter for the deaf provided upon request)

A meeting to conduct routine business. A public comment period will be held at the beginning of the meeting.

**Contact:** David E. Dick, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-2648, FAX

### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

#### Virginia Horse Industry Board

**September 27, 2000 - 10 a.m.** -- Open Meeting  
Department of Forestry, 900 Natural Resources Drive, 2nd Floor, Board Room, Charlottesville, Virginia. 

A meeting to review the minutes of the last meeting, review end of fiscal year marketing projects and budgets, and consider revising the grant guidelines. 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.

**Contact:** Andrea S. Heid, Program Director, Virginia Horse Industry Board, Department of Agriculture and Consumer Services, Washington Building, 1100 Bank St., Suite 1004, Richmond, VA 23219, telephone (804) 786-5842, FAX (804) 371-7786.

### ALCOHOLIC BEVERAGE CONTROL BOARD

**October 31, 2000 - 11 a.m.** -- Public Hearing  
Department of Alcoholic Beverage Control, 2901 Hermitage Road, Richmond, Virginia.

**November 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 Alcoholic Beverage Control Board intends to amend regulations entitled: **3 VAC 5-10-10 et seq. Procedural Rules for the Conduct of**

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# Calendar of Events

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## Hearings Before the Board and Its Hearing Officers and the Adoption or Amendment of Regulations.

The purpose of the proposed amendment is to require that notices of initial decisions of the board's hearing officers be sent by both certified mail and regular mail and to extend the present 10-day appeal period to 30 days.

Statutory Authority: §§ 4.1-103 and 4.1-111 of the Code of Virginia.

**Contact:** W. Curtis Colburn, III, Secretary to the Board, P.O. Box 27491, Richmond, VA 23261, telephone (804) 213-4409, FAX (804) 213-4411 or (804) 213-4687/TTY ☎

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**October 31, 2000 - 11 a.m.** -- Public Hearing  
Department of Alcoholic Beverage Control, 2901 Hermitage Road, Richmond, Virginia.

**November 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 Alcoholic Beverage Control Board intends to amend regulations entitled: **3 VAC 5-70-10 et seq. Other Provisions.** The purpose of the proposed amendment is to allow for the acceptance of credit or debit cards from licensees for the purchase of alcoholic beverages at government stores.

Statutory Authority: §§ 4.1-103, 4.1-111 and 4.1-119 of the Code of Virginia.

**Contact:** W. Curtis Colburn, III, Secretary to the Board, P.O. Box 27491, Richmond, VA 23261, telephone (804) 213-4409, FAX (804) 213-4411 or (804) 213-4687/TTY ☎

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**October 31, 2000 - 11 a.m.** -- Public Hearing  
Department of Alcoholic Beverage Control, 2901 Hermitage Road, Richmond, Virginia.

**November 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 Alcoholic Beverage Control Board intends to amend regulations entitled: **3 VAC 5-70-10 et seq. Other Provisions.** The proposed amendment adds a new section that lists a number of administrative violations for which a licensee may waive administrative hearing and accept a predetermined penalty in lieu of license suspension for a first violation within three years.

Statutory Authority: §§ 4.1-103 and 4.1-227 of the Code of Virginia.

**Contact:** W. Curtis Colburn, III, Secretary to the Board, P.O. Box 27491, Richmond, VA 23261, telephone (804) 213-4409, FAX (804) 213-4411 or (804) 213-4687/TTY ☎

## COMPREHENSIVE SERVICES FOR AT-RISK YOUTH AND FAMILIES

### State Executive Council

**September 27, 2000 - 9 a.m.** -- Open Meeting

**October 25, 2000 - 9 a.m.** -- Open Meeting

**November 29, 2000 - 9 a.m.** -- Open Meeting

Department of Social Services, 730 East Broad Street, Richmond, Virginia. (Interpreter for the deaf provided upon request)

A meeting to provide for interagency programmatic and fiscal policies, oversee the administration of funds appropriated under the Act, and advise the Secretary of Health and Human Resources and the Governor.

**Contact:** Alan G. Saunders, Director, Comprehensive Services for At-Risk Youth and Families, 1604 Santa Rosa Rd., Suite 137, Richmond, VA 23219, telephone (804) 662-9815, FAX (804) 662-9831, e-mail ags992@central.dss.state.va.us.

### State Management Team

† **October 5, 2000 - 9:15 a.m.** -- Open Meeting

St. Joseph's Villa, 8000 Brook Road, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A meeting to discuss recommendations for policy and procedure to the State Executive Council on the Comprehensive Services Act. Public comment will be received from 9:45 until 10 a.m.

**Contact:** Elisabeth Hutton, Secretary, Comprehensive Services for At-Risk Youth and Families, P.O. Box 2448, Richmond, VA 23218, telephone (804) 371-4099.

## BOARD FOR BARBERS AND COSMETOLOGY

† **October 30, 2000 - 8:30 a.m.** -- Open Meeting

Department of Professional and Occupational Regulation, 3600 West Broad Street, 4th Floor, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A meeting of the Regulatory Review Committee to discuss regulatory review. A public comment period will be held at the beginning of the meeting. All meetings are subject to cancellation. The time of the meeting is subject to change. Any person desiring to attend the meeting and requiring special accommodations or interpreter services should contact the department at 804-367-8590 or 804-367-9753/TTY at least 10 days prior to the meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.

**Contact:** Nancy Taylor Feldman, Assistant Director, Board for Barbers and Cosmetology, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8590, FAX (804) 367-6295, (804) 367-9753/TTY ☎, e-mail barbercosmo@dpor.state.va.us.



## CEMETERY BOARD

**October 11, 2000 - 8:30 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, Richmond, Virginia.

A general meeting of the Recovery Fund Committee.

**Contact:** Karen W. O'Neal, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-2039, FAX (804) 367-2475, (804) 367-9753/TTY ☎, e-mail cemetery@dpor.state.va.us.

**October 11, 2000 - 9:30 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, Richmond, Virginia.

A general meeting.

**Contact:** Karen W. O'Neal, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-2039, FAX (804) 367-2475, (804) 367-9753/TTY ☎, e-mail cemetery@dpor.state.va.us.

## VIRGINIA COLLEGE BUILDING AUTHORITY

**October 13, 2000 - 1:30 p.m.** -- Open Meeting  
James Monroe Building, 101 North 14th Street, 3rd Floor,  
Richmond, Virginia. ♿

A meeting to discuss the pooled bond program.

**Contact:** Evelyn R. Whitley, Manager, VCBA, Department of the Treasury, Monroe Bldg., 101 N. 14th Street, 3rd Floor, Richmond, VA 23219, telephone (804) 371-6006, FAX (804) 225-3187, e-mail evelyn.whitley@trs.state.va.us.

## COMPENSATION BOARD

**September 26, 2000 - 11 a.m.** -- Open Meeting  
**October 24, 2000 - 11 a.m.** -- Open Meeting  
Compensation Board, Ninth Street Office Building, 202 North  
9th Street, 10th Floor, Richmond, Virginia. ♿

A monthly board meeting.

**Contact:** Cindy Waddell, Administrative Staff Assistant, Compensation Board, P.O. Box 710, Richmond, VA 23218, telephone (804) 786-0786, FAX (804) 371-0235, e-mail cwaddell@scb.state.va.us.

## DEPARTMENT OF CONSERVATION AND RECREATION

† **October 10, 2000 - 2 p.m.** -- Open Meeting  
Eastern Shore Community College, 29300 Lankford Highway,  
Room C-111, Melfa, Virginia. ♿ (Interpreter for the deaf  
provided upon request)

† **October 10, 2000 - 7:30 p.m.** -- Open Meeting  
Eastern Shore Community College, 29300 Lankford Highway,  
Room A-75, Melfa, Virginia. ♿ (Interpreter for the deaf  
provided upon request)

The Virginia Outdoor Planning District Commission 22 will meet to provide the public information about the 2001 Virginia Outdoor Plan and to solicit comments on possible issues and recommendations that should be considered for the plan.

**Contact:** Richard G. Gibbons, Environmental Program Manager, Department of Conservation and Recreation, 203 Governor St., Richmond, VA 23219, telephone (804) 786-4132, e-mail rgibbons@dcr.state.va.us, homepage http://dit1.state.va.us/~dcr/.

† **October 11, 2000 - 2 p.m.** -- Open Meeting

† **October 11, 2000 - 7 p.m.** -- Open Meeting  
First Landing State Park Trail Center, Conference Center,  
2500 State Park Road, Virginia Beach, Virginia. ♿ (Interpreter for the deaf provided upon request)

The Virginia Outdoor Planning District Commission 23 will meet to provide the public information about the 2001 Virginia Outdoor Plan and to solicit comments on possible issues and recommendations that should be considered for the plan.

**Contact:** James Guyton, Environmental Program Planner, Department of Conservation and Recreation, 203 Governor St., Richmond, VA 23219, telephone (804) 786-2093, e-mail jguyton@dcr.state.va.us.

† **October 12, 2000 - 2 p.m.** -- Open Meeting

† **October 12, 2000 - 7 p.m.** -- Open Meeting  
Twin Lakes State Park, Route 2, Cedar Crest Conference Center, Green Bay, Virginia. ♿ (Interpreter for the deaf provided upon request)

The Virginia Outdoor Planning District Commission 14 will meet to provide the public information about the 2001 Virginia Outdoor Plan and to solicit comments on possible issues and recommendations that should be considered for the plan.

**Contact:** Richard G. Gibbons, Environmental Program Manager, Department of Conservation and Recreation, 203 Governor Street Richmond, VA 23219, telephone (804) 786-4132, e-mail rgibbons@dcr.state.va.us, homepage http://dit1.state.va.us/~dcr/.

† **October 12, 2000 - 2 p.m.** -- Open Meeting

† **October 12, 2000 - 7 p.m.** -- Open Meeting  
Regional Park Authority, 60 Butler Road, Stafford, Virginia. ♿ (Interpreter for the deaf provided upon request)

The Virginia Outdoor Planning District Commission 16 will meet to provide the public information about the 2001 Virginia Outdoor Plan and to solicit comments on possible issues and recommendations that should be considered for the plan.

**Contact:** Diedre Clark, Environmental Program Planner, Department of Conservation and Recreation, 203 Governor

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## Calendar of Events

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St., Richmond, VA 23219, telephone (804) 786-6140, e-mail dbclark@dcr.state.va.us.

† **October 16, 2000 - 2 p.m.** -- Open Meeting

† **October 16, 2000 - 7 p.m.** -- Open Meeting

Thomas Jefferson PDC Office, 300 East Main Street, Charlottesville, Virginia. (Interpreter for the deaf provided upon request)

The Virginia Outdoor Planning District Commission 10 will meet to provide the public information about the 2001 Virginia Outdoor Plan and to solicit comments on possible issues and recommendations that should be considered for the plan.

**Contact:** James Guyton, Environmental Program Planner, Department of Conservation and Recreation, 203 Governor St., Richmond, VA 23219, telephone (804) 786-6140, e-mail jguyton@dcr.state.va.us.

† **October 16, 2000 - 7 p.m.** -- Open Meeting

Lynchburg PDC Office, 915 Main Street, 2nd Floor, Conference Room, Suite 302, Lynchburg, Virginia. (Interpreter for the deaf provided upon request)

The Virginia Outdoor Planning District Commission 11 will meet to provide the public information about the 2001 Virginia Outdoor Plan and to solicit comments on possible issues and recommendations that should be considered for the plan.

**Contact:** Richard G. Gibbons, Environmental Program Manager, Department of Conservation and Recreation, 203 Governor St., Richmond, VA 23219, telephone (804) 786-4132, e-mail rgibbons@dcr.state.va.us.

† **October 17, 2000 - 2 p.m.** -- Open Meeting

† **October 17, 2000 - 6 p.m.** -- Open Meeting

Natural Tunnel State Park, Cove Ridge Center, Duffield, Virginia. (Interpreter for the deaf provided upon request)

The Virginia Outdoor Planning District Commission 1 will meet to provide the public information about the 2001 Virginia Outdoor Plan and to solicit comments on possible issues and recommendations that should be considered for the plan.

**Contact:** Robert S. Munson, Environmental Program Planner, Department of Conservation and Recreation, 203 Governor St., Richmond, VA 23219, telephone (804) 786-6140, e-mail rmunson@dcr.state.va.us.

† **October 17, 2000 - 2 p.m.** -- Open Meeting

† **October 17, 2000 - 7 p.m.** -- Open Meeting

Douthat State Park, Lakeview Restaurant, Route 1, Millboro, Virginia. (Interpreter for the deaf provided upon request)

The Virginia Outdoor Planning District Commission 5 will meet to provide the public information about the 2001 Virginia Outdoor Plan and to solicit comments on possible issues and recommendations that should be considered for the plan.

**Contact:** Richard G. Gibbons, Environmental Program Manager, Department of Conservation and Recreation, 203 Governor St., Richmond, VA 23219, telephone (804) 786-4132, e-mail rgibbons@dcr.state.va.us.

† **October 17, 2000 - 2 p.m.** -- Open Meeting

† **October 17, 2000 - 6 p.m.** -- Open Meeting

Augusta County Public Library, 1759 Jefferson Highway (intersection of Routes 250 and 608), Fishersville, Virginia. (Interpreter for the deaf provided upon request)

The Virginia Outdoor Planning District Commission 6 will meet to provide the public information about the 2001 Virginia Outdoor Plan and to solicit comments on possible issues and recommendations that should be considered for the plan.

**Contact:** Derral Jones, Environmental Program Manager, Department of Conservation and Recreation, 203 Governor St., Richmond, VA 23219, telephone (804) 786-9042, e-mail rgibbons@dcr.state.va.us.

† **October 17, 2000 - 2 p.m.** -- Open Meeting

† **October 17, 2000 - 7 p.m.** -- Open Meeting

Northern Virginia PDC, 7535 Little River Turnpike, Suite 100, Annandale, Virginia. (Interpreter for the deaf provided upon request)

The Virginia Outdoor Planning District Commission 8 will meet to provide the public with information about the 2001 Virginia Outdoor Plan and to solicit comments on possible issues and recommendations that should be considered for the plan.

**Contact:** Deidre Clark, Environmental Program Planner, Department of Conservation and Recreation, 203 Governor St., Richmond, VA 23219, telephone (804) 786-6140, e-mail dbclark@dcr.state.va.us.

† **October 17, 2000 - 2 p.m.** -- Open Meeting

† **October 17, 2000 - 7 p.m.** -- Open Meeting

The Heritage Center, Pocahontas State Park, 10302 State Park Road, Chesterfield, Virginia. (Interpreter for the deaf provided upon request)

The Virginia Outdoor Planning District Commission 15 will meet to provide the public information about the 2001 Virginia Outdoor Plan and to solicit comments on possible issues and recommendations that should be considered for the plan.

**Contact:** James Guyton, Environmental Program Planner, Department of Conservation and Recreation, 203 Governor St., Richmond, VA 23219, telephone (804) 786-6140, e-mail jguyton@dcr.state.va.us.

† **October 18, 2000 - 2 p.m.** -- Open Meeting


† **October 18, 2000 - 6 p.m.** -- Open Meeting

Cumberland Plateau PDC Office, 950 Clydesway Road, Lebanon, Virginia. (Interpreter for the deaf provided upon request)

The Virginia Outdoor Planning District Commission 2 will meet to provide the public with information about the 2001 Virginia Outdoor Plan and to solicit comments on possible issues and recommendations that should be considered for the plan.

**Contact:** Robert S. Munson, Environmental Program Planner, Department of Conservation and Recreation, 203

Governor St., Richmond, VA 23219, telephone (804) 786-6140, e-mail rsmunson@dcr.state.va.us.

† **October 18, 2000 - 2 p.m.** -- Open Meeting  
† **October 18, 2000 - 7 p.m.** -- Open Meeting  
Strasburg Town Hall, 174 East King Street, Strasburg, Virginia.  (Interpreter for the deaf provided upon request)


The Virginia Outdoor Planning District Commission 7 will meet to provide the public with information about the 2001 Virginia Outdoor Plan and to solicit comments on possible issues and recommendations that should be considered for the plan.

**Contact:** Derral Jones, Environmental Program Manager, Department of Conservation and Recreation, 203 Governor St., Suite 302, Richmond, VA 23219, telephone (804) 786-9042, e-mail djones@dcr.state.va.us.

† **October 18, 2000 - 2 p.m.** -- Open Meeting  
† **October 18, 2000 - 7 p.m.** -- Open Meeting  
Belle Isle State Park, Belle Air Guest House, 1632 Belle Isle Road, Lancaster, Virginia.  (Interpreter for the deaf provided upon request)


The Virginia Outdoor Planning District Commission 17 will meet to provide the public with information about the 2001 Virginia Outdoor Plan and to solicit comments on possible issues and recommendations that should be considered for the plan.

**Contact:** Richard G. Gibbons, Environmental Program Manager, Department of Conservation and Recreation, 203 Governor St. Richmond, VA 23219, telephone (804) 786-4132, e-mail rgibbons@dcr.state.va.us.

† **October 19, 2000 - 2 p.m.** -- Open Meeting  
† **October 19, 2000 - 6 p.m.** -- Open Meeting  
Mount Rogers PDC Office, 1021 Terrace Drive, Marion, Virginia.  (Interpreter for the deaf provided upon request)

The Virginia Outdoor Planning District Commission 3 will meet to provide the public with information about the 2001 Virginia Outdoor Plan and to solicit comments on possible issues and recommendations that should be considered for the plan.


**Contact:** Robert S. Munson, Environmental Program Planner, Department of Conservation and Recreation, 203 Governor St., Richmond, VA 23219, telephone (804) 786-6140, e-mail rsmunson@dcr.state.va.us.

† **October 19, 2000 - 2 p.m.** -- Open Meeting  
† **October 19, 2000 - 7 p.m.** -- Open Meeting  
Holiday Inn, Route 29 Junction, Business 29/Route 29 Bypass, Culpeper, Virginia.  (Interpreter for the deaf provided upon request)

The Virginia Outdoor Planning District Commission 9 will meet to provide the public with information about the 2001 Virginia Outdoor Plan and to solicit comments on possible issues and recommendations that should be considered for the plan.


**Contact:** Deidre Clark, Environmental Program Planner, Department of Conservation and Recreation, 203 Governor

St., Richmond, VA 23219, telephone (804) 786-5054, e-mail dbclark@dcr.state.va.us.

† **October 19, 2000 - 2 p.m.** -- Open Meeting  
† **October 19, 2000 - 7 p.m.** -- Open Meeting  
Whitcomb Lodge, Beaverdam Park, 8687 Roaring Springs Road, Gloucester, Virginia.  (Interpreter for the deaf provided upon request)


The Virginia Outdoor Planning District Commission 18 will meet to provide the public with information about the 2001 Virginia Outdoor Plan and to solicit comments on possible issues and recommendations that should be considered for the plan.

**Contact:** Richard Gibbons, Environmental Program Manager, Department of Conservation and Recreation, 203 Governor St., Richmond, VA 23219, telephone (804) 786-4132, e-mail rgibbons@dcr.state.va.us, homepage <http://dit1.state.va.us/~dcr/>.

† **October 20, 2000 - 2 p.m.** -- Open Meeting  
† **October 20, 2000 - 6 p.m.** -- Open Meeting  
New River Valley PDC Office, 1612 Wadsworth Street, Radford, Virginia.  (Interpreter for the deaf provided upon request)


The Virginia Outdoor Planning District Commission 4 will meet to provide the public with information about the 2001 Virginia Outdoor Plan and to solicit comments on possible issues and recommendations that should be considered for the plan.

**Contact:** Robert S. Munson, Environmental Program Planner, Department of Conservation and Recreation, 203 Governor St., Richmond, VA 23219, telephone (804) 786-6140, e-mail rsmunson@dcr.state.va.us.

† **October 23, 2000 - 2 p.m.** -- Open Meeting  
† **October 23, 2000 - 6 p.m.** -- Open Meeting  
Southside PDC Office, 200 South Mecklenburg Avenue, South Hill, Virginia.  (Interpreter for the deaf provided upon request)

The Virginia Outdoor Planning District Commission 13 will meet to provide the public with information about the 2001 Virginia Outdoor Plan and to solicit comments on possible issues and recommendations that should be considered for the plan.

**Contact:** Robert S. Munson, Environmental Program Planner, Department of Conservation and Recreation, 203 Governor St., Richmond, VA 23219, telephone (804) 786-6140, e-mail rsmunson@dcr.state.va.us.

† **October 24, 2000 - 2 p.m.** -- Open Meeting  
† **October 24, 2000 - 6 p.m.** -- Open Meeting  
West Piedmont PDC Office, One Starling Avenue, Martinsville, Virginia.  (Interpreter for the deaf provided upon request)

The Virginia Outdoor Planning District Commission 12 will meet to provide the public with information about the 2001 Virginia Outdoor Plan and to solicit comments on possible issues and recommendations that should be considered for the plan.

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# Calendar of Events

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**Contact:** Robert S. Munson, Environmental Program Planner, Department of Conservation and Recreation, 203 Governor Street Richmond, VA 23219, telephone (804) 786-6140, e-mail [rsmunson@dcr.state.va.us](mailto:rsmunson@dcr.state.va.us), homepage <http://dit1.state.va.us/~dcr/>.

## Board on Conservation and Development of Public Beaches

**October 16, 2000 - 11 a.m.** -- Open Meeting  
College of William and Mary, Williamsburg, Virginia.

A regular business meeting.

**Contact:** Lee Hill, Environmental Engineer, Department of Conservation and Recreation, 203 Governor St., Richmond, VA 23219, telephone (804) 786-3998, FAX (804) 786-6141, e-mail [leehill@dcr.state.va.us](mailto:leehill@dcr.state.va.us).


## Falls of the James Scenic River Advisory Board

**October 5, 2000 - Noon** -- Open Meeting  
**November 2, 2000 - Noon** -- Open Meeting  
City Hall, 900 East Broad Street, Planning Commission Conference Room, 5th Floor, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting.

**Contact:** Richard G. Gibbons, Environmental Programs Manager, Department of Conservation and Recreation, 203 Governor St., Suite 326, Richmond, VA 23219, telephone (804) 786-4132, FAX (804) 371-7899, e-mail [rgibbons@dcr.state.va.us](mailto:rgibbons@dcr.state.va.us).

## Virginia State Parks Foundation

**October 12, 2000 - 9 a.m.** -- Open Meeting  
Fairy Stone State Park, Stuart, Virginia.  (Interpreter for the deaf provided upon request)

A regular business meeting.

**Contact:** Leon E. App, Acting Deputy Director, Department of Conservation and Recreation, 203 Governor St., Suite 302, Richmond, VA 23219, telephone (804) 786-6124, FAX (804) 786-6141, e-mail [leonapp@dcr.state.va.us](mailto:leonapp@dcr.state.va.us).


## Trevilian Station Battlefield State Park Feasibility Plan

**September 26, 2000 - 6 p.m.** -- Open Meeting  
Louisa County Office Building, Woolfolk Avenue, Emergency Center Operation Center 1, Louisa, Virginia.  (Interpreter for the deaf provided upon request)


A public meeting regarding the Trevilian Station Battlefield State Park Feasibility Plan. Public comment will be heard by the committee. The Steering Committee will begin working at 4 p.m. The public may attend at this time but public comment will not begin until the 6 p.m. public meeting.

**Contact:** Stephen Donahue, Architect Senior, Department of Conservation and Recreation, James Monroe Bldg., 101 N. 14th St., 11th Floor, Richmond, VA 23219, telephone (804) 371-2570, FAX (804) 371-8500, e-mail [svdonanue@dcr.state.va.us](mailto:svdonanue@dcr.state.va.us).


## BOARD FOR CONTRACTORS

**September 27, 2000 - 11 a.m.** -- Public Hearing  
Department of Professional and Occupational Regulation, 3600 West Broad Street, 4th Floor, Conference Room, Richmond, Virginia.  (Interpreter for the deaf provided upon request)


A public hearing on the need for a certification program for chimney safety professionals to be followed at 1 p.m. by a regular meeting of the Tradesman Committee to consider items of interest relating to tradesmen/backflow workers/lp gas fitters/natural gas fitter providers and other matters pertaining to the tradesman section of the Board for Contractors.


**Contact:** Bob Tortolani, Administrator, Board for Contractors, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-2607, FAX (804) 367-2474, (804) 367-9753/TTY , e-mail [tortolani@dpor.state.va.us](mailto:tortolani@dpor.state.va.us).

## BOARD OF COUNSELING


† **September 29, 2000 - 11 a.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 3, Richmond, Virginia. 

The Regulatory Committee will meet to develop a proposed regulation to provide a time-limited provision for licensure of individuals who have qualifications which are substantially equivalent to those required for substance abuse treatment practitioner licensure under current regulation.

**Contact:** Evelyn B. Brown, Executive Director, Board of Counseling, Southern States Bldg., 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9912, FAX (804) 662-9943, (804) 662-7197/TTY , e-mail [ebrown@dhp.state.va.us](mailto:ebrown@dhp.state.va.us).


† **October 3, 2000 - 10 a.m.** -- Open Meeting  
Regent University, 1000 Regent University Drive, Robertson Hall, Faculty Lounge, Virginia Beach, Virginia. 

An Ad-Hoc Committee comprised of representatives of the substance abuse professional associations and members of the Board of Counseling will meet to discuss scope of practice issues for various levels of functioning within the substance abuse profession.

**Contact:** Janet Delorme, Deputy Executive Director, Board of Counseling, Southern States Bldg., 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9575, FAX (804) 662-7250, (804) 662-7197/TTY , e-mail [jdelorme@dhp.state.va.us](mailto:jdelorme@dhp.state.va.us).

## STATE BOARD OF EDUCATION

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**September 28, 2000 - 2:30 p.m.** -- Public Hearing  
General Assembly Building, 9th and Broad Streets, Senate Room B, Richmond, Virginia.  (Interpreter for the deaf provided upon request)


**October 27, 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 Education intends to amend regulations entitled: **9 VAC 20-160-10 et seq. Regulations Governing Secondary School Transcripts.** The proposed amendments specify the manner in which the public schools shall account for and exhibit verified credit on the student transcript.

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

**Contact:** Vernon Wildy, Division of Secondary Education, Department of Education, P.O. Box 2120, Richmond, VA 23218-2120, telephone (804) 225-2877 or FAX (804) 225-2524.

**September 28, 2000 - 9 a.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, Senate Room B, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

**October 19, 2000 - 9 a.m.** -- Open Meeting  
Longwood College, 201 High Street, Farmville, Virginia.  (Interpreter for the deaf provided upon request)


A business meeting of the board. Persons requesting services of an interpreter for the deaf should do so in advance.

**Contact:** Dr. Margaret N. Roberts, Office of Policy, Board of Education, Post Office Box 2120, 101 N. 14th St., 25th Floor, Richmond, VA 23219, telephone (804) 225-2540, FAX (804) 225-2524, e-mail mroberts@mail.vak12ed.edu.

† **October 1, 2000 - 5 p.m.** -- Open Meeting

† **October 2, 2000 - 9 a.m.** -- Open Meeting

† **October 3, 2000 - 9 a.m.** -- Open Meeting

Westmoreland State Park, Montross, Virginia.  (Interpreter for the deaf provided upon request)

A joint session of the Board of Education and the members of the House Education Committee and the Senate Committee on Education and Health. Persons requesting the services of an interpreter for the deaf should do so in advance.

**Contact:** Dr. Margaret N. Roberts, Office of Policy, Board of Education, Post Office Box 2120, James Monroe Bldg., 101 N. 14th St., 25th Floor, Richmond, VA 23219, telephone (804) 225-2540, FAX (804) 225-2524, e-mail mroberts@mail.vak12ed.edu.

**October 19, 2000 - 2:30 p.m.** -- Public Hearing  
Longwood College, 201 High Street, Lancaster Hall, Farmville, Virginia.

**November 24, 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 State Board of Education intends to **repeal** regulations entitled: **8 VAC 20-540-10 et seq. Regulations Governing Approved Programs for Virginia Institutions of Higher Education** and **adopt** regulations entitled: **8 VAC 20-541-10 et seq. Regulations Governing Approved Programs for Virginia Institutions of Higher Education.** The Board of Education seeks to repeal the current regulations (8 VAC 20-540) and promulgate regulations by the same title (8 VAC 20-541). The purpose is to ensure that prospective teachers receive the academic training necessary to become a quality teacher.

Statutory Authority: §§ 22.1-16, 22.1-298, and 22.1-305.2 of the Code of Virginia.

**Contact:** Dr. Thomas A. Elliott, Assistant Superintendent, Department of Education, P.O. Box 2120, Richmond, VA 23218-2120, telephone (804) 371-2522 or FAX (804) 225-2524.

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**October 19, 2000 - 2:45 p.m.** -- Public Hearing  
Longwood College, 201 High Street, Lancaster Hall, Farmville, Virginia.

**November 24, 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 State Board of Education intends to amend regulations entitled: **8 VAC 20-110-10 et seq. Regulations Governing Pupil Accounting Records.** The purpose of the proposed amendments is to eliminate the requirement that school divisions either maintain paper records of student enrollment and attendance data or implement equivalent systems.

Statutory Authority: §§ 22.1-16, 22.1-20, and 22.1-259 of the Code of Virginia.

**Contact:** Jerry Mathews, Principal Specialist-Software, Department of Education, P.O. Box 2120, Richmond, VA 23218-2120, telephone (804) 225-2950 or FAX (804) 225-2524.

**November 6, 2000 - 9 a.m.** -- Open Meeting  
Richmond Hotel and Conference Center, 6531 West Broad Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting of the History SOL Management and Advisory Committee. All sessions will consist of work sessions, and public comment will not be received. Persons

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# Calendar of Events

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requesting services of interpreter for the deaf should do so in advance.

**Contact:** Dr. Margaret N. Roberts, Office of Policy, Department of Education, P.O. Box 2120, 101 N. 14th St., 25th Floor, Richmond, VA 23219, telephone (804) 225-2540, FAX (804) 225-2524, e-mail mroberts@mail.vak12ed.edu, homepage <http://www.pen.k12.va.us>.

**November 9, 2000 - 9 a.m.** -- Open Meeting  
Richmond Hotel and Conference Center, 6531 West Broad Street, Richmond, Virginia. (Interpreter for the deaf provided upon request)

A meeting of the History SOL Task Force. All sessions will be work sessions and public comment will not be received. Persons requesting services of interpreter for the deaf should do so in advance.

**Contact:** Dr. Margaret N. Roberts, Office of Policy, Department of Education, P.O. Box 2120, 101 N. 14th St., 25th Floor, Richmond, VA 23219, telephone (804) 225-2540, FAX (804) 225-2524, e-mail mroberts@mail.vak12ed.edu, homepage <http://www.pen.k12.va.us>.

## DEPARTMENT OF ENVIRONMENTAL QUALITY

**October 17, 2000 - 9 a.m.** -- Public Hearing  
Main Street Centre, 600 East Main Street, Lower Level, Conference Room, Richmond, Virginia.

A public hearing to receive comments and testimony on the proposed plan to control emissions of designated pollutants to the atmosphere from municipal waste combustors.

**Contact:** Karen G. Sabasteanski, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4426, FAX (804) 698-4510, toll-free (804) 698-4021, e-mail [kgsabastea@deq.state.va.us](mailto:kgsabastea@deq.state.va.us).

## VIRGINIA FIRE SERVICES BOARD

† **October 12, 2000 - 8:30 a.m.** -- Open Meeting  
Ramada Inn and Conference Center, Route 29 Expressway and Odd Fellows Road, Lynchburg, Virginia.

The following committees of the Virginia Fire Services Board will meet at the designated times:

- Fire Education and Training -- 8:30 a.m.
- Administration and Policy -- 10 a.m.
- Fire Prevention and Control -- 1 p.m.
- Finance -- 3 p.m.

**Contact:** Troy H. Lapetina, Executive Director, Virginia Fire Services Board, James Monroe Bldg., 101 North 14th St., 18th Floor, Richmond, VA 23219, telephone (804) 371-0220, FAX (804) 371-0219.

† **October 13, 2000 - 9 a.m.** -- Open Meeting  
Ramada Inn and Conference Center, Route 29 Expressway and Odd Fellows Road, Lynchburg, Virginia.

A regular meeting.

**Contact:** Troy H. Lapetina, Executive Director, Virginia Fire Services Board, James Monroe Bldg., 101 North 14th St., 18th Floor, Richmond, VA 23219, telephone (804) 371-0220, FAX (804) 371-0219.

## BOARD OF FUNERAL DIRECTORS AND EMBALMERS

**September 27, 2000 - 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)

A meeting of the Special Conference Committee to hold informal hearings. There will not be a public comment period.

**Contact:** Cheri Emma-Leigh, Administrative Staff Assistant, Board of Funeral Directors and Embalmers, 6606 W. Broad St., 4th Floor, Richmond, VA 23230, telephone (804) 662-9907, FAX (804) 662-9523, e-mail [CEmma-Leigh@dhp.state.va.us](mailto:CEmma-Leigh@dhp.state.va.us).

† **October 11, 2000 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, 5th Floor, Room 3, Richmond, Virginia.

A meeting of the Task Force on Inspection Process to discuss the establishment of an inspection process. There will be a public comment period during the first 15 minutes of the meeting.

**Contact:** Cheri Emma-Leigh, Administrative Staff Assistant, Board of Funeral Directors and Embalmers, 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](mailto:CEmma-Leigh@dhp.state.va.us).

## DEPARTMENT OF GAME AND INLAND FISHERIES


† **September 26, 2000 - 7 p.m.** -- Open Meeting  
The Izaak Walton League of America Clubhouse, 14708 Mount Olive Road, Centreville, Virginia. (Interpreter for the deaf provided upon request)

† **September 28, 2000 - 7 p.m.** -- Open Meeting  
Department of Game and Inland Fisheries Central Office, 4000 West Broad Street, Board Room, Richmond, Virginia. (Interpreter for the deaf provided upon request)

Public input meetings on game, hunting, and trapping regulations. The Virginia Department of Game and Inland Fisheries (DGIF) is hosting six public meetings to discuss Virginia's game, hunting, and trapping regulations and agency programs with sportsmen and other interested parties. Interested individuals are invited to join the DGIF staff to discuss these subjects. Public comments and suggestions received will be considered by staff as they refine current programs, develop new ones, and develop staff recommendations for amendments to regulations. Agency staff will present such recommendations to the

Board of Game and Inland Fisheries at its March 2001 meeting as part of the regular biennial review of these regulations, 4 VAC 15-20 through 4 VAC 15-310. DGIF will also hold additional public input meetings (including public hearings) in Spring 2001 to receive comments concerning any specific board-proposed changes to game, hunting, and trapping regulations. Details concerning the Spring 2001 public meeting series will be announced separately at a later date.


**Contact:** Bob Ellis, Wildlife Division Assistant Director, Department of Game and Inland Fisheries, 4010 W. Broad St., Richmond, VA 23230, telephone (804) 367-1000, e-mail dgifweb@dgif.state.va.us.

† **October 26, 2000 - 9 a.m.** -- Public Hearing  
Department of Game and Inland Fisheries, 4000 West Broad Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)


A meeting to consider for final adoption fish, fishing, and wildlife diversity regulations to be effective from January 2001 through December 2002. Under board procedures, regulatory actions occur over two sequential board meetings. At the October 26, 2000, meeting, the board will determine whether the amendments to regulations for fish, fishing, and wildlife diversity which were proposed at its August 24, 2000, meeting, will be adopted as final regulations. The board will solicit comments from the public during the public hearing portion of the meeting on October 26, at which time any interested citizen present shall be heard. The board reserves the right to adopt final amendments which may be more liberal than, or more stringent than, the regulations currently in effect or the regulation amendments proposed at the August 24, 2000, meeting, as necessary for the proper management of wildlife resources. Additional information on this review of regulations, including a list of the specific regulations subject to review and additional details on opportunities for public involvement, was published in a separate announcement in the "General Notices" section of the July 17, 2000, Virginia Register of Regulations, and is also available online at [www.dgif.state.va.us](http://www.dgif.state.va.us). At the October 26 meeting the board may discuss general and administrative issues; it may hold an executive session before the public session begins. The board may elect to hold a dinner Wednesday evening, October 25, at a location and time to be determined.

**Contact:** Phil Smith, Policy Analyst and Regulatory Coordinator, Department of Game and Inland Fisheries, 4010 W. Broad St., Richmond, VA 23230, telephone (804) 367-1000, e-mail RegComments@dgif.state.va.us.

## BOARD FOR GEOLOGY

† **October 19, 2000 - 9 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation, 3600 West Broad Street, Richmond, Virginia. 

A general business meeting.


**Contact:** William H. Ferguson, II, Board Administrator, Board for Geology, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-2406, FAX (804) 367-2475, (804) 367-9753/TTY 

## STATE BOARD OF HEALTH

**November 15, 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 State Board of Health is adopting regulations entitled: **12 VAC 5-185-10 et seq. Policies and Procedures for Administering the Commonwealth Neurotrauma Initiative Trust Fund.** These regulations will establish (i) policies and procedures for handling applications for funding received by the Commonwealth Neurotrauma Initiative (CNI) Advisory Board, (ii) criteria for reviewing applications, and (iii) procedures for distributing moneys from the CNI Trust Fund.

Statutory Authority: § 32.1-73.1 of the Code of Virginia.

**Contact:** Douglas R. Harris, Adjudication Officer, State Board of Health, 1500 E. Main St., Room 308, Richmond, VA 23218, telephone (804) 786-3561, FAX (804) 786-4616 or toll-free 1-800-828-1120/TTY 

## DEPARTMENT OF HEALTH PROFESSIONS


### Health Practitioners' Intervention Program Committee

**October 13, 2000 - 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 with the committee's contractor and representatives to review reports, policies and procedures for the Health Practitioners' Intervention Program. The committee will meet in open and closed session for general discussion of the program. The committee may convene in a closed meeting for the purpose of consideration of specific requests from applicants or participants in the program.

**Contact:** John W. Hasty, Director, Department of Health Professions, 6606 W. Broad St., Richmond, VA 23230-1717, telephone (804) 662-9424, FAX (804) 662-9114.

## BOARD FOR HEARING AID SPECIALISTS

**September 26, 2000 - 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. A public comment period will be held at the

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## Calendar of Events

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beginning of the meeting. All meetings are subject to cancellation. The time of the meeting is subject to change. Any persons desiring to attend the meeting and requiring special accommodations or interpreter services should contact the department at 804-367-8590 or 804-367-9753/TTY at least 10 days prior to the meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.

**Contact:** Nancy Taylor Feldman, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., 4th Floor, Richmond, VA 23230-4917, telephone (804) 367-8590, FAX (804) 367-2474, (804) 367-9753/TTY 📞, e-mail hearingaidspec@dpor.state.va.us.

### STATE COUNCIL OF HIGHER EDUCATION FOR VIRGINIA

**October 17, 2000 - 9 a.m.** -- Open Meeting  
Virginia State University, Petersburg, Virginia.

Monthly committee and council meetings.

**Contact:** Lee Ann Rung, Executive Assistant, State Council of Higher Education for Virginia, James Monroe Building, 101 N. 14th St., Richmond, VA 23219, telephone (804) 225-2602, FAX (804) 371-7911, e-mail lrung@schev.edu.

### HOPEWELL INDUSTRIAL SAFETY COUNCIL

**October 3, 2000 - 9 a.m.** -- Open Meeting  
**November 7, 2000 - 9 a.m.** -- Open Meeting  
**December 5, 2000 - 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 as required by SARA Title III.

**Contact:** Robert Brown, Emergency Services Coordinator, 300 N. Main Street, Hopewell, VA 23860, telephone (804) 541-2298.

### DEPARTMENT OF HUMAN RESOURCE MANAGEMENT

**September 27, 2000 - 1:30 p.m.** -- Open Meeting  
James Monroe Building, 101 North 14th Street, 1st Floor, Conference Room B, Richmond, Virginia. 🗣️

A quarterly meeting of the State Advisory Council. The council will be discussing issues surrounding the state employee health benefits program.

**Contact:** Anthony Graziano, Director, Office of Health Benefit Programs, Department of Human Resource Management, 101 N. Fourteenth St., 13th Floor, Richmond, VA 23294, telephone (804) 371-7931.

### COUNCIL ON HUMAN RIGHTS

**November 18, 2000 - 10 a.m.** -- Open Meeting  
Washington Building, 1100 Bank Street, 12th Floor, Richmond, Virginia. 🗣️ (Interpreter for the deaf provided upon request)

A regular board meeting.

**Contact:** Sandra D. Norman, Administration/Operations Manager, Council on Human Rights, Washington Bldg., 1100 Bank St., 12th Floor, Richmond, VA 23219, telephone (804) 225-2292, FAX (804) 225-3294, e-mail snorman@chr.state.va.us.

### COUNCIL ON INDIANS

† **October 17, 2000 - 6 p.m.** -- Open Meeting  
State Capitol, Capitol Square, House Room 1, Richmond, Virginia. 🗣️

A meeting to discuss issues pertinent to the Indian communities.

**Contact:** Mary Wade, Secretary, Council on Indians, P.O. Box 1475, Richmond, VA 23218, telephone (804) 786-7765, FAX (804) 371-6984, e-mail dovmonacan@aol.com.

### INNOVATIVE TECHNOLOGY AUTHORITY

**October 11, 2000 - 10 a.m.** -- Open Meeting  
The Library of Virginia, 800 East Broad Street, Richmond, Virginia

A meeting of the Board of Directors to elect officers.

**Contact:** June Portch, Executive Assistant, Innovative Technology Authority, 2215 Rock Hill Road, Herndon, VA 20170, telephone (703) 689-3049, FAX (703) 464-1708.

### JAMESTOWN-YORKTOWN FOUNDATION

**November 2, 2000 - Noon** -- Open Meeting  
**November 3, 2000 - 8:30 a.m.** -- Open Meeting  
Williamsburg Hospitality House, 415 Richmond Road, Williamsburg, Virginia. 🗣️ (Interpreter for the deaf provided upon request)

Semi-annual board and committee meetings of the Board of Trustees. Specific schedule to be confirmed. No public comment will be heard.

**Contact:** Laura W. Bailey, Executive Assistant to the Board, Jamestown-Yorktown Foundation, P.O. Box 1607, Williamsburg, VA 23187, telephone (757) 253-4840, FAX (757) 253-5299, (757) 253-7236/TTY 📞, e-mail lwbailey@jyf.state.va.us.



DEPARTMENT OF LABOR AND INDUSTRY

Virginia Migrant and Seasonal Farmworkers Board

October 11, 2000 - 10 a.m. -- Open Meeting
State Capitol, House Room 1, Richmond, Virginia.
(Interpreter for the deaf provided upon request)

A regular quarterly meeting.

Contact: Patti C. Bell, Board Staff Director, Department of Labor and Industry, 13 S. 13th St., Richmond, VA 23219, telephone (804) 225-3083, FAX (804) 371-6524, (804) 786-2376/TTY, e-mail pcb@doli.state.va.us.

LIBRARY BOARD

November 13, 2000 - 8:15 a.m. -- Open Meeting
The Library of Virginia, 800 East Broad Street, Richmond, Virginia.

A meeting to discuss matters pertaining to The Library of Virginia and the Library Board. Committees of the board will meet as follows:

8:15 a.m. -- Public Library Development Committee, Orientation Room
Publications and Educational Services Committee, Conference Room B
Records Management Committee, Conference Room C

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

10:30 a.m. The full board will meet in the Conference Room on 2M.

Public comments will be received at approximately 11 a.m.

Contact: Jean H. Taylor, Executive Secretary to the Librarian of Virginia, The Library of Virginia, Richmond, VA 23219, telephone (804) 692-3535, FAX (804) 692-3594, (804) 692-3976/TTY, e-mail jtaylor@lva.lib.va.us.

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October 13, 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 Library Board intends to amend regulations entitled: 17 VAC 15-20-10 et seq. Standards for Microfilming Public Records. The purpose of the proposed amendments is to establish criteria necessary to ensure that microfilm copies of vital and historical records meet archival requirements for permanent retention. Reference standards are updated and a section on resolution requirements for procedural microfilm recording is added.

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

Contact: Janice M. Hathcock, Regulatory Coordinator, The Library of Virginia, 800 East Broad Street, Richmond, VA 23219, telephone (804) 692-3592, FAX (804) 692-3594 or (804) 692-3976/TTY

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October 13, 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 Library Board intends to repeal regulations entitled: 17 VAC 15-30-10 et seq. Archival Standards for Recording Deeds and Other Writings by a Procedural Micrographic Process. This regulation is being incorporated into 17 VAC 5-20-10 et seq.

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

Contact: Janice M. Hathcock, Regulatory Coordinator, The Library of Virginia, 800 East Broad Street, Richmond, VA 23219, telephone (804) 692-3592, FAX (804) 692-3594 or (804) 692-3976/TTY

\*\*\*\*\*

October 13, 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 Library Board intends to repeal regulations entitled: 17 VAC 15-40-10 et seq. Standards for Microfilming of Ended Law Chancery and Criminal Cases of the Clerks of the Circuit Courts Prior to Disposition. This regulations is being incorporated into 17 VAC 5-20-10 et seq.

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

Contact: Janice M. Hathcock, Regulatory Coordinator, The Library of Virginia, 800 East Broad Street, Richmond, VA 23219, telephone (804) 692-3592, FAX (804) 692-3594 or (804) 692-3976/TTY

\*\*\*\*\*

October 13, 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 Library Board intends to amend regulations entitled: 17 VAC 15-50-10 et seq. Standards for Computer Output Microfilm (COM) for Public Records. The purpose of the proposed amendments is to ensure that public records on computer are transferred to microfilm that meets archival requirements, and includes revisions that are minor and technical in nature.

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# Calendar of Events

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

**Contact:** Janice M. Hathcock, Regulatory Coordinator, The Library of Virginia, 800 East Broad Street, Richmond, VA 23219, telephone (804) 692-3592, FAX (804) 692-3594 or (804) 692-3976/TTY ☎

## COMMISSION ON LOCAL GOVERNMENT

**September 25, 2000 - 10:30 a.m.** -- Open Meeting  
Timberville Town Council Chambers, 392 South Main Street, Timberville, Virginia ☎ (Interpreter for the deaf provided upon request)

Oral presentations regarding the Town of Timberville - Rockingham County agreement defining annexation rights.

**Contact:** Barbara W. Bingham, Administrative Assistant, Commission on Local Government, 900 E. Main St., 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).

**September 25, 2000 - 2 p.m.** -- Open Meeting  
Timberville Town Council Chambers, 392 South Main Street, Timberville, Virginia ☎ (Interpreter for the deaf provided upon request)

A regular meeting to consider such matters as may be presented. Persons desiring to participate in the meeting and who require special accommodations should contact the commission or the Virginia Relay Center.

**Contact:** Barbara W. Bingham, Administrative Assistant, Commission on Local Government, 900 E. Main St., 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).

**September 25, 2000 - 7 p.m.** -- Public Hearing  
Timberville Town Council Chambers, 392 South Main Street, Timberville, Virginia ☎ (Interpreter for the deaf provided upon request)

A public hearing regarding the Town of Timberville - Rockingham County agreement defining annexation rights.

**Contact:** Barbara W. Bingham, Administrative Assistant, Commission on Local Government, 900 E. Main St., 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).

## MARINE RESOURCES COMMISSION

**September 26, 2000 - 9:30 a.m.** -- Open Meeting  
**† October 23, 2000 - 9:30 a.m.** -- Open Meeting  
Marine Resources Commission, 2600 Washington Avenue, Room 403, Newport News, Virginia ☎ (Interpreter for the deaf provided upon request)

The commission will hear and decide the following marine environmental matters beginning at 9:30 a.m.: permit applications for projects in wetlands, bottom lands, coastal primary sand dunes and beaches; appeals of local wetland board decisions; and policy and regulatory issues. The commission will hear and decide the following fishery management items beginning at approximately noon: regulatory proposals, fishery management plans, fishery conservation issues, licensing, and shellfish leasing. Meetings are open to the public. Testimony will be taken under oath from parties addressing agenda items on permits and licensing. Public comments will be taken on resource matters, regulatory issues and items scheduled for public hearing.

**Contact:** LaVerne Lewis, Secretary to the Commission, Marine Resources Commission, P.O. Box 756, Newport News, VA 23607-0756, telephone (757) 247-2261, toll-free 1-800-541-4646 or (757) 247-2292/TTY ☎

## DEPARTMENT OF MEDICAL ASSISTANCE SERVICES

**September 29, 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 Department of Medical Assistance Services intends to amend regulations entitled:

**12 VAC 30-10-10 et seq. State Plan Under Title XIX of the Social Security Act Medical Assistance Program; General Provisions.**

**12 VAC 30-50-10 et seq. Amount, Duration, and Scope of Medical and Remedial Care Services.**

**12 VAC 30-80-10 et seq. Methods and Standards for Establishing Payments Rates; Other Types of Care.**

**12 VAC 30-130-10 et seq. Amount, Duration and Scope of Selected Services.**

These proposed regulations provide for Medicaid coverage of residential psychiatric treatment services for children and adolescents.

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

Public comments may be submitted until September 29, 2000, to Anita Cordill, Analyst, Policy Division, Department of Medical Assistance Services, 600 East Broad Street, Suite 1300, Richmond, VA 23219.

**Contact:** Victoria Simmons, Regulatory Coordinator, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 371-8854 or FAX (804) 371-4981.

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**September 29, 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 Department of Medical Assistance Services intends to amend regulations entitled: **12 VAC 30-50-10 et seq. Amount, Duration, and Scope of Medical and Remedial Care Services.** The proposed amendments provide for the expansion of health care services that can be rendered by employees of school divisions to special education children and be reimbursed by Medicaid.

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

Public comments may be submitted until September 29, 2000, to Jeff Nelson, Analyst, Policy Division, Department of Medical Assistance Services, 600 East Broad Street, Suite 1300, Richmond, VA 23219.

**Contact:** Victoria Simmons, Regulatory Coordinator, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 371-8854 or FAX (804) 371-4981.

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**September 29, 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 Department of Medical Assistance Services intends to amend regulations entitled:

**12 VAC 30-50-10 et seq. Amount, Duration, and Scope of Medical and Remedial Care Services.**

**12 VAC 30-60-10 et seq. Standards Established and Methods Used to Assure High Quality Care.**

**12 VAC 30-80-10 et seq. Methods and Standards for Establishing Payment Rates; Other Types of Care.**

**12 VAC 30-130-10 et seq. Amount, Duration and Scope of Selected Services.**

These proposed amendments provide for coverage by Medicaid of case management services for children who are receiving treatment foster care services.

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

Public comments may be submitted until September 29, 2000, to Anita Cordill, Analyst, Policy Division, Department of Medical Assistance Services, 600 East Broad Street, Suite 1300, Richmond, VA 23219.

**Contact:** Victoria Simmons, Regulatory Coordinator, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 371-8854 or FAX (804) 371-4981.

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**October 13, 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 Department of Medical Assistance Services intends to amend regulations entitled: **12 VAC 30-50-10 et seq. Amount, Duration and Scope of Medical and Remedial Care Services.** This regulatory action proposes to cover Medicaid transportation as an administrative expense as permitted by federal regulations instead of as a medical expense. This would apply to nonemergency transportation services only. This change will permit the coordination of trips and a reduction in expenditures by broker contractors.

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

Public comments may be submitted until October 13, 2000, to Jeff Nelson, Analyst, Policy Division, Department of Medical Assistance Services, 600 East Broad Street, Suite 1300, Richmond, VA 23219.

**Contact:** Victoria P. Simmons, Regulatory Coordinator, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 371-8854 or FAX (804) 371-4981.

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**November 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 Department of Medical Assistance Services intends to amend regulations entitled: **12 VAC 30-50-10 et seq. Amount, Duration and Scope of Medical and Remedial Care Services; 12 VAC 30-60-10 et seq. Standards Established and Methods Used to Assure High Quality of Care; and 12 VAC 30-70-10 et seq. Methods and Standards for Establishing Payment--Inpatient Hospital Services.** The proposed regulations incorporate the agency's restrictions for covering Medicaid services in out-of-state facilities.

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

Public comments may be submitted until November 10, 2000, to Jim Cohen, Director, Division of Program Operations, Department of Medical Assistance Services, 600 East Broad Street, Suite 1300, Richmond, VA 23219.

**Contact:** Victoria P. Simmons, Regulatory Coordinator, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 371-8854 or FAX (804) 371-4981.

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**November 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 Department of Medical Assistance Services intends to amend regulations entitled: **12 VAC 30-50-10 et seq. Amount, Duration**

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# Calendar of Events

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**and Scope of Medical and Remedial Care Services and 12 VAC 30-80-10 et seq. Methods and Standards for Establishing Payment Rates--Other Types of Care: Pharmacy Services: Pharmacy Intravenous Infusion Therapy Services.** The purpose of the proposed amendments is to provide a consistent payment methodology for all pharmacy intravenous infusion therapy services provided in a fee-for-service program regardless of the patient's place of residence. By simplifying their billing and documentation procedures, this consistent payment methodology will benefit pharmacists who are asked to render specialized and highly technical pharmacological services to patients who require medicinal and nutritional intravenous therapies.

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


Public comments may be submitted until November 10, 2000, to Marianne Rollings, Program Operations, Department of Medical Assistance Services, 600 East Broad Street, Suite 1300, Richmond, VA 23219.

**Contact:** Victoria P. Simmons, Regulatory Coordinator, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 371-8854 or FAX (804) 371-4981.

## BOARD OF MEDICINE

**September 29, 2000 - 1 p.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 2, Richmond, Virginia. 

A meeting of the Legislative Committee to discuss legislative issues related to board activities and regulation, review any pending regulations pursuant to regulatory review or legislative action, and consider any other information that may come before the committee. The committee will entertain public comments during the first 15 minutes on agenda items.

**Contact:** William L. Harp, M.D., Executive Director, Board of Medicine, Southern States Bldg., 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9908, FAX (804) 662-9943, (804) 662-7197/TTY , e-mail wharp@dhp.state.va.us.

**October 12, 2000 - 8 a.m.** -- Public Hearing  
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 2, Richmond, Virginia.


**November 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 Medicine intends to amend regulations entitled: **18 VAC 85-20-10 et seq. Regulations Governing the Practice of Medicine, Osteopathy, Podiatry, Chiropractic and Physician Acupuncture.** The purpose of the proposed amendments is to modify the seven-year rule for completion of Steps 1, 2 and 3 of the USMLE examination and delete the provision permitting an


applicant to take combination USMLE and FLEX examinations.


Statutory Authority: §§ 54.1-2400 and 54.1-2913 of the Code of Virginia.

**Contact:** Elaine J. Yeatts, Senior Policy Analyst, Department of Health Professions, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9918 or FAX (804) 662-9114.


**October 12, 2000 - 8 a.m.** -- Public Hearing  
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 2, Richmond, Virginia. 


The board will receive comment on the proposed regulation to modify examination requirements.

**Contact:** William L. Harp, M.D., Executive Director, Board of Medicine, Southern States Bldg., 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9908, FAX (804) 662-9943, (804) 662-7197/TTY , e-mail wharp@dhp.state.va.us.


**October 12, 2000 - 8 a.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, Conference Room 2, 5th Floor, Richmond, Virginia. 


A meeting to conduct general board business, receive committee and board reports, and discuss any other items which may come before the board. The board will also review reports, interview licensees/applicants, and conduct administrative proceedings. The board will also review any regulations that may come before it. The board will entertain public comments during the first 15 minutes on agenda items.

**Contact:** William L. Harp, M.D., Executive Director, Board of Medicine, Southern States Bldg., 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9908, FAX (804) 662-9943, (804) 662-7197/TTY , e-mail wharp@dhp.state.va.us.

**October 13, 2000 - 8:30 a.m.** -- Open Meeting  
**October 14, 2000 - 8:30 a.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, Conference Room 2, 5th Floor, Richmond, Virginia. 

The board will meet to review disciplinary procedures.

**Contact:** William L. Harp, M.D., Executive Director, Board of Medicine, Southern States Bldg., 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9908, FAX (804) 662-9943, (804) 662-7197/TTY , e-mail wharp@dhp.state.va.us.

**October 13, 2000 - 8:30 a.m.** -- Open Meeting  
**December 1, 2000 - 1 p.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, Fifth Floor, Conference Room 3, Richmond, Virginia. 

A meeting of the Credentials Committee will be held in open and closed session to conduct general business, interview and review medical credentials of applicants applying for licensure in Virginia, and discuss any other items which may come before the committee. The

committee will receive public comments of those persons appearing on behalf of candidates.

**Contact:** William L. Harp, M.D., Executive Director, Board of Medicine, Southern States Bldg., 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9908, FAX (804) 662-9943, (804) 662-7197/TTY ☎, e-mail wharp@dhp.state.va.us.

**November 17, 2000 - 8:45 a.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, Fifth Floor, Conference Room 2, Richmond, Virginia ☎

The Executive Committee will meet to consider adoption of final regulations for collaborative practice, jointly promulgated with the Board of Pharmacy. Public comment will be received immediately following adoption of the agenda.

**Contact:** William L. Harp, M.D., Executive Director, Board of Medicine, Southern States Bldg., 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9908, FAX (804) 662-9943, (804) 662-7197/TTY ☎, e-mail wharp@dhp.state.va.us.

**December 1, 2000 - 8 a.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, Fifth Floor, Conference Room 2, Richmond, Virginia ☎

The Executive Committee will meet 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 comments on agenda items for 15 minutes following adoption of the agenda.

**Contact:** William L. Harp, M.D., Executive Director, Board of Medicine, Southern States Bldg., 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9908, FAX (804) 662-9943, (804) 662-7197/TTY ☎, e-mail wharp@dhp.state.va.us.

## Informal Conference Committee

**September 29, 2000 - 8:15 a.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, Richmond, Virginia. ☎

**October 20, 2000 - 9 a.m.** -- Open Meeting  
Williamsburg Marriott, 50 Kingsmill Road, Williamsburg, Virginia.

**October 26, 2000 - 9:30 a.m.** -- Open Meeting  
Wyndham Roanoke Hotel, 2801 Hershberger Road, Roanoke, Virginia.

**November 2, 2000 - 9 a.m.** -- Open Meeting  
Holiday Inn Select, 2801 Plank Road, Fredericksburg, 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 of the Code of Virginia. Public comment will not be received.

**Contact:** Peggy Sadler or Renee Dixson, Board of Medicine, 6606 West Broad Street, 4th Floor, Richmond, VA 23230, telephone (804) 662-7332, FAX (804) 662-9517, (804) 662-7197/TTY ☎

## DEPARTMENT OF MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES

**September 26, 2000 - 2 p.m.** -- Public Hearing  
Thomas Jefferson Building, 1220 Bank Street, 8th Floor Conference Room, Richmond, Virginia. (Interpreter for the deaf provided upon request)

A public hearing to receive comments on the Virginia Substance Abuse Prevention and Treatment Block Grant Application for federal fiscal year 2001. Copies of the application are available for review at the Office of Substance Abuse Services, Thomas Jefferson Building, 8th Floor, and at each community services board office. Comments may be made at the hearing or in writing by no later than September 26, 2000, to the Office of the Commissioner at the address below. Any person wishing to make a presentation at the hearing should contact Mellie Randall. Copies of oral presentations should be filed at the time of the hearing.

**Contact:** Mellie Randall, Department of Mental Health, Mental Retardation and Substance Abuse Services, P.O. Box 1797, Richmond, VA 23218, telephone (804) 371-2135, FAX (804) 786-4320 or (804) 371-8977/TTY ☎

## VIRGINIA MUSEUM OF NATURAL HISTORY

† **October 7, 2000 - 8 a.m.** -- Open Meeting  
Virginia Museum of Natural History, 1001 Douglas Avenue, Martinsville, Virginia. ☎

A meeting of the Board of Trustees to include reports from the development, executive, finance, legislative, marketing, nominating, outreach, personnel, planning and facilities, and research and collections committees. Public comments will be received following the approval of the August minutes.


**Contact:** Cindy Rorrer, Executive Assistant, Virginia Museum of Natural History, 1001 Douglas Ave., Martinsville, VA 24112, telephone (540) 666-8600, (540) 666-8638/TTY ☎

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# Calendar of Events


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## BOARD OF NURSING


**September 25, 2000 - 8:30 a.m.** -- Open Meeting  
**September 27, 2000 - 8:30 a.m.** -- Open Meeting  
**September 28, 2000 - 8:30 a.m.** -- Open Meeting  
**October 5, 2000 - 8:30 a.m.** -- Open Meeting  
**October 10, 2000 - 8:30 a.m.** -- Open Meeting  
**October 12, 2000 - 8:30 a.m.** -- Open Meeting  
**October 16, 2000 - 8:30 a.m.** -- Open Meeting  
**October 17, 2000 - 8:30 a.m.** -- Open Meeting  
**October 26, 2000 - 8:30 a.m.** -- Open Meeting  
**October 31, 2000 - 8:30 a.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Rooms 1, 2, 3 or 4, Richmond, Virginia.  (Interpreter for the deaf provided upon request)


A panel of the board will conduct formal hearings with licensees and/or certificate holders. Public comment will not be received.

**Contact:** Nancy K. Durrett, R.N., Executive Director, Board of Nursing, 6606 W. Broad Street, 4th Floor, Richmond, VA 23230, telephone (804) 662-9909, FAX (804) 662-9512, (804) 662-7197/TTY , e-mail nursebd@dhp.state.va.us.


**September 26, 2000 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, Fifth Floor, Conference Room 2, Richmond, Virginia. 

The board will review regulations for prescriptive authority for nurse practitioners and regulations for the certification of massage therapists. It will also consider other business as may be presented. Public comment will be received at 11 a.m.


**Contact:** Nancy K. Durrett, R.N., Executive Director, Board of Nursing, Southern States Bldg., 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9909, FAX (804) 662-9512, (804) 662-7197/TTY , e-mail ndurrett@dhp.state.va.us.

**November 30, 2000 - 8:30 a.m.** -- Open Meeting  
**December 4, 2000 - 8:30 a.m.** -- Open Meeting  
**December 5, 2000 - 8:30 a.m.** -- Open Meeting  
**December 11, 2000 - 8:30 a.m.** -- Open Meeting  
**December 14, 2000 8:30 a.m.** -- Open Meeting  
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Rooms 1, 2, 3 or 4, Richmond, Virginia. 

A Special Conference Committee, comprised of two or three members of the Virginia Board of Nursing, will conduct informal conferences with licensees or certificate holders. Public comment will not be received.


**Contact:** Nancy K. Durrett, R.N., Executive Director, Board of Nursing, 6606 W. Broad Street, 4th Floor, Richmond, VA 23230, telephone (804) 662-9909, FAX (804) 662-9512, (804) 662-7197/TTY , e-mail nursebd@dhp.state.va.us.

## OLD DOMINION UNIVERSITY

**December 7, 2000 - 2:30 p.m.** -- Open Meeting  
Old Dominion University, Webb University Center, Norfolk, Virginia.  (Interpreter for the deaf provided upon request)

A quarterly meeting of the governing board of the institution to discuss business of the board and the institution as determined by the Rector and the President.

**Contact:** Donna Meeks, Assistant to the Vice President for Administration and Finance, Old Dominion University, 225 Koch Hall, Norfolk, VA 23529, telephone (757) 683-3072, FAX (757) 683-5679, e-mail dmeeks@odu.edu.

**October 9, 2000 - 3 p.m.** -- Open Meeting  
**November 13, 2000 - 3 p.m.** -- Open Meeting  
Old Dominion University, Webb University Center, Norfolk, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting of the executive committee of the governing board of the institution to discuss business of the board and the institution as determined by the Rector and the President.


**Contact:** Donna Meeks, Assistant to the Vice President for Administration and Finance, Old Dominion University, 225 Koch Hall, Norfolk, VA 23529, telephone (757) 683-3072, FAX (757) 683-5679, e-mail dmeeks@odu.edu.


## BOARD FOR OPTICIANS

**September 29, 2000** - 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 Board for Opticians intends to amend regulations entitled: **18 VAC 100-20-10 et seq. Board for Opticians Regulations.** The purpose of the proposed amendments is to (i) establish a definitions section; (ii) clarify entry requirements for licensure; (iii) specify examination procedures and examination content for licensure and contact lens examinations; and (iv) modify the procedures and provisions regarding renewal, reinstatement, and the standards of practice and conduct.

Statutory Authority: § 54.1-201 and Chapter 17 (§ 54.1-1700 et seq.) of Title 54.1 of the Code of Virginia.

**Contact:** Nancy T. Feldman, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8590, FAX (804) 367-6295 or (804) 367-9753/TTY , e-mail opticians@dpor.state.va.us.

**† October 27, 2000 - 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 special called meeting to discuss regulatory review. A public comment period will be held at the beginning of the meeting. All meetings are subject to cancellation. The time of the meeting is subject to change. Any persons desiring to attend the meeting and requiring special

accommodations or interpreter services should contact the department at 804-367-8590 or 804-367-9753/TTY at least 10 days prior to the meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.

**Contact:** Nancy Taylor Feldman, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., 4th Floor, Richmond, VA 23230-4917, telephone (804) 367-8590, FAX (804) 367-6295, (804) 367-9753/TTY ☎, e-mail [opticians@dpor.state.va.us](mailto:opticians@dpor.state.va.us).

## VIRGINIA OUTDOORS FOUNDATION

**September 25, 2000 - 10 a.m.** -- Open Meeting

**September 26, 2000 - 10 a.m.** -- Open Meeting

**December 5, 2000 - 10 a.m.** -- Open Meeting

**December 6, 2000 - 9 a.m.** -- Open Meeting

State Capitol, Capitol Square, House Room 2, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A regular meeting of the Board of Trustees to discuss business of the foundation and to accept conservation easements. Public input will be accepted after the regular business meeting.

**Contact:** Tamara A. Vance, Executive Director, Virginia Outdoors Foundation, 203 Governor Street, Richmond, VA 23219, telephone (804) 225-2147.

## Preservation Trust Fund Advisory Board-Region II

**November 15, 2000 - 10 a.m.** -- Open Meeting

Virginia Outdoors Foundation, 1010 Harris Street, Charlottesville, Virginia.

A meeting to review Region II Preservation Trust Fund Applications.

**Contact:** Sherry Buttrick, Director, Charlottesville Office, Virginia Outdoors Foundation, 1010 Harris St., #4, Charlottesville, VA 22903, telephone (804) 293-3423, FAX (804) 293-3859, e-mail [vofsherryb@aol.com](mailto:vofsherryb@aol.com).

## Preservation Trust Fund Advisory Board-Region V

**November 8, 2000 - 10:30 a.m.** -- Open Meeting

Lynchburg Chamber of Commerce, Conference Room, Lynchburg, Virginia.

A meeting to review Preservation Trust Fund Region V applications.

**Contact:** Sherry Buttrick, Virginia Outdoors Foundation, 1010 Harris St., #4, Charlottesville, VA 22903, telephone (804) 293-3423, FAX (804) 293-3859, e-mail [vofsherryb@aol.com](mailto:vofsherryb@aol.com).

## VIRGINIA BOARD FOR PEOPLE WITH DISABILITIES

**October 17, 2000 - 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 of the Disability Commission. Any questions about this meeting should be directed to Brian Parsons or Barbara Ettner.

**Contact:** Barbara Ettner, Assistant Director of Board Operations, Virginia Board for People with Disabilities, 202 N. 9th St., 9th Floor, Richmond, VA 23219, telephone (804) 786-0016, FAX (804) 786-1118, toll-free (800) 846-4464.

## PESTICIDE CONTROL BOARD

† **October 12, 2000 - 9 a.m.** -- Open Meeting

Washington Building, 1100 Bank Street, 2nd Floor, Board Room, Richmond, Virginia. ♿

A general business meeting. Portions of the meeting may be held in closed session, pursuant to § 2.1-344 of the Code of Virginia. The public will have an opportunity to comment on any matter not on the board's agenda beginning at 9 a.m. 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 board secretary at least five days before the meeting date, so that suitable arrangements can be made.

**Contact:** Dr. Marvin A. Lawson, Board Secretary, Pesticide Control Board, Washington Bldg., 1100 Bank St., Room 401, Richmond, VA 23219, telephone (804) 371-6558, FAX (804) 371-8598, toll-free (800) 552-9963, e-mail [jknight@vdacs.state.va.us](mailto:jknight@vdacs.state.va.us).

## BOARD OF PHARMACY

**September 28, 2000 - 9 a.m.** -- Open Meeting

Department of Health Professions, 6606 West Broad Street, 5th Floor, Richmond, Virginia. ♿

A Special Conference Committee to discuss disciplinary matters. Public comments will not be received.

**Contact:** Elizabeth Scott Russell, Executive Director, Board of Pharmacy, 6606 W. Broad St., 4th Floor, Richmond, VA 23230, telephone (804) 662-9911, FAX (804) 662-9313, e-mail [www.dhp.state.va.us](http://www.dhp.state.va.us).

**October 10, 2000 - 9 a.m.** -- Public Hearing

Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 2, Richmond, Virginia.

**November 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 Pharmacy intends to amend regulations entitled: **18 VAC 110-20-10 et seq.**

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# Calendar of Events

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## Regulations Governing the Practice of Pharmacy.

The proposed amendments provide for approval of robotic technology in hospital pharmacies through application to an informal conference committee.

Statutory Authority: §§ 54.1-2400 and 54.1-3307 of the Code of Virginia.

**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.

**October 10, 2000 - 9 a.m.** -- Public Hearing  
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 2, Richmond, Virginia.

**November 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 Pharmacy intends to amend regulations entitled: **18 VAC 110-30-10 et seq. Regulations for Practitioners of the Healing Arts to Sell Controlled Substances.** The proposed amendments would update and clarify sections of the regulation to provide consistency with current law, current practices in pharmacy, and the board's regulations for licensed pharmacists.

Statutory Authority: §§ 54.1-2400 and 54.1-3304.1 of the Code of Virginia.

**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.

## BOARDS OF PHARMACY AND MEDICINE

**October 10, 2000 - 9 a.m.** -- Public Hearing  
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 3, Richmond, Virginia.

**October 27, 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 Boards of Pharmacy and Medicine intend to adopt regulations entitled: **18 VAC 110-40-10 et seq. Regulations Governing Collaborative Practice Agreements.** The boards are proposing regulations governing collaborative practice agreements, which will replace the emergency regulations currently in effect.

Statutory Authority: §§ 54.1-2400, 54.1-3303 and 54.1-3303.1 of the Code of Virginia.

**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) 662-9943.

## BOARD FOR PROFESSIONAL AND OCCUPATIONAL REGULATION

**September 25, 2000 - 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 general business meeting.

**Contact:** Debra L. Vought, Agency Management Analyst, Board for Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8519, FAX (804) 367-9537, (804) 367-9753/TTY

## BOARD OF PSYCHOLOGY

**October 27, 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 Psychology intends to amend regulations entitled: **18 VAC 125-20-10 et seq. Regulations Governing the Practice of Psychology.** The purpose of the proposed action is to set the criteria and fees for licensure of school psychologists-limited.

Statutory Authority: § 54.1-2400 and Chapter 36 (§ 54.1-3600 et seq.) of Title 54.1 of the Code of Virginia.

**Contact:** Janet Delorme, Executive Director, Board of Psychology, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9913 or FAX (804) 662-9943.

## REAL ESTATE APPRAISER BOARD

**October 17, 2000 - 10 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation, 3600 West Broad Street, Richmond, Virginia.

A general meeting.

**Contact:** Karen W. O'Neal, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-2039, FAX (804) 367-2475, (804) 367-9753/TTY, e-mail reappraiser@dpor.state.va.us.

## REAL ESTATE BOARD

**September 27, 2000 - 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, Real Estate Board, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8582, FAX (804) 367-2179, (804) 367-9753/TTY ☎.

**October 25, 2000 - 4 p.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, Richmond, Virginia.

A general meeting of the Education Committee.

**Contact:** Karen W. O'Neal, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8552, FAX (804) 367-2475, (804) 367-9753/TTY ☎, e-mail reboard@dpor.state.va.us.

**October 26, 2000 - 9 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, Richmond, Virginia.

A general meeting.

**Contact:** Karen W. O'Neal, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8552, FAX (804) 367-2475, e-mail reboard@dpor.state.va.us.

## BOARD OF REHABILITATIVE SERVICES

**September 28, 2000 - 10 a.m.** -- Open Meeting  
Woodrow Wilson Rehabilitation Center, Fishersville,  
Virginia. ♿ (Interpreter for the deaf provided upon request)

A quarterly business meeting. Public comments will be received at 10:15 a.m.

**Contact:** Barbara G. Tyson, Administrative Staff Specialist, Department of Rehabilitative Services, 8004 Franklin Farms Dr., P.O. Box K-300, Richmond, VA 23288-0300, telephone (804) 662-7010, toll-free (800) 552-5019, (804) 662-7000/TTY ☎

## DEPARTMENT OF REHABILITATIVE SERVICES

### Statewide Independent Living Council

**October 4, 2000 - 1 p.m.** -- Open Meeting  
Hampton Inn, 85 University Boulevard, Harrisonburg  
Virginia. ♿ (Interpreter for the deaf provided upon request)

A quarterly meeting.

**Contact:** Jim Rothrock, SILC Staffperson, Department of Rehabilitative Services, 1802 Marroit Rd., Richmond, VA 23229, telephone (804) 673-0119, e-mail jrothrock@aol.com.

## VIRGINIA SMALL BUSINESS FINANCING AUTHORITY

NOTE: CHANGE IN MEETING DATE

**September 26, 2000 - 10 a.m.** -- Open Meeting

† **October 24, 2000 - 10 a.m.** -- Open Meeting

Department of Business Assistance, 707 East Main Street,  
3rd Floor, Main Board Room, Richmond, Virginia. ♿  
(Interpreter for the deaf provided upon request)

A meeting of the Board of Directors to review applications for loans submitted to the authority for approval and for general business of the board. Contact the authority for confirmation of meeting time.

**Contact:** Cathleen M. Surface, Executive Director, Virginia Small Business Financing Authority, P.O. Box 446, Richmond, VA 23218-0446, telephone (804) 371-8254 or FAX (804) 225-3384.

## STATE BOARD OF SOCIAL SERVICES

**September 25, 2000 - 9 a.m.** -- Open Meeting

Department of Social Services, 730 East Broad Street, Lower Level, Richmond, Virginia. ♿

A meeting of the Finance Subcommittee.

**Contact:** Pat Rengnerth, State Board Liaison, Department of Social Services, 730 E. Broad St., Richmond, VA 23219, telephone (804) 692-1826, FAX (804) 692-1962.

**October 18, 2000 - 9 a.m.** -- Open Meeting

**October 19, 2000 - 9 a.m.** -- Open Meeting

Department of Social Services, Western Regional Office, 190 Patton Street, Abingdon, Virginia. ♿

A work session and formal business meeting.

**Contact:** Pat Rengnerth, State Board Liaison, Department of Social Services, 730 E. Broad St., Richmond, VA 23219, telephone (804) 692-1826, FAX (804) 692-1962.

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**November 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 State Board of Social Services intends to amend regulations entitled: **22 VAC 40-35-10 et seq. Virginia Independence Program.** The purpose of the proposed amendment is to provide one year of supportive transitional employment and training services to VIEW (Virginia Initiative for Employment not Welfare) participants.

Statutory Authority: §§ 63.1-25 and 63.1-133.46 of the Code of Virginia.


**Contact:** Chris Raines, Human Services Program Consultant, Department of Social Services, 730 E. Broad St., 7th Floor, Richmond, VA 23219, telephone (804) 692-1323 or FAX (804) 692-1704.

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# Calendar of Events

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## BOARD FOR PROFESSIONAL SOIL SCIENTISTS


† **October 2, 2000 - 9:30 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, 4th Floor, Richmond, Virginia.   
(Interpreter for the deaf provided upon request)

A regular meeting of the board to address policy and procedural issues and other business matters which may require board action. The meeting is open to the public, however, a portion of the board's business may be discussed in a closed meeting. The department fully complies with the Americans with Disabilities Act. Persons desiring to participate in the meeting and requiring special accommodations or interpreter services should contact Nancy T. Feldman.

**Contact:** Nancy T. Feldman, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-2785, FAX (804) 367-2474, (804) 367-9753/TTY , e-mail soilscientist@dpor.state.va.us.

## DEPARTMENT OF TAXATION

### State Land Evaluation Advisory Council

**September 26, 2000 - 10 a.m.** -- Open Meeting  
Department of Motor Vehicles, 2300 West Broad Street,  
Room 702, Richmond, Virginia. 

A meeting to adopt suggested ranges of values for agricultural, horticultural, forest and open-space land use and the use-value assessment program.

**Contact:** H. Keith Mawyer, Property Tax Manager, Department of Taxation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8020.

## VIRGINIA TOURISM AUTHORITY

### Motion Picture Development Committee

**October 10, 2000 - 11 a.m.** -- Open Meeting  
Virginia Tourism Authority, 901 E. Byrd Street, 20th Floor,  
Presentation Room, Richmond, Virginia.

A meeting to establish criteria for the incentive program that will result in producing up to two Civil War film projects in Virginia.

**Contact:** Nanette Maguire, Administrative Staff Assistant - Film Office, Virginia Tourism Authority, 901 E. Byrd St. Richmond, VA 23219, telephone (804) 371-8204, FAX (804) 371-8177, toll-free (800) 854-6233, e-mail nmaguire@virginia.org.

## COMMONWEALTH TRANSPORTATION BOARD

**October 18, 2000 - 1 p.m.** -- Open Meeting  
Hampton Inn-Col Alto, 401 East Nelson Street, Lexington,  
Virginia.

A work session of the Commonwealth Transportation Board and the Department of Transportation staff.


**Contact:** Cathy M. Ghidotti, Assistant Secretary to the Board, Commonwealth Transportation Board, 1401 E. Broad St., Richmond, VA 23219, telephone (804) 786-6675, FAX (804) 786-6683, e-mail ghidotti\_cm@vdot.state.va.us.

**October 18, 2000 - 2 p.m.** -- Open Meeting  
Hampton Inn-Col Alto, 401 East Nelson Street, Lexington,  
Virginia.


A monthly meeting 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 public 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 VDOT Public Affairs at (804) 786-2715 for schedule.


**Contact:** Cathy M. Ghidotti, Assistant Secretary to the Board, Commonwealth Transportation Board, 1401 E. Broad St., Richmond, VA 23219, telephone (804) 786-6675, FAX (804) 786-6683, e-mail ghidotti\_cm@vdot.state.va.us.

## BOARD OF VETERINARY MEDICINE


† **September 28, 2000 - 8:45 a.m.** -- Open Meeting  
Richmond Hotel and Conference Center, 6531 West Broad Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)


A quorum of the board will meet briefly to consider a request for license by endorsement. This is a public meeting, but public comment will not be received.

**Contact:** Terri H. Behr, Administrative Assistant, Board of Veterinary Medicine, 6606 W. Broad St., 4th Floor, Richmond, VA 23230, telephone (804) 662-9915, FAX (804) 662-7098, (804) 662-7197/TTY , e-mail tbehr@dhp.state.va.us.


† **September 28, 2000 - 9 a.m.** -- Open Meeting  
Richmond Hotel and Conference Center, 6531 West Broad Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

Informal conferences.


**Contact:** Terri H. Behr, Administrative Assistant, Board of Veterinary Medicine, 6606 W. Broad St., 4th Floor, Richmond, VA 23230, telephone (804) 662-9915, FAX (804) 662-7098, (804) 662-7197/TTY , e-mail tbehr@dhp.state.va.us.

† **September 28, 2000 - 3 p.m.** -- Open Meeting  
Richmond Hotel and Conference Center, 6531 West Broad Street, Richmond, Virginia 


A meeting of the Regulatory Committee to consider comments received and begin its periodic review of regulations governing the practice of veterinary medicine.

**Contact:** Elizabeth A. Carter, Ph.D., Executive Director, Board of Veterinary Medicine, Southern States Bldg., 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9915, FAX (804) 662-9504, (804) 662-7197/TTY , e-mail [ecarter@dhp.state.va.us](mailto:ecarter@dhp.state.va.us).


## BOARD FOR THE VISUALLY HANDICAPPED


**October 17, 2000 - 1 p.m.** -- Open Meeting  
Department for the Visually Handicapped, 397 Azalea Avenue, Richmond, Virginia  (Interpreter for the deaf provided upon request)


The board will review information regarding department activities and operations, review expenditures from the board's endowment fund, and discuss other issues raised for board members.


**Contact:** Katherine C. Proffitt, Administrative Staff Assistant, Department for the Visually Handicapped, 397 Azalea Ave., Richmond VA 23227, telephone (804) 371-3145, FAX (804) 371-3157, toll-free (800) 622-2155, (804) 371-3140/TTY , e-mail [proffikc@dvh.state.va.us](mailto:proffikc@dvh.state.va.us).


## DEPARTMENT FOR THE VISUALLY HANDICAPPED

**October 9, 2000 - 10 a.m.** -- Open Meeting  
Indian River Baptist Church, 1700 Laurel Avenue, Chesapeake, Virginia  (Interpreter for the deaf provided upon request)

**October 11, 2000 - 1 p.m.** -- Open Meeting  
Department for the Visually Handicapped; 111 Commonwealth Avenue, Bristol, Virginia  (Interpreter for the deaf provided upon request)


† **October 18, 2000 - 7 p.m.** -- Open Meeting  
Lions Sight Foundation, 502 Elm Avenue, S.W., Roanoke, Virginia  (Interpreter for the deaf provided upon request)

† **October 21, 2000 - 1:30 p.m.** -- Open Meeting  
Wyndham Garden Hotel, 4700 South Laburnum Avenue, Richmond, Virginia  (Interpreter for the deaf provided upon request)


† **November 18, 2000 - 1:30 p.m.** -- Open Meeting  
Holiday Inn, 1017 Millwood Pike, Winchester, Virginia  (Interpreter for the deaf provided upon request)

A meeting to invite comments from the public regarding vocational rehabilitation services for persons with visual disabilities. All comments will be considered in developing the state plan for this program.

**Contact:** James G. Taylor, Vocational Rehabilitation Program Director, Department for the Visually Handicapped, 397 Azalea Ave., Richmond, VA 23227, telephone (804) 371-


3111, FAX (804) 371-3351, toll-free (800) 622-2155, (804) 371-3140/TTY , e-mail [taylorljg@dvh.state.va.us](mailto:taylorljg@dvh.state.va.us).

## VIRGINIA VOLUNTARY FORMULARY BOARD

**October 20, 2000 - 10 a.m.** -- Public Hearing  
Washington Building, 1100 Bank Street, 2nd Floor Conference Room, Richmond, Virginia 

A public hearing to consider the adoption and issuance of revisions to the Virginia Voluntary Formulary. The proposed revisions to the formulary add and delete drugs and drug products to/from the formulary that became effective July 27, 1998 and the most recent supplement to that revision. Copies of the proposed revisions to the Virginia Voluntary Formulary are available for inspection at the Bureau of Pharmacy Services, Virginia Department of Health, Monroe Building, 101 North 14th Street, Room S-45, Richmond, Virginia 23219. Written comments sent to the above address and received prior to 5 p.m. on October 20, 2000, will be made a part of the hearing record and considered by the Formulary Board.


**Contact:** James K. Thomson, Director - Bureau of Pharmacy Services, State Board of Health, James Monroe Bldg., 101 N. 14th St., Room S-45, P.O. Box 2448, Richmond, Virginia 23218, telephone (804) 786-4326.

† **November 9, 2000 - 10:30 a.m.** -- Open Meeting  
Washington Building, 1100 Bank Street, 2nd Floor, Conference Room, Richmond, Virginia 

A meeting to review public hearing comments and product data for drug products being considered for inclusion in the Virginia Voluntary Formulary.

**Contact:** James K. Thomson, Director, Bureau of Pharmacy Services, Department of Health, James Monroe Bldg., 101 N 14th St., Room S-45, Richmond VA 23219, telephone (804) 786-4326.

## VIRGINIA WASTE MANAGEMENT BOARD

**September 28, 2000 - 11 a.m.** -- Open Meeting  
Department of Environmental Quality, 629 East Main Street, Richmond, Virginia 

A public meeting to receive comments on the Virginia Waste Management Board's amendments to the Hazardous Waste Management Regulation.

**Contact:** Robert G. Wickline, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4213, e-mail [rgwickline@deq.state.va.us](mailto:rgwickline@deq.state.va.us).

**September 28, 2000 - 11 a.m.** -- Public Hearing  
Department of Environmental Quality, West Central Regional Office, 3019 Peters Creek Road, Roanoke, Virginia.

**October 5, 2000 - 1:30 p.m.** -- Public Hearing  
Department of Environmental Quality, Piedmont Regional Office, 4949-A Cox Road, Glen Allen, Virginia.

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# Calendar of Events

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**October 27, 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 Virginia Waste Management Board intends to amend regulations entitled: **9 VAC 20-80-10 et seq. Solid Waste Management Regulations.** The proposed amendments clarify and correct minor matters or improve procedural requirements, reduce regulatory burden, and reflect changes in the Virginia Waste Management Act.

Statutory Authority: § 10.1-1402 of the Code of Virginia.

**Contact:** Michael J. Dieter, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4146.

**October 3, 2000 - 10 a.m.** -- Open Meeting  
Department of Environmental Quality, 629 East Main Street, Richmond, Virginia. ☎

A meeting of the advisory committee assisting the board in the development of any necessary amendments to the Regulated Medical Waste Management Regulation.

**Contact:** Michael J. Dieter, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4146, e-mail [mjdieter@deq.state.va.us](mailto:mjdieter@deq.state.va.us).

**October 18, 2000 - 7 p.m.** -- Public Hearing  
James City County Government Center, 101-C Mounts Bay Road, Building C, Board of Supervisors Room, First Floor, Williamsburg, Virginia. ☎

A public hearing to receive comments on the proposed regulation governing the transportation of solid and regulated medical wastes on state waters.

**Contact:** Robert G. Wickline, Department of Environmental Quality, P.O. Box 10009 Richmond, VA 23240, telephone (804) 698-4213, e-mail [rwickline@deq.state.va.us](mailto:rwickline@deq.state.va.us).

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**November 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 Virginia Waste Management Board intends to adopt regulations entitled: **9 VAC 20-170-10 et seq. Transportation of Solid Medical Wastes on State Waters.** The proposed regulation sets forth guidelines for the permitting of facilities and establishes a permit-by-rule requirement for facilities receiving solid and regulated medical wastes from a ship, barge or other vessel transporting such wastes upon navigable waters of the Commonwealth and includes provisions governing the commercial transport, loading and off-loading of solid and regulated medical wastes by ship, etc. The board is requesting comments from the public on:

1. The costs and benefits of the proposal;
2. Alternatives to the requirements of the proposal, including the advantages and disadvantages of the alternatives;
3. The social costs of the proposal, including a description of the types of costs (i.e., increased paperwork, duplicative reporting requirements, etc.), potential nondollar impacts of the proposal (i.e., increased volume of waste transported by trucks due to increased regulation of water transport) and the possible health and environmental consequences associated with such impacts;
4. Quantitative information, if possible, regarding incremental benefits of the proposed regulation over existing federal and state regulations and current industry practices;
5. The relationship of the proposed regulation to federal regulations regarding nonhazardous and medical waste transport, including the identification of redundancy or conflict; and
6. Whether the board should make further distinctions between solid wastes and medical wastes which are regulated under the Resource Conservation and Recovery Act and covered by this rulemaking and hazardous wastes which are covered by the Resource Conservation and Recovery Act and not addressed in this rulemaking.

Statutory Authority: §§ 10.1-1402 and 10.1-1454.1 of the Code of Virginia.

**Contact:** Daniel S. Gwinner, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4218, FAX (804) 698-4327 or e-mail [dsgwinner@deq.state.va.us](mailto:dsgwinner@deq.state.va.us).

† **October 25, 2000 - 10 a.m.** -- Open Meeting  
Department of Environmental Quality, 629 East Main Street, Richmond, Virginia. ☎

A public meeting to receive comments on the board's intent to consider amendments to the Voluntary Remediation Program Regulation.

**Contact:** Melissa Porterfield, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4238, e-mail [mspporterfi@deq.state.va.us](mailto:mspporterfi@deq.state.va.us).

## STATE WATER CONTROL BOARD

**September 27, 2000 - 7 p.m.** -- Public Hearing  
Charles City County Government, School Board Administration Building, 10900 Courthouse Road, Auditorium, Charles City, Virginia. ☎

A public hearing to receive comments on the proposed issuance of a VPA permit to Weanack LLP for Potomac River dredge spoils to be used for the reclamation of land that has previously been mined for gravel.

**Contact:** Allan Brockenbrough, Department of Environmental Quality, 4949-A Cox Rd., Glen Allen, VA 23060, telephone (804) 527-5027, e-mail abrockenb@deq.state.va.us.

† **October 2, 2000 - 7 p.m.** -- Public Hearing  
Carrollton Elementary School, 14440 New Towne Haven Lane, Carrollton, Virginia. ☎

A public hearing to receive comments on the proposed issuance of a Virginia Water Protection Permit for Eagle Harbor, a proposed master-planned community in Isle of Wight County.

**Contact:** Sheri Kattan, Department of Environmental Quality, 5636 Southern Blvd., Virginia Beach, VA 23462, telephone (757) 518-2156, FAX (757) 518-2103, e-mail sakattan@deq.state.va.us.

**October 4, 2000 - 9:30 a.m.** -- Open Meeting  
**October 18, 2000 - 9:30 a.m.** -- Open Meeting  
**October 31, 2000 - 9:30 a.m.** -- Open Meeting  
Department of Environmental Quality, Piedmont Regional Office, 4949-A Cox Road, Glen Allen, Virginia. ☎

A meeting of the advisory committee assisting the department in the development of General VWP Permits for Activities Impacting Wetlands regulations and in amendments to 9 VAC 25-210-10 et seq., Virginia Water Protection Permit Regulation.

**Contact:** Ellen Gilinsky, Virginia Water Protection Permit Program Manager, State Water Control Board, P.O. Box 10009, Richmond, Virginia 23240, telephone (804) 698-4375, FAX (804) 698-4032, (804) 698-4021/TTY ☎, e-mail egilinsky@deq.state.va.us.

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**October 13, 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 State Water Control Board intends to amend regulations entitled: **9 VAC 25-640-10 et seq. Aboveground Storage Tank and Pipeline Facility Financial Responsibility Requirements.** The proposed regulation provides the criteria by which operators of aboveground storage tank and pipeline facilities can demonstrate that they have adequate financial resources to perform their responsibility to contain and clean up any oil discharges that may occur at their facilities.

Statutory Authority: § 62.1-44.34:16 of the Code of Virginia.

**Contact:** Leslie Beckwith, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4123 or FAX (804) 698-4021, e-mail lbeckwith@deq.state.va.us.

† **October 25, 2000 - 7 p.m.** -- Open Meeting  
Elkton Town Hall, Elkton, Virginia.

A public meeting to receive comments on the board's intent to consider amending the wasteload allocation in

segment 1-4a of the Upper South Fork Shenandoah River based on new modeling information.

**Contact:** Tom Mizell, Department of Environmental Quality, P.O. Box 1129, Harrisonburg, VA 22801, telephone (540) 574-7800, FAX (540) 574-7878, e-mail ctmizell@deq.state.va.us.

## VIRGINIA WORKERS' COMPENSATION COMMISSION

† **October 19, 2000 - 10 a.m.** -- Public Hearing  
Virginia Workers' Compensation Commission, 1000 DMV Drive, Richmond, Virginia.

**November 28, 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 Virginia Workers' Compensation Commission intends to adopt regulations entitled: **16 VAC 30-100-10 et seq. Regulations for Professional Employer Organizations.** The proposed regulations relate to implementation of the registration and reporting requirements imposed upon professional employer organizations by amendments to Title 65.2 at the 2000 legislative session.

Statutory Authority: §§ 65.2-201 and 65.2-803.1 of the Code of Virginia.

**Contact:** Sam Lupica, Virginia Workers' Compensation Ombudsman, 1000 DMV Drive, Richmond, VA 23220, telephone (804) 367-8269, FAX (804) 367-9740, toll-free 1-877-664-2566, or (804) 367-3600/TTY ☎

## INDEPENDENT

### STATE CORPORATION COMMISSION

**October 2, 2000 - 10 a.m.** -- Public Hearing  
State Corporation Commission, Tyler Building, 1300 East Main Street, 2nd Floor Courtroom, Richmond, Virginia.

A public hearing on the adoption of rules governing the filing of applications for approval pursuant to Chapter 4 (§ 56-76 et seq.) of Title 56 of the Code of Virginia (Affiliate Rules).

**Contact:** Robert Dalton, State Corporation Commission, Division of Public Utility Accounting, Tyler Bldg., 1300 E. Main St., P.O. Box 1197, Richmond, VA 23218, telephone (804) 371-9206 or FAX (804) 371-9211.

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# Calendar of Events

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## LEGISLATIVE

### JOINT COMMISSION ON BEHAVIORAL HEALTH CARE

**September 27, 2000 - 1:30 p.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, Senate Room B, Richmond, Virginia.☎ (Interpreter for the deaf provided upon request)

The initial meeting of the committee. Questions regarding the agenda should be directed to Nancy Roberts, Division of Legislative Services, (804) 786-3591. Individuals requiring interpreter services or other accommodations should call or write Senate Committee Operations seven working days before 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 ☎

### VIRGINIA CODE COMMISSION

**September 27, 2000 - 1 p.m.** -- Open Meeting  
**September 28, 2000 - 9:30 a.m.** -- Open Meeting  
Omni Charlottesville Hotel, 235 West Main Street, Charlottesville, Virginia.☎ (Interpreter for the deaf provided upon request)

The members will tour the Lexis Publishing facilities on September 27. Business will be conducted on September 28. Agenda items will include contract issues, appointment of Administrative Law Advisory Committee members, and revision of Titles 56 and 63.1.

**October 18, 2000 - 10 a.m.** -- Open Meeting  
**October 19, 2000 - 10 a.m.** -- Open Meeting  
General Assembly Building, 6th Floor, Speaker's Conference Room, Richmond, Virginia.☎ (Interpreter for the deaf provided upon request)

A regularly scheduled meeting. 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, Division of Legislative Services, General Assembly Building, 910 Capitol Street, 2nd Floor, Richmond, VA 23219, telephone (804) 786-3591, FAX (804) 692-0625 or e-mail jchaffin@leg.state.va.us.

### JOINT SUBCOMMITTEE STUDYING THE RESPONSIBILITIES, POLICIES, AND ACTIVITIES OF THE STATE CORPORATION COMMISSION (SJR 173/HJR 187, 2000)

† **October 4, 2000 - 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 Amigo Wade or David Rosenberg, Division of Legislative Services, (804) 786-3591. Individuals requiring interpreter services or other accommodations should call or write Senate Committee Operations seven working days before 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 ☎

### HOUSE COMMITTEE ON COUNTIES, CITIES AND TOWNS

**October 12, 2000 - 10 a.m.** -- Public Hearing  
Loudoun County Government Center, 1 Harrison Street, S.E., Board of Supervisor's Room, Leesburg, Virginia.☎ (Interpreter for the deaf provided upon request)

A public hearing relating to growth issues in Loudoun County. The committee will be joined by the Senate Committee on Local Government. Questions regarding the meeting should be addressed to Jeff Sharp or Dennis Walter, 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:** Scott Maddrea or Barbara Regen, House Committee Operations, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY ☎

### DISABILITY COMMISSION (HJR 34)

† **October 17, 2000 - 9 a.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, House Room D, Richmond, Virginia.

A regular meeting. Questions regarding the retreat or the agenda should be directed to Brian Parsons or Barbara Ettner, Virginia Board for People with Disabilities, (804) 786-0016.

**Contact:** Barbara Regen, House Committee Operations, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY ☎

### HOUSE COMMITTEE ON EDUCATION

**October 1, 2000 - 6 p.m.** -- Open Meeting  
**October 2, 2000 - 9 a.m.** -- Open Meeting  
**October 3, 2000 - 9 a.m.** -- Open Meeting  
Westmoreland State Park, Route 1, Montross, Virginia.

The House Committee on Education will meet jointly with the Senate Committee on Education and Health and the State Board of Education at Westmoreland State Park on the Potomac River in Westmoreland County. The retreat will begin with dinner on Sunday evening at 6 p.m. and will conclude with lunch on Tuesday. Questions regarding the retreat or the agenda should be directed to Kathy Harris or Brenda Edwards, Division of Legislative Services, (804) 786-3591.

**Contact:** Barbara Regen, House Committee Operations, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY ☎

## **COMMISSION ON EDUCATIONAL INFRASTRUCTURE AND TECHNOLOGY (HJR 223)**

**October 17, 2000 - 2 p.m.** -- Open Meeting

† **December 5, 2000 - 2 p.m.** -- Open Meeting

General Assembly Building, 9th and Broad Streets, House Room D, Richmond, Virginia.🗎 (Interpreter for the deaf provided upon request)

A regular meeting. Questions regarding the meeting should be addressed to 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 ☎

## **JOINT SUBCOMMITTEE TO EXAMINE THE CURRENT MEANS AND ADEQUACY OF COMPENSATION TO VIRGINIA'S CITIZENS WHOSE PROPERTIES ARE TAKEN THROUGH THE EXERCISE OF EMINENT DOMAIN (SJR 37, 2000)**

† **October 23, 2000 - 1 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 accommodations should call or write Senate Committee Operations seven working days before 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 ☎

## **SPECIAL TASK FORCE STUDYING FAITH-BASED COMMUNITY SERVICE GROUPS WHO MAY PROVIDE ASSISTANCE TO MEET SOCIAL NEEDS (HJR 291, 2000/HJR 764, 1999)**

**September 27, 2000 - 10:30 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 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:** Hudaidah Bhimdi, House Committee Operations, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY ☎

## **HOUSE COMMITTEE ON FINANCE**

† **November 13, 2000 - 1 p.m.** -- Open Meeting

General Assembly Building, 9th and Broad Streets, House Room D, Richmond, Virginia.🗎 (Interpreter for the deaf provided upon request)

A regular meeting. Questions regarding the meeting should be addressed to Joan Putney or David Rosenberg, 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 ☎

## **VIRGINIA FREEDOM OF INFORMATION ADVISORY COUNCIL**

**November 29, 2000 - 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 general meeting.

**Contact:** Maria J.K. Everett, Executive Director, Virginia Freedom of Information Advisory Council, 910 Capitol St., 2nd Floor, Richmond, VA 23219, telephone (804) 786-3591, FAX (804) 371-0169, toll-free (866) 448-4100, e-mail meverett@leg.state.va.us.

## **HOUSE COMMITTEE ON GENERAL LAWS**

† **November 14, 2000 - 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 Maria Everett, 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 ☎

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# Calendar of Events


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## SENATE COMMITTEE ON GENERAL LAWS


**October 16, 2000 - 10 a.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, 3rd Floor West, Conference Room, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting of Subcommittee #5 to discuss the Charitable Gaming Commission; volunteer fire departments and rescue squads (SB 426), and fraternal and veterans' organizations (SB 556). Individuals requiring interpreter services or other accommodations should call or write Senate Committee Operations seven working days before 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 

**December 6, 2000 - 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 meeting to consider legislation continued to the 2001 Session of the General Assembly.

**Contact:** John McE. Garrett, Senate Committee Operations, P.O. Box 396, Richmond, VA 23218, telephone (804) 698-7450 or (804) 698-7419/TTY 


## JOINT SUBCOMMITTEE STUDYING COMMERCIAL PROMOTIONAL ACTIVITIES IN HIGH SCHOOLS (HJR 239)

**† October 30, 2000 - 1 p.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, House Room D, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting. 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 


## VIRGINIA HOUSING STUDY COMMISSION

**† September 27, 2000 - 4 p.m.** -- Open Meeting  
Holiday Inn Select, Koger South Conference Center, 1021 Koger Center Boulevard, Richmond, Virginia. 

A meeting to address progress and recommendations of Commission 2000 work groups addressing legislation.

**Contact:** Nancy D. Blanchard, Virginia Housing Study Commission, 601 South Belvidere St., Richmond, VA 23220, telephone (804) 343-5565.

## JOINT LEGISLATIVE AUDIT AND REVIEW COMMISSION

**† October 10, 2000 - 10 a.m.** -- Open Meeting  
General Assembly Building, 910 Capitol Street, Senate Room B, Richmond, Virginia. 


A meeting for staff briefings on the review of child support enforcement and the costs of raising children.

**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 PUBLIC-PRIVATE PARTNERSHIPS FOR THE OPERATION OF NONSTATE MUSEUMS AND OTHER EDUCATIONAL AND CULTURAL ENTITIES (HJR 285)

**† October 30, 2000 - 2 p.m.** -- Open Meeting  
State Capitol, Capitol Square, House Room 2, Richmond, Virginia.


A regular meeting. Questions regarding the retreat or the agenda should be directed to Kathleen Harris or Mark Vucci, Division of Legislative Services, (804) 786-3591.

**Contact:** Barbara Regen, House Committee Operations, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY 


## JOINT SUBCOMMITTEE TO STUDY CREATION OF A NORTHERN VIRGINIA REGIONAL TRANSPORTATION AUTHORITY (SJR 121, 2000)

**October 11, 2000 - 9:30 a.m.** -- Open Meeting  
**November 8, 2000 - 9:30 a.m.** -- Open Meeting  
**December 13, 2000 - 9:30 a.m.** -- Open Meeting  
Northern Virginia Planning District Commission Headquarters, 7535 Little River Turnpike, Suite 100, Annandale, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting. Please direct all questions regarding the agenda to Senate Committee Operations. Individuals requiring interpreter services or other accommodations should contact the committee operations office at least 10 working days prior to the meeting.

**Contact:** Thomas G. Gilman, Senate Committee Operations, P.O. Box 396, Richmond, VA 23218, telephone (804) 698-7450 or (804) 698-7419/TTY 

## JOINT REAPPORTIONMENT COMMITTEE

**October 16, 2000 - 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. Questions regarding the meeting agenda should be directed to Mary Spain or Jack Austin, Division of Legislative Services, (804) 786-3591.



**Contact:** Patricia J. Lung, Senate Committee Operations, P.O. Box 396, Richmond, VA 23218, telephone (804) 698-7450 or (804) 698-7419/TTY ☎

## JOINT SUBCOMMITTEE STUDYING SATELLITE CHIP MILLS (HJR 730)

† **December 14, 2000 - 10 a.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, House Room D, Richmond, Virginia.

A regular meeting. Questions regarding the retreat or the agenda should be directed to Marty Farber, Division of Legislative Services, (804) 786-3591.

**Contact:** Barbara Regen, House Committee Operations, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY ☎

## COMMISSION ON VIRGINIA'S STATE AND LOCAL TAX STRUCTURE FOR THE 21ST CENTURY

**October 2, 2000 - 9 a.m.** -- Open Meeting  
**October 31, 2000 - 9 a.m.** -- Open Meeting  
University of Virginia, Newcomb Hall, South Meeting Room, Charlottesville, Virginia. ♿

A regular meeting of the commission devoted to the discussion and consideration of issues concerning the adequacy of Virginia's state and local tax structure to address the needs of the Commonwealth in the 21st Century.

**Contact:** Leisa Steele, Executive Assistant, Weldon Cooper Center for Public Service, 700 E. Franklin St., Suite 700, Richmond, VA 23219-2318, telephone (804) 786-4273, FAX (804) 371-0234, e-mail leisasteele@erols.com.

## JOINT COMMISSION ON TECHNOLOGY AND SCIENCE

### Advisory Committee 5 (UCITA)

**October 17, 2000 - 1 p.m.** -- Open Meeting  
George W. Johnson Center, George Mason University, 4400 University Drive, Multipurpose Room, Fairfax, Virginia. ♿  
(Interpreter for the deaf provided upon request)

**November 9, 2000 - 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. Please refer to the commission's website for details (<http://jcots.state.va.us>).

**Contact:** John Jung, Staff Attorney, Joint Commission on Technology and Science, General Assembly Bldg., 910 Capitol St., 2nd Floor, Richmond, VA 23219, telephone (804) 786-3591, FAX (804) 371-0169, e-mail JJung@leg.state.va.us.

### Advisory Committee 6 (Criminal Law)

**October 19, 2000 - 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. Please refer to the commission's website for details (<http://jcots.state.va.us>).

**Contact:** John Jung, Staff Attorney, Joint Commission on Technology and Science, 910 Capitol Street, 2nd Floor, Richmond, VA 23219, telephone (804) 786-3591, FAX (804) 371-0169, e-mail JJung@leg.state.va.us.

**November 16, 2000 - 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. Please refer to the commission's website for details (<http://jcots.state.va.us>).

**Contact:** John S. Jung, Staff Attorney, Joint Commission on Technology and Science, 910 Capitol Street, 2nd Floor, Richmond, VA 23219, telephone (804) 786-3591, FAX (804) 371-0169, e-mail JJung@leg.state.va.us.

## CHRONOLOGICAL LIST

### OPEN MEETINGS

#### September 25

Local Government, Commission on  
Nursing, Board of  
- Special Conference Committee  
Outdoors Foundation, Virginia  
- Board of Trustees  
Professional and Occupational Regulation, Board for  
Social Services, State Board of  
- Finance Subcommittee

#### September 26

Compensation Board  
Conservation and Recreation, Department of  
- Trevilian Station Battlefield State Park Feasibility Plan  
† Game and Inland Fisheries, Department of  
Hearing Aid Specialists, Board for  
Marine Resources Commission  
Nursing, Board of  
Outdoors Foundation, Virginia  
- Board of Trustees  
Small Business Financing Authority, Virginia  
Taxation, Department of  
- State Land Evaluation Advisory Council

#### September 27

Agriculture and Consumer Services, Department of  
- Virginia Horse Industry Board  
At-Risk Youth and Families, Comprehensive Services for  
- State Executive Council  
Behavioral Health Care, Joint Commission on  
Code Commission, Virginia

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# Calendar of Events

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Contractors, Board for  
Faith-Based Community Service Groups Who May  
Provide Assistance to Meet Social Needs, Special Task  
Force Studying  
Funeral Directors and Embalmers, Board of  
- Special Conference Committee  
† Housing Study Commission, Virginia  
Human Resource Management, Department of  
Nursing, Board of  
- Special Conference Committee  
Real Estate Board

## September 28

Code Commission, Virginia  
Education, State Board of  
† Game and Inland Fisheries, Department of  
Nursing, Board of  
- Special Conference Committee  
Pharmacy, Board of  
- Special Conference Committee  
Rehabilitative Services, Board of  
† Veterinary Medicine, Board of  
- Informal Conference Committee  
- Regulatory Committee  
Waste Management Board, Virginia

## September 29

† Counseling, Board of  
- Regulatory Committee  
Medicine, Board of  
- Informal Conference Committee  
- Legislative Committee

## October 1

† Education, Board of  
Education, House Committee on

## October 2

† Education, Board of  
Education, House Committee on  
† Soil Scientists, Board for Professional  
Tax Structure for the 21st Century, Commission on  
Virginia's State and Local

## October 3

† Counseling, Board of  
- Ad-Hoc Committee  
† Education, Board of  
Education, House Committee on  
Hopewell Industrial Safety Council  
Waste Management Board, Virginia

## October 4

† Corporation Commission, Joint Subcommittee Studying  
the Responsibilities, Policies and Activities of the State  
Rehabilitative Services, Department of  
- Statewide Independent Living Council  
Water Control Board, State

## October 5

† At-Risk Youth and Families, Comprehensive Services  
for  
- State Management Team  
Conservation and Recreation, Department of  
- Falls of the James Scenic River Advisory Board

Nursing, Board of  
- Special Conference Committee

## October 7

† Museum of Natural History, Virginia  
- Board of Trustees

## October 9

Old Dominion University  
- Board of Visitors' Executive Committee  
Visually Handicapped, Department for the

## October 10

† Conservation and Recreation, Department of  
- Virginia Outdoor Planning District Commission 22  
† Legislative Audit and Review Commission, Joint  
Nursing, Board of  
- Special Conference Committee  
Tourism Authority, Virginia  
- Motion Picture Development Committee

## October 11

Cemetery Board  
- Recovery Fund Committee  
† Conservation and Recreation, Department of  
- Virginia Outdoor Planning District Commission 23  
† Funeral Directors and Embalmers, Board of  
- Task Force on Inspection Process  
Innovative Technology Authority  
- Board of Directors  
Labor and Industry, Department of  
- Virginia Migrant and Seasonal Farmworkers Board  
Northern Virginia Regional Transportation Authority, Joint  
Subcommittee to Study Creation of a  
Visually Handicapped, Department for the

## October 12

Conservation and Recreation, Department of  
- Virginia Outdoor Planning District Commission 14  
- Virginia Outdoor Planning District Commission 16  
- Virginia State Parks Foundation  
† Fire Services Board, Virginia  
- Administration and Policy Committee  
- Finance Committee  
- Fire Education and Training Committee  
- Fire Prevention and Control Committee  
Medicine, Board of  
Nursing, Board of  
- Special Conference Committee  
† Pesticide Control Board

## October 13

College Building Authority, Virginia  
† Fire Services Board, Virginia  
Health Professions, Department of  
- Health Practitioners' Intervention Program Committee  
Medicine, Board of  
- Credentials Committee

## October 14

Medicine, Board of

## October 16

Conservation and Recreation, Department of

- Board on Conservation and Development of Public Beaches

- Virginia Outdoor Planning District Commission 10

- Virginia Outdoor Planning District Commission 11

General Laws, Senate Committee on

Nursing, Board of

- Special Conference Committee

Reapportionment Committee, Joint

## October 17

† Conservation and Recreation, Department of

- Virginia Outdoor Planning District Commission 1

- Virginia Outdoor Planning District Commission 5

- Virginia Outdoor Planning District Commission 6

- Virginia Outdoor Planning District Commission 8

- Virginia Outdoor Planning District Commission 15

† Disability Commission

Educational Infrastructure and Technology, Commission on

Higher Education for Virginia, State Council on

† Indians, Council on

Nursing, Board of

- Special Conference Committee

People with Disabilities, Board for

- Disability Commission

Real Estate Appraiser Board

Technology and Science, Joint Commission on

- Advisory Committee 5 (UCITA)

Visually Handicapped, Board for the

## October 18

Code Commission, Virginia

† Conservation and Recreation, Department of

- Virginia Outdoor Planning District Commission 2

- Virginia Outdoor Planning District Commission 7

- Virginia Outdoor Planning District Commission 17

Social Services, State Board of

Transportation Board, Commonwealth

† Visually Handicapped, Department for the

Water Control Board, State

## October 19

Code Commission, Virginia

† Conservation and Recreation, Department of

- Virginia Outdoor Planning District Commission 3

- Virginia Outdoor Planning District Commission 9

- Virginia Outdoor Planning District Commission 18

Education, State Board of

† Geology, Board for

Social Services, State Board of

Technology and Science, Joint Commission on

- Advisory Committee 6 (Criminal Law)

## October 20

† Conservation and Recreation, Department of

- Virginia Outdoor Planning District Commission 4

Medicine, Board of

- Informal Conference Committee

## October 21

† Visually Handicapped, Department for the

## October 23

† Conservation and Recreation, Department of

- Virginia Outdoor Planning District Commission 13

† Eminent Domain, Joint Subcommittee to Examine the Current Means and Adequacy of Compensation to

Virginia's Citizens Whose Properties are Taken

Through the Exercise of

† Marine Resources Commission

## October 24

Compensation Board

† Conservation and Recreation, Department of

- Virginia Outdoor Planning District Commission 12

† Small Business Financing Authority, Virginia

## October 25

At-Risk Youth and Families, Comprehensive Services for

- State Executive Council

Real Estate Board

- Education Committee

† Waste Management Board, Virginia

† Water Control Board, State

## October 26

Medicine, Board of

- Informal Conference Committee

Nursing, Board of

- Special Conference Committee

Real Estate Board

## October 27

† Opticians, Board for

## October 30

† Barbers and Cosmetology, Board for

† High Schools, Joint Subcommittee Studying

Commercial Promotional Activities in

† Nonstate Museums and other Educational and Cultural

Entities, Commission on Public-Private Partnerships for

the Operation of

## October 31

Nursing, Board of

- Special Conference Committee

Tax Structure for the 21st Century, Commission on

Virginia's State and Local

Water Control Board, State

## November 2

Conservation and Recreation, Department of

- Falls of the James Scenic River Advisory Board

Jamestown-Yorktown Foundation

- Board of Trustees

Medicine, Board of

- Informal Conference Committee

## November 3

Jamestown-Yorktown Foundation

- Board of Trustees

## November 6

Education, Board of

## November 7

Hopewell Industrial Safety Council

## November 8

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# Calendar of Events

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Northern Virginia Regional Transportation Authority, Joint Subcommittee to Study Creation of a  
Outdoors Foundation, Virginia  
- Preservation Trust Fund Advisory Board - Region V

## November 9

Education, Board of  
Technology and Science, Joint Commission on  
- Advisory Committee 5 (UCITA)  
† Voluntary Formulary Board, Virginia

## November 13

† Finance, House Committee on  
Library Board  
- Archival and Information Services Committee  
- Collection Management Services Committee  
- Legislative and Finance Committee  
- Public Library Development Committee  
- Publications and Educational Services Committee  
- Records Management Committee  
Old Dominion University  
- Board of Visitors' Executive Committee

## November 14

† General Laws, House Committee on

## November 15

† Accountancy, Board of  
Outdoors Foundation, Virginia  
- Preservation Trust Fund Advisory Board - Region II

## November 16

Technology and Science, Joint Commission on  
- Advisory Committee 6 (Criminal Law)

## November 17

Medicine, Board of  
- Executive Committee

## November 18

Human Rights, Council on  
† Visually Handicapped, Department for the

## November 29

At-Risk Youth and Families, Comprehensive Services for  
- State Executive Council  
Freedom of Information Advisory Council, Virginia

## November 30

Nursing, Board of  
- Special Conference Committee

## December 1

Medicine, Board of  
- Credentials Committee  
- Executive Committee

## December 4

Nursing, Board of  
- Special Conference Committee

## December 5

† Educational Infrastructure and Technology,  
Commission on  
Hopewell Industrial Safety Council  
Nursing, Board of  
- Special Conference Committee

Outdoors Foundation, Virginia  
- Board of Trustees

## December 6

General Laws, Senate Committee on  
Outdoors Foundation, Virginia  
- Board of Trustees

## December 7

Old Dominion University  
- Board of Visitors

## December 11

Nursing, Board of  
- Special Conference Committee

## December 13

Northern Virginia Regional Transportation Authority, Joint Subcommittee to Study Creation of a

## December 14

Nursing, Board of  
- Special Conference Committee  
† Satellite Chip Mills, Joint Subcommittee Studying

## PUBLIC HEARINGS

## September 25

Local Government, Commission on

## September 26

Mental Health, Mental Retardation and Substance Abuse  
Services, Department of

## September 27

Contractors, Board for  
- Tradesman Committee  
Water Control Board, State

## September 28

Education, Board of  
Waste Management Board, Virginia

## October 2

Corporation Commission, State  
† Water Control Board, State

## October 4

Accountancy, Board of

## October 5

Waste Management Board, Virginia

## October 10

Pharmacy, Board of  
Pharmacy and Medicine, Boards of

## October 12

Counties, Cities and Towns, House Committee on  
Medicine, Board of

## October 17

Environmental Quality, Department of

## October 18

Waste Management Board, Virginia

## October 19

† Education, Board of  
† Workers' Compensation Commission, Virginia

**October 20**

Voluntary Formulary Board, Virginia

**October 26**

† Game and Inland Fisheries, Department of

**October 31**

Alcoholic Beverage Control Board

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