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CUMULATIVE TABLE OF VIRGINIA ADMINISTRATIVE CODE SECTIONS ADOPTED, AMENDED, OR REPEALED

The table printed below lists regulation sections, by Virginia Administrative Code (VAC) title, that have been amended, added or repealed in the *Virginia Register* since the regulations were originally published or last supplemented in VAC (the Fall 2000 VAC Supplement includes final regulations published through *Virginia Register* Volume 16, Issue 24, dated August 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
Title 4. Conservation and Natural Resources			
4 VAC 15-20-50	Amended	17:6 VA.R. 919	1/1/01
4 VAC 15-20-130	Amended	17:6 VA.R. 920	1/1/01
4 VAC 15-30-40	Amended	17:6 VA.R. 921	1/1/01
4 VAC 15-250-30	Amended	17:6 VA.R. 923	1/1/01
4 VAC 15-320-30	Amended	17:6 VA.R. 924	1/1/01
4 VAC 15-320-100	Amended	17:6 VA.R. 925	1/1/01
4 VAC 15-320-120	Amended	17:6 VA.R. 925	1/1/01
4 VAC 15-320-170	Added	17:6 VA.R. 925	1/1/01
4 VAC 15-330-30	Amended	17:6 VA.R. 926	1/1/01
4 VAC 15-330-50	Amended	17:6 VA.R. 926	1/1/01
4 VAC 15-330-60	Amended	17:6 VA.R. 926	1/1/01
4 VAC 15-330-100	Amended	17:6 VA.R. 926	1/1/01
4 VAC 15-330-120	Amended	17:6 VA.R. 926	1/1/01
4 VAC 15-330-160	Amended	17:6 VA.R. 927	1/1/01
4 VAC 15-330-190	Amended	17:6 VA.R. 927	1/1/01
4 VAC 15-360-10	Amended	17:6 VA.R. 928	1/1/01
4 VAC 15-360-60	Amended	17:6 VA.R. 928	1/1/01
4 VAC 20-110-10	Amended	17:5 VA.R. 698	10/30/00
4 VAC 20-110-15	Added	17:5 VA.R. 698	10/30/00
4 VAC 20-110-20 through 4 VAC 20-110-50	Amended	17:5 VA.R. 698	10/30/00
4 VAC 20-110-55	Added	17:5 VA.R. 699	10/30/00
4 VAC 20-110-60	Amended	17:5 VA.R. 699	10/30/00
4 VAC 20-110-65	Added	17:5 VA.R. 699	10/30/00
4 VAC 20-252-30	Amended	17:5 VA.R. 699	10/30/00
4 VAC 20-337-10 through 4 VAC 20-337-30	Added	17:5 VA.R. 700-702	11/1/00
4 VAC 20-490-20	Amended	17:3 VA.R. 386	10/15/00
4 VAC 20-490-40	Amended	17:3 VA.R. 387	10/15/00
4 VAC 20-490-60	Amended	17:3 VA.R. 387	10/15/00
4 VAC 20-540-30	Amended	17:5 VA.R. 702	1/1/01
4 VAC 20-540-40	Amended	17:5 VA.R. 702	1/1/01
4 VAC 20-560-40	Amended	17:7 VA.R. 1035	12/1/00
4 VAC 20-560-50	Amended	17:7 VA.R. 1035	12/1/00
4 VAC 20-620-40	Amended	17:5 VA.R. 703	10/30/00
4 VAC 20-720-20	Amended	17:3 VA.R. 387	10/1/00
4 VAC 20-720-40	Amended	17:3 VA.R. 388	10/1/00
4 VAC 20-720-50	Amended	17:3 VA.R. 388	10/1/00
4 VAC 20-720-60	Amended	17:3 VA.R. 389	10/1/00
4 VAC 20-720-70	Amended	17:3 VA.R. 389	10/1/00
4 VAC 20-720-80	Amended	17:3 VA.R. 390	10/1/00
4 VAC 20-754-30	Amended	17:3 VA.R. 393	10/1/00
4 VAC 20-755-10	Amended	17:5 VA.R. 704	10/30/00
4 VAC 20-755-20	Amended	17:5 VA.R. 704	10/30/00
4 VAC 20-755-30	Amended	17:5 VA.R. 704	10/30/00
4 VAC 20-890-20	Amended	16:25 VA.R. 3227	10/1/00

Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
4 VAC 20-890-25	Amended	17:1 VA.R. 62	9/21/00
4 VAC 20-890-30	Amended	17:1 VA.R. 62	9/21/00
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	Amended	17:1 VA.R. 63	9/1/00
4 VAC 20-900-25 emer	Amended	16:25 VA.R. 3330	7/28/00-8/24/00
4 VAC 20-900-25 emer	Amended	17:5 VA.R. 832	10/20/00-11/19/00
4 VAC 20-900-25	Amended	17:7 VA.R. 1036	11/17/00
4 VAC 20-910-45	Amended	17:3 VA.R. 393	11/1/00
4 VAC 20-950-10	Amended	17:3 VA.R. 394	10/1/00
4 VAC 20-950-45	Amended	17:3 VA.R. 394	10/1/00
4 VAC 20-995-20	Amended	17:5 VA.R. 705	10/30/00
4 VAC 20-995-30	Amended	17:5 VA.R. 706	10/30/00
4 VAC 25-30 (Forms)	Amended	17:4 VA.R. 613	--
4 VAC 25-40 (Forms)	Amended	17:4 VA.R. 613	--
4 VAC 25-90 (Forms)	Amended	17:4 VA.R. 613	--
4 VAC 25-100 (Forms)	Amended	17:4 VA.R. 613	--
4 VAC 25-130 (Forms)	Amended	17:4 VA.R. 614	--
Title 6. Criminal Justice and Corrections			
6 VAC 20-190-10 through 6 VAC 20-190-200	Amended	17:3 VA.R. 395-398	11/23/00
Title 8. Education			
8 VAC 20-80-10	Amended	17:5 VA.R. 707	1/1/01
8 VAC 20-80-20	Repealed	17:5 VA.R. 717	1/1/01
8 VAC 20-80-30	Amended	17:5 VA.R. 717	1/1/01
8 VAC 20-80-40	Amended	17:5 VA.R. 721	1/1/01
8 VAC 20-80-45	Added	17:5 VA.R. 722	1/1/01
8 VAC 20-80-50	Amended	17:5 VA.R. 725	1/1/01
8 VAC 20-80-52	Added	17:5 VA.R. 727	1/1/01
8 VAC 20-80-54	Added	17:5 VA.R. 728	1/1/01
8 VAC 20-80-56	Added	17:5 VA.R. 731	1/1/01
8 VAC 20-80-58	Added	17:5 VA.R. 735	1/1/01
8 VAC 20-80-60	Amended	17:5 VA.R. 736	1/1/01
8 VAC 20-80-62	Added	17:5 VA.R. 738	1/1/01
8 VAC 20-80-64	Added	17:5 VA.R. 746	1/1/01
8 VAC 20-80-65	Added	17:5 VA.R. 748	1/1/01
8 VAC 20-80-66	Added	17:5 VA.R. 748	1/1/01
8 VAC 20-80-68	Added	17:5 VA.R. 752	1/1/01
8 VAC 20-80-70	Amended	17:5 VA.R. 756	1/1/01
8 VAC 20-80-72	Added	17:5 VA.R. 765	1/1/01
8 VAC 20-80-74	Added	17:5 VA.R. 767	1/1/01
8 VAC 20-80-76	Added	17:5 VA.R. 768	1/1/01
8 VAC 20-80-78	Added	17:5 VA.R. 776	1/1/01
8 VAC 20-80-80 through 8 VAC 20-80-150	Amended	17:5 VA.R. 778-786	1/1/01
8 VAC 20-80-152	Added	17:5 VA.R. 786	1/1/01
8 VAC 20-80-155	Added	17:5 VA.R. 787	1/1/01
8 VAC 20-80-160	Amended	17:5 VA.R. 787	1/1/01
8 VAC 20-80-170	Repealed	17:5 VA.R. 788	1/1/01
8 VAC 20-80-180	Repealed	17:5 VA.R. 789	1/1/01
8 VAC 20-80-190	Amended	17:5 VA.R. 790	1/1/01
8 VAC 20-80-200	Repealed	17:5 VA.R. 790	1/1/01
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

Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
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
8 VAC 20-570-10 et seq.	Repealed	17:5 VA.R. 706	1/1/01
Title 9. Environment			
9 VAC 5-10-20*	Amended	16:17 VA.R. 2135	*
9 VAC 5-20-180*	Amended	16:17 VA.R. 2142	*
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	*
9 VAC 5-40-40*	Amended	16:17 VA.R. 2150	*
9 VAC 5-40-50*	Amended	16:17 VA.R. 2151	*
9 VAC 5-50-10*	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 5-60-10*	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 5-60-120 through 9 VAC 5-60-180	Added	17:4 VA.R. 585	1/1/01
9 VAC 5-60-150	Amended	17:4 VA.R. 585	1/1/01
9 VAC 5-80-50 through 9 VAC 5-80-120	Amended	17:4 VA.R. 585	1/1/01
9 VAC 5-80-180 through 9 VAC 5-80-300	Amended	17:4 VA.R. 585	1/1/01
9 VAC 5-80-305	Repealed	17:4 VA.R. 585	1/1/01
9 VAC 5-80-310 through 9 VAC 5-80-350	Amended	17:4 VA.R. 585	1/1/01
9 VAC 5-80-355	Repealed	17:4 VA.R. 585	1/1/01
9 VAC 5-80-360 through 9 VAC 5-80-380	Amended	17:4 VA.R. 585	1/1/01
9 VAC 5-80-400 through 9 VAC 5-80-460	Amended	17:4 VA.R. 585	1/1/01
9 VAC 5-80-480	Amended	17:4 VA.R. 585	1/1/01
9 VAC 5-80-490	Amended	17:4 VA.R. 585	1/1/01
9 VAC 5-80-510	Amended	17:4 VA.R. 585	1/1/01
9 VAC 5-80-540 through 9 VAC 5-80-570	Amended	17:4 VA.R. 585	1/1/01
9 VAC 5-80-610	Amended	17:4 VA.R. 585	1/1/01
9 VAC 5-80-620	Amended	17:4 VA.R. 585	1/1/01
9 VAC 5-80-650	Amended	17:4 VA.R. 585	1/1/01
9 VAC 5-80-660	Amended	17:4 VA.R. 585	1/1/01
9 VAC 5-80-680	Amended	17:4 VA.R. 585	1/1/01
9 VAC 5-80-700	Amended	17:4 VA.R. 585	1/1/01
9 VAC 5-80-705	Repealed	17:4 VA.R. 585	1/1/01
9 VAC 5-80-720	Amended	17:4 VA.R. 585	1/1/01
9 VAC 5-90-10 et seq.	Repealed	17:1 VA.R. 63	10/25/00
9 VAC 5-100-10 et seq.	Repealed	17:1 VA.R. 63	10/25/00
9 VAC 5-121-10 et seq.	Repealed	17:4 VA.R. 585	1/1/01
9 VAC 20-60-18	Amended	17:2 VA.R. 220	11/8/00
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 25-31-121 (renumbered from 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

* Effective date suspended.

Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
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 25-210-110	Erratum	17:3 VA.R. 433	--
9 VAC 25-400-10	Amended	16:25 VA.R. 3255	9/27/00
9 VAC 25-630-10 through 9 VAC 25-630-60	Amended	17:3 VA.R. 399-409	12/1/00
9 VAC 25-630-30	Erratum	17:7 VA.R. 1112	--
9 VAC 25-630-50	Erratum	17:7 VA.R. 1112	--
Title 11. Gaming			
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 10-130-10	Amended	17:4 VA.R. 586	10/16/00
11 VAC 10-130-20	Amended	17:4 VA.R. 587	10/16/00
11 VAC 10-130-40	Amended	17:4 VA.R. 588	10/16/00
11 VAC 10-130-60	Amended	17:4 VA.R. 588	10/16/00
11 VAC 10-130-70	Amended	17:4 VA.R. 589	10/16/00
11 VAC 10-130-76	Amended	17:4 VA.R. 589	10/16/00
11 VAC 10-130-77	Amended	17:4 VA.R. 589	10/16/00
11 VAC 10-130-80	Amended	17:4 VA.R. 590	10/16/00
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

Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
11 VAC 10-150-170	Amended	16:26 VA.R. 3511	8/14/00
Title 12. Health			
12 VAC 5-371-150	Amended	17:1 VA.R. 64	10/27/00
12 VAC 5-371-260	Amended	17:1 VA.R. 64	10/27/00
12 VAC 5-410-220	Amended	17:1 VA.R. 65	10/27/00
12 VAC 30-10-150	Amended	17:5 VA.R. 791	1/1/01
12 VAC 30-40-345	Amended	17:3 VA.R. 410	11/22/00
12 VAC 30-50-30	Amended	17:5 VA.R. 792	1/1/01
12 VAC 30-50-70	Amended	17:5 VA.R. 792	1/1/01
12 VAC 30-50-130	Amended	17:5 VA.R. 792	1/1/01
12 VAC 30-50-229.1	Amended	17:5 VA.R. 798	1/1/01
12 VAC 30-50-250	Amended	17:5 VA.R. 793	1/1/01
12 VAC 30-50-480	Amended	17:5 VA.R. 801	1/1/01
12 VAC 30-60-170	Amended	17:5 VA.R. 802	1/1/01
12 VAC 30-80-21	Added	17:5 VA.R. 793	1/1/01
12 VAC 30-80-111	Added	17:5 VA.R. 803	1/1/01
12 VAC 30-130-850 through 12 VAC 30-130-890	Added	17:5 VA.R. 794-796	1/1/01
12 VAC 30-130-880	Erratum	17:6 VA.R. 932	--
12 VAC 30-130-900 through 12 VAC 30-130-950	Added	17:5 VA.R. 803-806	1/1/01
Title 13. Housing			
13 VAC 5-51-71	Amended	17:7 VA.R. 1036	1/17/01
13 VAC 5-51-81	Amended	17:7 VA.R. 1037	1/17/01
13 VAC 5-51-130	Amended	17:7 VA.R. 1038	1/17/01
13 VAC 5-51-150	Amended	17:7 VA.R. 1038	1/17/01
13 VAC 5-51-170	Amended	17:7 VA.R. 1040	1/17/01
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
Title 14. Insurance			
14 VAC 5-200-20 through 14 VAC 5-200-60	Amended	17:4 VA.R. 594-597	12/1/00
14 VAC 5-200-65	Added	17:4 VA.R. 597	12/1/00
14 VAC 5-200-70	Amended	17:4 VA.R. 598	12/1/00
14 VAC 5-200-90	Amended	17:4 VA.R. 598	12/1/00
14 VAC 5-200-110	Amended	17:4 VA.R. 599	12/1/00
14 VAC 5-200-120	Amended	17:4 VA.R. 601	12/1/00
14 VAC 5-200-150	Amended	17:4 VA.R. 601	12/1/00
14 VAC 5-200-155	Added	17:4 VA.R. 602	12/1/00
14 VAC 5-200-170	Amended	17:4 VA.R. 602	12/1/00
14 VAC 5-200-175	Added	17:4 VA.R. 603	12/1/00
14 VAC 5-200-180	Repealed	17:4 VA.R. 603	12/1/00
14 VAC 5-200-185	Added	17:4 VA.R. 603	12/1/00
14 VAC 5-200-187	Added	17:4 VA.R. 605	12/1/00
14 VAC 5-200-200	Amended	17:4 VA.R. 606	12/1/00
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
Title 16. Labor and Employment			
16 VAC 15-30-20	Amended	17:1 VA.R. 66	10/25/00
16 VAC 15-30-200	Amended	17:1 VA.R. 66	10/25/00
16 VAC 15-30-210	Added	17:1 VA.R. 68	10/25/00
16 VAC 15-30-220	Added	17:1 VA.R. 68	10/25/00
16 VAC 15-30-230	Added	17:1 VA.R. 69	10/25/00
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

Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
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
Title 18. Professional and Occupational Licensing			
18 VAC 45-20-5	Added	17:7 VA.R. 1041	2/1/01
18 VAC 45-20-10	Amended	17:7 VA.R. 1041	2/1/01
18 VAC 45-20-20	Amended	17:7 VA.R. 1042	2/1/01
18 VAC 45-20-30	Amended	17:7 VA.R. 1042	2/1/01
18 VAC 45-20-40	Amended	17:7 VA.R. 1042	2/1/01
18 VAC 45-20-50	Added	17:7 VA.R. 1043	2/1/01
18 VAC 85-20-131 emer	Amended	17:4 VA.R. 610	10/13/00-10/12/01
18 VAC 85-31-10 through 18 VAC 85-31-160	Repealed	16:25 VA.R. 3266-3270	9/27/00

Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
18 VAC 85-110-100 emer	Amended	17:7 VA.R. 1091	11/17/00-11/16/01
18 VAC 90-20-36 emer	Added	17:2 VA.R. 221	9/19/00-9/18/01
18 VAC 90-30-120	Amended	17:7 VA.R. 1047	1/17/01
18 VAC 110-20-10	Amended	17:7 VA.R. 1047	1/17/01
18 VAC 110-20-20	Amended	17:7 VA.R. 1050	1/17/01
18 VAC 110-20-425	Added	17:7 VA.R. 1050	1/17/01
18 VAC 110-30-10	Amended	17:7 VA.R. 1058	1/17/01
18 VAC 110-30-15	Added	17:7 VA.R. 1058	1/17/01
18 VAC 110-30-20	Amended	17:7 VA.R. 1058	1/17/01
18 VAC 110-30-30	Amended	17:7 VA.R. 1059	1/17/01
18 VAC 110-30-35	Added	17:7 VA.R. 1059	1/17/01
18 VAC 110-30-50	Amended	17:7 VA.R. 1059	1/17/01
18 VAC 110-30-60	Repealed	17:7 VA.R. 1059	1/17/01
18 VAC 110-30-80	Amended	17:7 VA.R. 1059	1/17/01
18 VAC 110-30-90	Amended	17:7 VA.R. 1059	1/17/01
18 VAC 110-30-100	Amended	17:7 VA.R. 1060	1/17/01
18 VAC 110-30-110	Amended	17:7 VA.R. 1060	1/17/01
18 VAC 110-30-160	Amended	17:7 VA.R. 1060	1/17/01
18 VAC 110-30-170	Amended	17:7 VA.R. 1061	1/17/01
18 VAC 110-30-190	Amended	17:7 VA.R. 1061	1/17/01
18 VAC 110-30-200	Amended	17:7 VA.R. 1061	1/17/01
18 VAC 110-30-210	Amended	17:7 VA.R. 1061	1/17/01
18 VAC 110-30-220	Amended	17:7 VA.R. 1062	1/17/01
18 VAC 110-30-240	Amended	17:7 VA.R. 1062	1/17/01
18 VAC 110-30-255	Added	17:7 VA.R. 1062	1/17/01
18 VAC 110-30-260	Amended	17:7 VA.R. 1062	1/17/01
18 VAC 110-30-270	Amended	17:7 VA.R. 1062	1/17/01
18 VAC 110-40-10 through 18 VAC 110-40-70	Added	17:7 VA.R. 1066-1067	1/17/01
18 VAC 112-10-10 through 18 VAC 112-10-120 emer	Added	17:4 VA.R. 611-612	10/17/00-10/16/01
18 VAC 112-20-10 through 18 VAC 112-20-150	Added	16:25 VA.R. 3266-3270	9/27/00
Title 20. Public Utilities and Telecommunications			
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 5-202-10 through 20 VAC 5-202-50	Added	17:5 VA.R. 819-824	10/20/00
Title 22. Social Services			
22 VAC 30-20-10 through 22 VAC 30-20-60	Amended	17:7 VA.R. 1067-1076	1/17/01
22 VAC 30-20-80 through 22 VAC 30-20-130	Amended	17:7 VA.R. 1076-1086	1/17/01
22 VAC 30-20-150	Amended	17:7 VA.R. 1086	1/17/01
22 VAC 30-20-160	Amended	17:7 VA.R. 1087	1/17/01
22 VAC 30-20-170	Amended	17:7 VA.R. 1088	1/17/01
22 VAC 30-20-181	Amended	17:7 VA.R. 1088	1/17/01
22 VAC 30-20-200	Amended	17:7 VA.R. 1090	1/17/01
22 VAC 40-35-10	Amended	17:5 VA.R. 825	12/20/00
22 VAC 40-35-125	Amended	17:5 VA.R. 827	12/20/00
22 VAC 40-35-126	Added	17:5 VA.R. 827	12/20/00
22 VAC 40-35-127	Added	17:5 VA.R. 828	12/20/00
22 VAC 40-35-128	Added	17:5 VA.R. 828	12/20/00
22 VAC 40-60 (Forms)	Amended	17:1 VA.R. 72	--
22 VAC 40-130-10**	Amended	16:22 VA.R. 2745	7/1/01
22 VAC 40-130-25**	Added	16:22 VA.R. 2748	7/1/01
22 VAC 40-130-30 through 22 VAC 40-130-140**	Amended	16:22 VA.R. 2749-2751	7/1/01
22 VAC 40-130-155**	Added	16:22 VA.R. 2751	7/1/01

** Effective date delayed. See 17:5 VA.R. Final Regulations section.

Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
22 VAC 40-130-160**	Repealed	16:22 VA.R. 2751	7/1/01
22 VAC 40-130-170 through 22 VAC 40-130-190**	Amended	16:22 VA.R. 2751-2752	7/1/01
22 VAC 40-130-195**	Added	16:22 VA.R. 2753	7/1/01
22 VAC 40-130-198**	Added	16:22 VA.R. 2754	7/1/01
22 VAC 40-130-200**	Amended	16:22 VA.R. 2754	7/1/01
22 VAC 40-130-202**	Added	16:22 VA.R. 2754	7/1/01
22 VAC 40-130-210**	Amended	16:22 VA.R. 2754	7/1/01
22 VAC 40-130-211**	Added	16:22 VA.R. 2756	7/1/01
22 VAC 40-130-212**	Added	16:22 VA.R. 2757	7/1/01
22 VAC 40-130-213**	Added	16:22 VA.R. 2758	7/1/01
22 VAC 40-130-220**	Amended	16:22 VA.R. 2758	7/1/01
22 VAC 40-130-221**	Added	16:22 VA.R. 2759	7/1/01
22 VAC 40-130-223**	Added	16:22 VA.R. 2759	7/1/01
22 VAC 40-130-230 through 22 VAC 40-130-250**	Amended	16:22 VA.R. 2760	7/1/01
22 VAC 40-130-251**	Added	16:22 VA.R. 2760	7/1/01
22 VAC 40-130-260**	Amended	16:22 VA.R. 2760	7/1/01
22 VAC 40-130-261**	Added	16:22 VA.R. 2760	7/1/01
22 VAC 40-130-270**	Amended	16:22 VA.R. 2761	7/1/01
22 VAC 40-130-271**	Added	16:22 VA.R. 2765	7/1/01
22 VAC 40-130-272**	Added	16:22 VA.R. 2765	7/1/01
22 VAC 40-130-280**	Amended	16:22 VA.R. 2766	7/1/01
22 VAC 40-130-289**	Added	16:22 VA.R. 2767	7/1/01
22 VAC 40-130-290**	Amended	16:22 VA.R. 2767	7/1/01
22 VAC 40-130-300**	Amended	16:22 VA.R. 2768	7/1/01
22 VAC 40-130-301**	Added	16:22 VA.R. 2768	7/1/01
22 VAC 40-130-310**	Amended	16:22 VA.R. 2769	7/1/01
22 VAC 40-130-312**	Added	16:22 VA.R. 2770	7/1/01
22 VAC 40-130-314**	Added	16:22 VA.R. 2771	7/1/01
22 VAC 40-130-320 through 22 VAC 40-130-360**	Amended	16:22 VA.R. 2771-2772	7/1/01
22 VAC 40-130-365**	Added	16:22 VA.R. 2773	7/1/01
22 VAC 40-130-370 through 22 VAC 40-130-400**	Amended	16:22 VA.R. 2773-2776	7/1/01
22 VAC 40-130-401**	Added	16:22 VA.R. 2776	7/1/01
22 VAC 40-130-402**	Added	16:22 VA.R. 2777	7/1/01
22 VAC 40-130-403**	Added	16:22 VA.R. 2778	7/1/01
22 VAC 40-130-404**	Added	16:22 VA.R. 2778	7/1/01
22 VAC 40-130-406**	Added	16:22 VA.R. 2778	7/1/01
22 VAC 40-130-410**	Amended	16:22 VA.R. 2778	7/1/01
22 VAC 40-130-420**	Amended	16:22 VA.R. 2779	7/1/01
22 VAC 40-130-424**	Added	16:22 VA.R. 2779	7/1/01
22 VAC 40-130-430 through 22 VAC 40-130-450**	Amended	16:22 VA.R. 2779-2780	7/1/01
22 VAC 40-130-452 through 22 VAC 40-130-459**	Added	16:22 VA.R. 2780-2784	7/1/01
22 VAC 40-130-470 through 22 VAC 40-130-550**	Amended	16:22 VA.R. 2784-2785	7/1/01
22 VAC 40-130-600 through 22 VAC 40-130-820**	Added	16:22 VA.R. 2785-2796	7/1/01
22 VAC 40-170 (Forms)	Amended	17:5 VA.R. 833	--
22 VAC 40-180 (Forms)	Amended	16:25 VA.R. 3331-3332	--
22 VAC 40-600-10	Amended	17:1 VA.R. 70	10/25/00
22 VAC 40-600-50	Amended	17:1 VA.R. 70	10/25/00
22 VAC 40-600-70	Amended	17:1 VA.R. 70	10/25/00
22 VAC 40-600-90	Repealed	17:1 VA.R. 71	10/25/00
22 VAC 40-600-130	Amended	17:1 VA.R. 71	10/25/00
22 VAC 40-600-140	Amended	17:1 VA.R. 71	10/25/00
22 VAC 40-600-170	Amended	17:1 VA.R. 71	10/25/00
22 VAC 40-600-200	Amended	17:1 VA.R. 71	10/25/00

** Effective date delayed. See 17:5 VA.R. Final Regulations section.

Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
22 VAC 40-600-210	Amended	17:1 VA.R. 71	10/25/00
22 VAC 40-680-10	Amended	17:5 VA.R. 830	12/20/00
22 VAC 40-680-20	Amended	17:5 VA.R. 830	12/20/00
Title 24. Transportation and Motor Vehicles			
24 VAC 30-380-10	Amended	16:26 VA.R. 3518	8/23/00

NOTICES OF INTENDED REGULATORY ACTION

Symbol Key

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

TITLE 6. CRIMINAL JUSTICE AND CORRECTIONS

BOARD OF CORRECTIONS

† 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 Corrections intends to consider amending regulations entitled: **6 VAC 15-20-10 et seq. Regulations Governing Certification and Inspection.** The current regulations have been in place since July 1, 1997. Since that time the board and department have determined that revisions to the regulations are necessary to accommodate new recommendations and to ensure further the health and safety standards in facilities and services. The purpose of the proposed action is to revise, where necessary, the language in the standards to reflect changes to the pre- and post-audit process in state, local and community correctional facilities. Amendments in current organization structure and terminology, as well as in the administration of appeals and variances granted by the board, require possible revision. The agency does not intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: § 53.1-5 of the Code of Virginia.

Public comments may be submitted until February 1, 2001.

Contact: Joe Hagenlocker, Manager, Compliance and Accreditation Unit, Department of Corrections, 6900 Atmore Dr., Richmond, VA 23225, telephone (804) 674-3576 or FAX (804) 674-3587.

VA.R. Doc. No. R01-67; Filed December 15, 2000, 8:02 a.m.

† Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board of Corrections intends to consider amending regulations entitled: **6 VAC 15-40-10 et seq. Minimum Standards for Jails and Lockups.** The current regulations have been in place since 1995. Since the adoption of the standards, a significant number of regional jails have opened. Updated standards will provide additional guidance on supervision of inmates and bring Board of Corrections standards in conformance with American Correction Association standards. The agency does not intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 53.1-5, 53.1-68 and 53.1-131 of the Code of Virginia.

Public comments may be submitted until February 1, 2001.

Contact: Donna Lawrence, Supervisor, Compliance and Accreditation Unit, Department of Corrections, 6900 Atmore Dr., Richmond, VA 23225, telephone (804) 674-3237 or FAX (804) 674-3587.

VA.R. Doc. No. R01-66; Filed December 15, 2000, 8:02 a.m.

TITLE 9. ENVIRONMENT

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 25-260-5 et seq. Water Quality Standards.** The purpose of the rulemaking will be to amend the Water Quality Standards regulation to update certain criteria and use designations. Subject areas needing revision include updated surface water criteria for ammonia in freshwater, new alternative indicators for assessing bacterial water quality, updated contact recreational use designations for primary and secondary and/or seasonal uses, and updated use designations for intermittent, ephemeral and/or effluent dependent streams. DEQ also wants to review the existing shellfish classification in tidal waters to determine whether separate classifications/designations and criteria are needed for permanently restricted or prohibited shellfishing areas versus open shellfishing areas.

The intent of this rulemaking is to protect designated and beneficial uses of state waters by adopting regulations that are technically correct, necessary and reasonable. These standards will be used in setting Virginia Pollutant Discharge Elimination System Permit limits and for evaluating the waters of the Commonwealth for inclusion in the Clean Water Act § 305(b) report and on the § 303(d) list. Waters not meeting standards will require development of a Total Maximum Daily Load under the Clean Water Act at § 303(d).

The scope of the federal regulations at 40 CFR 131 is to describe the requirements and procedures for developing, reviewing, revising and approving water quality standards by the states as authorized by § 303(c) of the Clean Water Act. 40 CFR 131 specifically requires the states to adopt criteria to protect designated uses.

The scope and objective of the Clean Water Act is to restore and maintain the chemical, physical, and biological integrity of the nation's waters. The Clean Water Act at § 303(c)(1) requires that the states hold public hearings for the purpose of reviewing applicable water quality standards and, as appropriate, modifying and adopting standards.

Notices of Intended Regulatory Action

The scope and purpose of the State Water Control Law is to protect and to restore the quality of state waters, to safeguard the clean waters from pollution, to prevent and to reduce pollution and to promote water conservation. The State Water Control Law at § 62.1-44.15(3a) of the Code of Virginia requires the board to establish standards of quality and to modify, amend or cancel any such standards or policies. It also requires the board to hold public hearings from time to time for the purpose of reviewing the water quality standards, and, as appropriate, adopting, modifying or canceling such standards.

The authority to adopt standards as provided by the provisions in the previously referenced citations is mandated, although the specific standards to be adopted or modified are discretionary to the EPA and the state.

Need: This rulemaking is needed because new scientific information is available to update the water quality standards. Changes to the regulation are also needed to improve permitting, monitoring and assessment programs. Subject areas needing revision include updated surface water criteria for ammonia in freshwater, new alternative indicators for assessing bacterial water quality, updated contact recreational use designations for primary and secondary and/or seasonal uses, and updated use designations for intermittent, ephemeral and/or effluent dependent streams. DEQ also wants to consider revising the existing DEQ shellfish classification in tidal waters to determine whether separate classifications/designations and criteria are needed for permanently restricted or prohibited shellfishing areas.

The rulemaking is essential to the protection of health, safety or welfare of the citizens of the Commonwealth. Proper water quality standards protect water quality and living resources of Virginia's waters for consumption of fish and shellfish, recreational uses and conservation in general.

Potential issues that may need to be addressed are listed in the alternatives section. Another issue that may need to be addressed is how these water quality standards changes will effect the § 303(d) listing of state waters and subsequent TMDL development.

Substance: The amendments would change the existing numerical criteria for ammonia and bacteria in certain waters of the state. The existing regulation may also be changed to reflect more accurate designated or beneficial uses of state waters to ensure the correct application of the new criteria. The regulation may also be changed to recognize that intermittent, ephemeral and/or effluent dependent waters do not support all designated uses, particularly aquatic life uses. Also, the regulation may be changed to recognize restricted or prohibited shellfishing areas and define alternate criteria for these waters.

Alternatives: Many alternatives in the subject areas listed will become available as DEQ staff and the public begin to review scientific data, permitting and monitoring needs. DEQ will work in conjunction with other state and federal agencies to consider various alternatives. Alternatives provided by the public will also be considered.

The department has neither accepted nor rejected any alternatives at this point. Some alternatives being considered

by the agency now include, but are not limited to, the following:

1. Whether to use enterococci, E. coli, and/or fecal coliforms as a bacterial indicator of pollution, what these numerical values should be, and how and where we should apply these criteria;
2. Whether we should recognize primary and secondary contact and/or seasonal recreational uses, how these uses should be defined and what criteria would apply;
3. Whether we should recognize the limited aquatic life and recreational uses of intermittent streams, ephemeral streams and dry ditches, how these types of streams would be defined, what criteria should apply here, and/or whether any temporary variances that have been approved by DEQ in intermittent streams should be adopted as permanent use changes;
4. Whether effluent dependent streams should be protected as fully supporting aquatic life uses or be protected as intermittent streams, ephemeral streams or dry ditches (see above);
5. Whether information contained in EPA's 1998 Update of Ambient Water Quality Criteria for Ammonia (EPA 822-R-98-008) should be used to recalculate the freshwater ammonia criteria; and
6. Whether we should divide shellfish waters into two classifications (open shellfishing areas versus prohibited areas) and whether alternate criteria should apply here.

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 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 direct impact resulting from the development of water quality standards is for the protection of public health and safety and has an indirect impact on families.

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

Public comments may be submitted until January 8, 2001.

Contact: Eleanore Daub, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4111.

VA.R. Doc. No. R01-13; Filed September 14, 2000, 8:25 a.m.

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the State Water Control Board intends to consider promulgating regulations entitled: **9 VAC 25-650-10 et seq. Closure Plans and Demonstration of Financial Responsibility.** The purpose of the proposed action is to establish requirements for closure plans and demonstration of

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financial responsibility from owners of certain privately-owned sewerage system or sewerage treatment works.

Need: The unanticipated abandonment of a sewage treatment facility by its owner or operator creates a substantial and imminent threat to the public health or the environment because of the facility ceasing operations while still receiving sewage. When a sewage treatment facility is privately owned, there exists the threat of cessation of operations at the facility resulting from abandonment such that it would be reasonable to expect that operation at the facility will not be resumed by the owner or operator. When such a facility treats domestic waste generated by private residences, abatement of sewage flow to the facility is often impractical or impossible, as this may require the condemnation of property and eviction of homeowners or residents. Therefore, untreated sewage may be discharged directly to state waters, resulting in a substantial and imminent threat to public health and the environment. To protect public health and the environment, it has become necessary to continue operation of such facilities and/or connect to a publicly owned sewerage treatment works using public funds.

To ensure that there is a plan in place for continued operation in the event that a privately-owned sewerage treatment system ceases operation because of abandonment and to reduce the potential for continued operation of such system using public funds, the State Water Control Board has determined that a closure plan and the demonstration of financial capability to implement the plan is appropriate.

Potential issues that may need to be addressed as the regulation is developed include the following:

1. Sections 62.1-44.15:1.1 and 62.1-44.18:3 have identical requirements regarding closure plans and demonstration of financial capability. However, § 62.1-44.18:3 is very specific as to the population of facilities to which the law applies. Section 62.1-44.15:1.1 is not specific at all in this regard. The issue is, therefore, to what facilities other than as specified in § 62.1-44.18:3 the regulation will apply.
2. The instruments by which the State Water Control Board can require closure plans and demonstration differ under the two sections of the State Water Control Law. Section 62.1-44.15:1.1 limits the board to the issuance of special orders in compliance with the Administrative Process Act, whereas § 62.1-44.18:3 does not. The issue is that if the population of facilities to which the regulation applies is expanded beyond those specified in § 62.1-44.18:3, this disparity will need to be addressed in the regulation.
3. If a facility is sold or transferred in the ordinary course of business or a permit transfer in accordance with board regulations is effected, the board may be required to return the instrument of financial assurance to the previous owner or operator or permit holder. The potential then exists for cessation of operations after return of the instrument of financial assurance to the previous owner or operator but before receipt of financial assurance from the new owner or operator. For the

regulation to be effective, the board needs to ensure the new owner or operator will satisfy the financial assurance requirements.

Substance: This proposed regulation will require owners or operators of privately-owned sewerage systems or sewerage treatment works to file with the State Water Control Board a closure plan to abate, control, remove, or contain any substantial or imminent threat to public health or the environment that is reasonably likely to occur if such facility ceases operations. Such plan shall also include a demonstration of financial capability to implement the plan. Financial capability may be demonstrated by the creation of a trust fund, a submission of a bond, a corporate guarantee based upon audited financial statements, or such other instruments as the board may deem appropriate.

The regulation would not apply to facilities that qualify for a VPDES general permit for facilities that discharge 1,000 gallons per day or less. For those systems or works discharging more than 1,000 gallons per day and less than 40,000 gallons per day, the requirements will be incorporated into the VPDES permitting process. The regulation will require submittal of the closure plan as part of the application for a VPDES permit and compliance with the regulation will become an enforceable condition of the permit. In addition, the proposed regulation will include systems or works discharging 40,000 gallons or more per day (those subject to § 62.1-44.15:1.1). These systems or works will be required to submit a closure plan and financial assurance documentation through a special order, not a VPDES permit, and the requirement would be a condition for discharge to state waters. The proposed regulation will address the different means of requiring closure plans and, if possible, result in a single method of requiring closure plans preferably through the permitting process instead of an enforcement mechanism.

For the purposes of the regulation, a privately-owned sewerage system or privately-owned sewerage treatment works will be defined as a facility that treats wastes generated by private residences. Private residences include, but are not limited to, single family homes, townhouses, condominiums, mobile homes, and apartments.

For the purposes of the regulation, "ceases operation" will mean to cease conducting the normal operation of a facility under circumstances where it would be reasonable to expect that such operation will not be resumed by the owner or operator at the facility. The term shall not include the sale or transfer of a facility in the ordinary course of business or a permit transfer in accordance with board regulations.

Alternatives: The Department of Environmental Quality will be considering alternatives in the development of this regulation. Although several alternatives are presented here, it is anticipated that additional alternatives may be considered during the development of the regulation and the public participation process. Although one alternative presented (Alternative 6) currently forms the basis for the proposed regulation, no one alternative is currently recommended by the Department of Environmental Quality. However, some alternatives under consideration are not recommended. Alternatives already considered or to be considered include, but are not limited to, the following:

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1. No Action Alternative. This alternative is not recommended. Section 62.1-44.18:3 of the Code of Virginia mandates that the Department of Environmental Quality promulgate regulations necessary to carry out the provisions of the section.

2. Limit Regulation to Facilities Identified in § 62.1-44.18:3 of the Code of Virginia. This alternative is under consideration but is not recommended. Section 62.1-44.18:3 requires that the State Water Control Board promulgate regulations to implement the provisions of the act to be effective within 280 days of its enactment. To meet this requirement, the Department of Environmental Quality is developing an emergency regulation in accordance with § 9-6.14:4.1(c)(5) of the Administrative Process Act. Section 62.1-44.15:1.1 of the Code of Virginia contains requirements for closure plans and demonstration of financial capability identical to the requirements of § 62.1-44.18:3, but does not restrict the population of facilities to which it applies to those discharging more than 1,000 gallons per day and less than 40,000 gallons per day. The threat to public health or the environment created if a privately-owned sewage treatment system ceases to operate is not diminished if such a facility discharges in excess of 40,000 gallons per day. Therefore, the population of facilities subject to regulation should be increased, as authorized under § 62.1-44.15:1.1 of the Code of Virginia.

3. Apply Regulation to All Facilities Permitted by the State Water Control Board. This alternative is not recommended. Under this alternative the regulation would apply to all facilities subject to the Virginia Pollution Elimination System (VPDES) Permit Regulation (9 VAC 25-31-10 et seq.) or to the Virginia Pollution Abatement (VPA) Permit Regulation (9 VAC 25-32-10 et seq.). The intent of the regulation is to reduce the potential for continued operation of privately-owned sewage treatment systems using public funds. Under this alternative, municipal sewage treatment systems, which are already operated using public funds, would be included. Therefore, this alternative is considered overly intrusive and burdensome.

4. Apply Regulation to All Privately Owned Facilities Permitted by the State Water Control Board. This alternative is under consideration. Under this alternative the regulation would apply to all privately-owned facilities subject to the Virginia Pollution Elimination System (VPDES) Permit Regulation (9 VAC 25-31-10 et seq.) and discharges subject to the Virginia Pollution Abatement (VPA) Permit Regulation (9 VAC 25-32-10 et seq.). This alternative is less intrusive than the previous alternative in that publicly-owned treatment facilities would be excluded.

Privately-owned facilities that treat wastes generated by industrial facilities and pollution management activities would be required to submit a plan and demonstration of financial assurance. This alternative would thereby reduce the potential that proper decommissioning and closure of such treatment facilities would not need to be performed using public funding in the event of facility

abandonment. Pollution management activities, as defined by the VPA Permit Regulation, include, but are not limited to: animal feeding operations, storage or land application of sewage, sludge, industrial waste or other waste; or the complete reuse or recycle of wastewater.

5. Apply Regulation to All Privately-Owned Sewage Treatment Systems Permitted by the State Water Control Board that Treat Domestic Waste Generated by Private Residences. This alternative is under consideration. Under this alternative the regulation would apply to all privately owned facilities subject to the Virginia Pollution Elimination System (VPDES) Permit Regulation (9 VAC 25-31-10 et seq.) or the Virginia Pollution Abatement (VPA) Permit Regulation (9 VAC 25-32-10 et seq.) that treat domestic waste generated by private residences. This alternative further reduces the population of affected facilities by limiting the regulation to privately owned facilities and pollution management activities that treat or handle domestic sewage and/or treatment by-products generated by private residences.

6. Apply Regulation to Privately Owned Sewage Treatment Systems subject to the Virginia Pollution Discharge Elimination System (VPDES) Permit Regulation (9 VAC 25-31-10 et seq.) that Treat Domestic Waste Generated by Private Residences. This alternative is under consideration and forms the current basis for the proposed regulation. It is the least intrusive and burdensome alternative under consideration that addresses the requirements of both §§ 62.1-44.15:1.1 and 62.1-44.18:3 of the Code of Virginia. This alternative limits the population of facilities to those subject to the VPDES permit regulation and treats domestic sewage generated by private residences. Facilities that exclusively treat industrial wastes and pollution management activities subject to the VPA Permit Regulation (9 VAC 25-32-10 et seq.) are excluded from the regulation in this alternative.

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. Public meetings will be held on the following dates:

January 22, 2001 - 7 p.m.
Department of Environmental Quality, Southwest Regional Office, 355 Deadmore Street, Abingdon, Virginia.

January 23, 2001 - 1 p.m.
Department of Environmental Quality, West Central Regional Office, 3019 Peters Creek Road, Roanoke, Virginia.

January 23, 2001 - 7 p.m.
Department of Environmental Quality, Valley Central Regional Office, 411 Early Road, Harrisonburg, Virginia.

January 24, 2001 - 1 p.m.
Department of Environmental Quality, Tidewater Regional Office, 5636 Southern Boulevard, Virginia Beach, Virginia.

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January 24, 2001 - 7 p.m.
Department of Environmental Quality, Piedmont Regional
Office, 4949-A Cox Road, Glen Allen, Virginia.

January 25, 2001 - 1 p.m.
Department of Environmental Quality, Northern Regional
Office, 13901 Crown Court, Woodbridge, Virginia.

More information on the meetings may be found in the Calendar of Events section of the Virginia Register of Regulations.

Participatory Approach: The board seeks comment from the public on whether to use the participatory approach to assist the Department of Environmental Quality in the development of the proposed regulation. If sufficient interest is shown, the Department of Environmental Quality intends to form a Technical Advisory Committee (TAC) of affected owners or operators, environmental organizations, citizen groups, private citizens and other interested parties. Therefore, concerned parties interested in participating in a TAC are encouraged to show such interest by attending the public meeting or by contacting the individual named below.

The decision to form a TAC will be made based on the level of interest and public input received at the public meeting.

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

Statutory Authority: §§ 62.1-44.18:3 and 62.1-44.15(10) of the Code of Virginia.

Public comments may be submitted until February 1, 2001.

Contact: Jon van Soestbergen, P.E., Office of Water Permit Programs, Division of Water Program Coordination, Department of Environmental Quality, 629 East Main Street, P.O. Box 10009, Richmond, VA 23240, voice (804) 698-4117, FAX (804) 698-4032, e-mail jvansoest@deq.state.va.us.

VA.R. Doc. No. R01-50; Filed November 14, 2000, 8:47 a.m.

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the State Water Control Board intends to consider promulgating regulations entitled: **9 VAC 25-720-10 et seq. Virginia Total Maximum Daily Load Regulation for Water Quality Management Planning.** The proposed primary action is to adopt a Virginia TMDL regulation for Water Quality Management Planning. A TMDL is the total amount of pollutant load that can be discharged into a stream segment without violating state water quality standards. TMDL is the sum of waste load allocation (WLA) from point sources, pollutant load allocation (LA) from nonpoint sources, and a margin of safety (MOS), or the amount of pollutant that is not allocated to account for estimation errors during derivation of WLA and LA. TMDLs are used to direct efforts at restoring and protecting water quality.

It is envisioned that the proposed TMDL planning regulation will include, among other possible planning items, the public participation process for TMDL development, procedures for submittal of proposed TMDLs to the Environmental Protection Agency (EPA) for approval, subsequent adoption of the TMDL

by the State Water Control Board (board), and inclusion of TMDLs and TMDL implementation plans into the WQMPs.

The secondary proposed action is the repeal of the existing WQMPs. These plans are basin-wide or area-wide waste treatment or pollution control management plans developed in accordance with §§ 208 and 303(e) of the Clean Water Act (CWA), as implemented by 40 CFR 130. These plans identify water quality problems, consider alternative solutions and recommend pollution control measures needed to attain or maintain water quality standards. The control measures are implemented through the issuance of Virginia Pollutant Discharge Elimination System (VPDES) permits for point source discharges and through regulatory or voluntary measures for nonpoint source pollution control. The majority of the existing regulatory plans are obsolete because plan recommendations have been implemented. They continue to be carried on the books of the Virginia Registrar of Regulations. The repeal of these plans will clear the Registrar's books of unnecessary and outdated regulations and will eliminate the potential for inconsistencies with TMDLs as they are developed from more current information and collaborative input from stakeholders.

Need: Planning for the management of the quality of the waters of the Commonwealth is essential to protect the health, safety, and welfare of the citizens of Virginia. Water quality management plans identify water quality problems and propose alternative solutions and recommendations for pollution control measures needed to attain or maintain water quality standards.

Federal and state regulations require that VPDES permits be consistent with the applicable WQMPs. The plans, however, also allow for revisions in permit requirements as a result of availability of more data and more sophisticated methods of analyses. Application of newer methods, coupled with more data, usually result in permit limitations that are different from those listed in the plans. Consequently, any changes in a VPDES permit that will cause it to be inconsistent with the plan will require amendment of the plan. Separating the regulatory TMDL from the WQMP will allow processing of plan amendments in the same time frame as permit amendment or issuance, resulting in administrative and cost efficiencies.

Substance: There are currently 18 WQMPs that have been adopted as regulations by the board during the 1970s through the early 1990s. The plans identify water quality problems, consider alternative solutions and recommend pollution control measures needed to attain or maintain water quality standards.

Most of these existing WQMPs no longer reflect current conditions and need to be updated. The office of the Attorney General has ruled that because the plans contain TMDLs and their associated waste load allocations were incorporated into the VPDES permits, the plans were regulations.

Federal and state laws and regulations require the development of WQMPs; however, there is no requirement that they be regulatory. The proposal to adopt a TMDL regulation and repeal the regulatory WQMPs will provide

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efficiencies in the management of water quality programs in Virginia.

The existing WQMPs that will be repealed as regulations will continue to guide the board's water quality management planning activities until updated plans are completed and approved by the board. The board staff will solicit public input as the replacement plans are developed.

Alternatives: The total maximum daily load is considered to be the regulatory component of the existing WQMPs. The preferred alternative to meet the need of bringing impaired waters up to water quality standards is to (i) adopt a TMDL regulation for Water Quality Management Planning and (ii) repeal and update the existing WQMPs. The waste load allocation component of the TMDL, which controls the discharge of pollutants from point sources, will continue to be implemented through the VPDES permit program. Where applicable, regulatory load allocations will be implemented through existing state regulations (e.g., erosion control regulations). Nonregulatory load allocation will continue to be implemented through best management practices and other management strategies for controlling nonpoint sources of pollution.

One alternative that had been considered was the development of a Water Quality Management Plan Framework Regulation that will govern the development and update of WQMPs. This alternative was rejected because federal regulation already exists on specific requirements on how to develop and update WQMPs. It is thought that this is duplicative and could complicate the process of water quality management in Virginia.

Another alternative to repealing the water quality management plans is to do nothing and amend the plans as needed (through the APA process) to accommodate changes in the VPDES permits. Still another alternative is to update each individual plan and maintain them as regulations.

Public Participation: The board is seeking comments on the intended regulatory action, including ideas on how to effectively simplify the process of water quality management planning that meet both federal and state requirements, 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 the Virginia Register of Regulations.

A public meeting was held on December 6, 2000, at 2 p.m. in Glen Allen, Virginia, and a public meeting will be held on December 21, 2000, at 2 p.m. on Roanoke, Virginia. Notice of the meetings can be found in the Calendar of Events section of the Virginia Register of Regulations.

Participatory Approach: The board is using the participatory approach to develop the TMDL proposal. The board has formed an ad hoc advisory group to provide input regarding the proposed TMDL regulation and the proposal to repeal the existing WQMPs. The ad hoc advisory group is composed of representatives from state, federal and local agencies, environmental groups, manufacturing and industrial facilities and the academic community. Anyone interested in joining the existing advisory group should submit a request for the

board's consideration during the Notice of Intended Regulatory Action comment period.

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

Public comments may be submitted until January 1, 2001.

Contact: Charles Martin, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4462 or FAX (804) 698-4136.

VA.R. Doc. No. R01-27; Filed October 11, 2000, 1:29 p.m.

TITLE 12. HEALTH

DEPARTMENT OF MEDICAL ASSISTANCE SERVICES

† Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Department of Medical Assistance Services intends to consider amending regulations entitled: **12 VAC 30-50-10 et seq. Amount, Duration, and Scope of Medical and Remedial Care Services.** The purpose of the proposed action is to add the coverage of certain substance abuse treatment services to the State Plan for Medical Assistance. 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 January 31, 2001, to Catherine Hancock, Analyst, Policy Division, Department of Medical Assistance Services, 600 East Broad Street, Suite 1300, Richmond, VA 23219.

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

VA.R. Doc. No. R01-62; Filed December 11, 2000, 1:46 p.m.

TITLE 18. PROFESSIONAL AND OCCUPATIONAL LICENSING

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 85-110-100. Regulations Governing the Practice of Licensed Acupuncturists.** The amendment is necessary pursuant to Chapter 814 of the 2000 Acts of Assembly to specify a form to

Notices of Intended Regulatory Action

be provided to a patient receiving treatment from a licensed acupuncturist recommending a diagnostic examination. The agency intends to hold a public hearing on the proposed regulation after publication.

Statutory Authority: §§ 54.1-2400 and 54.1-2956.9 of the Code of Virginia.

Public comments may be submitted until January 17, 2001.

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. R01-52; Filed November 17, 2000, 1:56 p.m.

REAL ESTATE 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 Real Estate Board intends to consider amending regulations entitled: **18 VAC 135-50-10 et seq. Fair Housing Regulations.** The purpose of the proposed action is to amend and clarify existing fair housing regulations that describe discriminatory housing practices and outline investigative and conciliation procedures. The agency does not intend to hold a public hearing on the proposed regulation after publication.

Statutory Authority: § 36-96.20 of the Code of Virginia.

Public comments may be submitted until January 18, 2001.

Contact: John Cancelleri, Fair Housing Administrator, Real Estate Board, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8581, FAX (804) 367-2475 or (804) 367-9753/TTY ☎

VA.R. Doc. No. R01-55; Filed November 16, 2000, 1:20 p.m.



PUBLIC COMMENT PERIODS - PROPOSED REGULATIONS



PUBLIC COMMENT PERIODS REGARDING STATE AGENCY REGULATIONS

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

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

TITLE 18. PROFESSIONAL AND OCCUPATIONAL LICENSING

BOARD FOR CONTRACTORS

February 21, 2001 - 2 p.m. -- Public Hearing
Department of Professional and Occupational Regulation,
3600 West Broad Street, Richmond, Virginia.

March 5, 2001 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board for Contractors intends to amend regulations entitled: **18 VAC 50-22-10 et seq. Board for Contractors Regulations.** The purpose of the proposed action is to amend existing regulations governing the licensure of Class A, B, and C contractors to clarify the definitions section; clarify entry requirements; and modify the procedures and provisions regarding renewal, reinstatement, and the standards of practice and conduct.

Statutory Authority: §§ 54.1-201 and 54.1-1102 of the Code of Virginia.

Contact: Nancy Taylor 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 or (804) 367-9753/TTY ☎, e-mail contractors@dpor.state.va.us.

BOARD OF MEDICINE

January 26, 2001 - 1 p.m. -- Public Hearing
Department of Health Professions, 6606 West Broad Street,
Richmond, Virginia.

March 3, 2001 - 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 adopt regulations entitled: **18 VAC 85-120-10 et seq. Regulations Governing the Certification of Athletic Trainers.** The purpose of the proposed regulation is to establish criteria for certification of athletic trainers, fees

for applicants and certificate holders, and requirements for renewal or reinstatement of certification.

Statutory Authority: §§ 54.1-2400 and 54.1-2957.4 of the Code of Virginia.

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 or (804) 662-7197/TTY ☎

TITLE 22. SOCIAL SERVICES

DEPARTMENT FOR THE DEAF AND HARD-OF-HEARING

February 6, 2001 - 6 p.m. -- Public Hearing
Department of Rehabilitative Services, 8004 Franklin Farms Drive, Lee Building, 1st Floor Conference Room, Richmond, Virginia.

March 2, 2001 - 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 for the Deaf and Hard-of-Hearing intends to amend regulations entitled: **22 VAC 20-30-10 et seq. Regulations Governing Interpreter Services for the Deaf and Hard of Hearing.** The purpose of the proposed amendments is to add a clear statement of fees, add provisions for a grievance procedure, provide for separate interpreting and transliterating assessments, and clarify confidentiality.

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

Contact: Laurie Malheiros, Interpreter Programs Manager, Department for the Deaf and Hard-of-Hearing, 1602 Rolling Hills Dr., Suite 203, Richmond, VA 23229, telephone (804) 662-9502 (V/TTY), FAX (804) 662-9718 and toll-free 1-800-552-7197 (V/TTY).

PROPOSED REGULATIONS

For information concerning Proposed Regulations, see Information Page.

Symbol Key

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

TITLE 18. PROFESSIONAL AND OCCUPATIONAL LICENSING

BOARD FOR CONTRACTORS

Title of Regulation: **18 VAC 50-22-10 et seq. Board for Contractors Regulations (amending 18 VAC 50-22-10 through 18 VAC 50-22-60, 18 VAC 50-22-80, and 18 VAC 50-22-100 through 18 VAC 50-22-270).**

Statutory Authority: §§ 54.1-201 and 54.1-1102 of the Code of Virginia.

Public Hearing Date: February 21, 2001 - 2 p.m.

Public comments may be submitted until March 5, 2001.

(See Calendar of Events section for additional information)

Basis: Section 54.1-1102 of the Code of Virginia provides the authority for the board to promulgate regulations for the licensure of contractors in the Commonwealth.

Purpose: In order to protect the public from inexperienced, irresponsible or incompetent contractors, the Commonwealth began licensing contractors in 1938. The purpose of amending these regulations is to (i) provide more specialty licensing for those individuals who specialize in one area; (ii) to clarify that examinations may be required for certain classifications and/or specialty licenses as a means of protecting the public; (iii) to clarify that applicants shall submit information regarding ability, character and financial responsibility when applying for licensure; and (iv) to clarify the prohibited acts section to provide additional public protection.

Substance: The following substantive changes have been made:

18 VAC 50-22-10 is amended to:

1. Add the definition of "business entity" as this term is used in the definition of "firm" and "responsible management."
2. Delete the definition of "certificate holder" to comply with 1997 legislation which changed the Class C program from certification to licensure.

18 VAC 50-22-20 is amended to:

1. Revise the definition of "building contractor."
2. Allow "highway/heavy contractors" to install backflow prevention devices incidental to their work when an installation competency and training program is approved by the board.
3. Allow "HVAC contractors" to install backflow prevention devices incidental to their work when an

installation competency and training program is approved by the board.

18 VAC 50-22-30 is amended to:

1. Add several specialty licenses and describe the work of those specialties.
2. Revise existing specialty licenses to define more clearly the work that may be performed by that specialty.
3. Allow "fire sprinkler contractors" to install backflow prevention devices in the fire sprinkler supply main and sprinkler system upon passage of an installation competency and training program approved by the board.
4. Allow "landscape irrigation contractors" to install backflow prevention devices incidental to their work upon passage of an installation competency and training program approved by the board.

18 VAC 50-22-40 is amended to:

1. Clarify that applicants for a Class C contractor license shall be a licensed tradesman pursuant to the tradesman regulations or have passed an examination and/or obtained licensure in a classification or specialty listed in the regulations. This allows for an examination for applicants seeking licensure in electrical, gas fitting, HVAC, and plumbing. In 1997 the law authorized testing of these specialties and this amendment is the first since that date. This allows for completion of an education and training program for applicants seeking licensure in the fire sprinkler specialty.
2. Clarify that applicants shall report pending or past bankruptcies.
3. Clarify that applicants shall report all misdemeanor convictions in the past three years and all felony convictions.

18 VAC 50-22-50 is amended to:

1. Clarify that applicants for a Class B contractor license shall be a licensed tradesman pursuant to regulations or have passed an examination and/or obtained licensure in a classification or specialty listed in the regulations. This allows for completion of an education and training program for applicants seeking licensure in the fire sprinkler specialty.
2. Clarify that applicants shall report pending or past bankruptcies.
3. Clarify that applicants shall disclose any current or previous substantial identities of interest with any contractor licenses in accordance with § 54.1-1110 of the Code of Virginia.

4. Clarify that applicants shall report all misdemeanor convictions in the past three years and all felony convictions.

18 VAC 50-22-60 is amended to:

1. Clarify the requirements for a Class A license.
2. Clarify that the qualified individual for the firm shall obtain a master tradesman license pursuant to regulations or have passed an examination and/or obtained licensure in a classification or specialty listed in the regulations. This allows for completion of an education and training program for applicants seeking licensure in the fire sprinkler specialty.
3. Clarify that applicants shall report pending or past bankruptcies.
4. Clarify that applicants shall disclose any current or previous substantial identities of interest with any contractor licenses in accordance with § 54.1-1110 of the Code of Virginia.
5. Clarify that applicants shall report all misdemeanor convictions in the past three years and all felony convictions.

18 VAC 50-22-80 is amended to clarify how the examination fees are established.

18 VAC 50-22-100 is amended to add a fee for the qualified individual exam.

18 VAC 50-22-130 is amended to clarify that renewal fees received after the 30-day period will be processed as a reinstatement.

18 VAC 50-22-210 is amended to clarify that licenses are not transferable, and any change in the license including the formation or dissolution of a corporation shall be reported to the board.

18 VAC 50-22-260 is amended to clarify and add prohibited acts with the intent of providing more clarity and increased protection to the public.

Issues: In amending these regulations, the board is providing necessary public protection. The public will benefit from the increased assurance that licensed contractors have met minimum standards of competency and financial responsibility. The potential licensee may be slightly disadvantaged by additional entry requirements, but the regulations also provide for more specialty licenses so the licensee can more easily qualify for a license in their specialty. The contractor licensee for certain specialties will also benefit because the scope of work is expanded including the installation of backflow prevention devices for certain specialty contractors who pass a competency and training program approved by the board. The primary advantage to the board and the Commonwealth is the improved clarity of the regulations and the public's understanding thereof.

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 for Contractors (board) proposes to make several changes to the regulation. Changes that may have a significant impact include: (i) adding new specialties for licensure, (ii) permitting certain classifications to install backflow prevention devices upon passage of a board-approved training program, and (iii) creating separate business and technical exams for building contractors.

Estimated economic impact. The board proposes to add the following specialties for licensing: asphalt paving and sealcoating contracting, concrete contracting, environmental specialties contracting, liquefied petroleum gas contracting, natural gas fitter provider contracting, painting and wallcovering contracting, and swimming pool construction. Allowing firms to become licensed under these specialties would likely produce a net benefit. Generally, these specialty licenses allow firms to legally do a list of activities that are a subset of a classification. For example, the asphalt and sealcoating specialty license allows the firm to only perform asphalt and sealcoating work, while the highway/heavy contractor license will permit the firm to do several areas of work including and beyond asphalt and sealcoating (for example, bridge construction, excavation, installation of utility lines, etc.). Individuals at a firm may have the knowledge and experience to qualify for an asphalt and sealcoating license, but not for a highway/heavy contractors license. Such firms will benefit by the proposed new asphalt and sealcoating license by being able to legally offer asphalt and sealcoating services to the public. Since individuals at these firms still need to demonstrate experience or proficiency in the area of their work and may be denied licensure due to criminal history or previous disciplinary action, the public would not likely be put at risk due to the creation of the new specialties. Thus, the proposal to create these new specialties will likely produce a net benefit.

The board proposes to newly allow some specified classifications and specialties to install backflow prevention devices incidental to their work upon passage of an installation competency-training program approved by the board. Given current related experience, the Department of Professional and Occupational Regulation (DPOR) estimates that the training would take two days and cost \$100 in fees. The classifications and specialties include: highway/heavy contractors, HVAC contractors, fire sprinkler contracting, and landscape irrigation contracting. Under the current regulations, legally an outside contractor who is currently permitted to install backflow prevention devices, such as a plumbing contractor, would have to be hired to perform the installation. By allowing other contractors who have passed a

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competency-training program to install backflow prevention devices incidental to their work to perform the installation, customers may save on expenses. For example, an outside plumbing contractor called in to just install the backflow device may charge more than an HVAC contractor who installs it incidental to other work. Assuming that the contractors gain the necessary expertise by passing the program, the public should not be put at risk by extending legal backflow prevention device installation to these additional classifications and specialties. On the other hand, plumbing contractors may lose some business.

Also, DPOR has heard anecdotally that it is common for some of these contractors to install backflow prevention devices when it is incidental to their work despite the current prohibition. This puts the public at risk. Improperly installed backflow prevention devices can, for example, contaminate a water supply. DPOR believes that by legally permitting these classifications and specialties to perform the installation when it is incidental to their work and they are properly trained, these contractors are more likely to obtain the proper training, and thus less likely to improperly install the devices.

The benefits of newly permitting these classifications and specialties to install backflow prevention devices incidental to their work include the potential for reduced likelihood of improper installation and possible reduction in customer cost. The proposal may cost some plumbing contractors some business, but that business would be gained by the other classifications and specialties. Thus, this proposed amendment would likely produce a net benefit.

Under the current regulations, building contractors must have one employee pass an examination that includes both business and technical subject matter. The board proposes creating separate business and technical exams for the building contractors classification. Firms would be permitted to have one employee pass one exam and a different employee pass the other. Allowing different employees to take and pass business and technical exams would permit a building contractor to have different employees specializing in office work and physical work without incurring the cost of requiring an individual to obtain expertise in area for which he or she would not participate. Since the firm will still possess the necessary expertise in both categories, the public will not likely be put at risk. Thus, this proposed change would likely also produce a net benefit.

Businesses and entities affected. The proposed regulatory amendments affect the 47,777¹ licensed contractors as well as potential contractors in Virginia. Customers of contractors may also be affected.

Localities particularly affected. All Virginia localities are affected.

Projected impact on employment. The creation of new specialties such as asphalt paving and sealcoating contracting, concrete contracting, environmental specialties contracting, liquefied petroleum gas contracting, natural gas fitter provider contracting, painting and wallcovering

contracting, and swimming pool construction may encourage the formation of new firms or encourage current firms to start offering new services. This would likely create new jobs.

The proposal to create separate business and technical exams for the building contractors classification and to allow different employees to pass them, may encourage the formation of a small number of building contracting firms. For example a wife with business knowledge and experience, and a husband with knowledge and experience relating to the physical skills of building, may form a new firm under the proposed language. Such potential new firms would likely create new jobs.

Effects on the use and value of private property. As stated above, the creation of the new specialties may encourage the formation of new firms or encourage current firms to start offering new services. The profits and value of these firms may increase.

The proposal to newly allow some specified classifications and specialties to install backflow prevention devices incidental to their work upon passage of an installation competency-training program would likely encourage these contractors to perform this service and perhaps increase the value of their businesses to a small degree. The same proposal may result in a reduction of business for plumbing contractors and a consequently a possible small reduction in the value of their businesses.

The proposal to create separate business and technical exams for the building contractors classification and to allow different employees to pass them, may reduce training costs for some potential building contractors. This could potentially increase the value of the firm marginally. As mentioned above, it may also encourage the formation of a small number of building contracting firms.

Agency's Response to the Department of Planning and Budget's Economic Impact Analysis: The Board for Contractors and the Department of Professional and Occupational Regulation provided the information contained in the economic impact analysis prepared by the Department of Planning and Budget (DPB). The information is accurate and the board and department have no objection to the statements made by DPB.

Summary:

The proposed amendments reflect statutory changes and respond to changes in the industry. The regulations have not been significantly revised, except for a fee reduction, since 1995. The text of the regulations is also revised for clarity and ease of use. The proposed amendments (i) add new specialties for licensure; (ii) clarify that examinations may be required for certain classifications or specialty licenses; (iii) clarify that applicants shall submit information regarding ability, character and financial responsibility when applying for licensure; (iv) permit certain classifications to install backflow prevention devices upon passage of a board-approved training program; (v) create separate business and technical exams for building contractors; and (vi) clarify and expand the prohibited acts section to provide additional public protection.

¹ Source: Department of Professional and Occupational Regulation (as of September 7, 2000).

18 VAC 50-22-10. General definitions.

The following words and terms, when used in this chapter, unless a different meaning is provided or is plainly required by the context, shall have the following meanings:

"Affidavit" means a written statement of facts, made voluntarily, and confirmed by the oath or affirmation of the party making it, taken before a notary or other person having the authority to administer such oath or affirmation.

"Business entity" means a sole proprietorship, partnership, corporation, limited liability company, limited liability partnership, or any other form of organization permitted by law.

~~"Certificate holder" means a firm holding a Class C contractor certificate issued by the Board for Contractors to act as a contractor as defined in § 54.1-1100 of the Code of Virginia.~~

"Controlling financial interest" means the direct or indirect ownership or control of more than 50% ~~or more of the~~ applicable indicia of ownership of a firm.

~~"Firm" means any sole proprietorship, partnership, association, limited liability company, or corporation which is required by § 54.1-1100 of the Code of Virginia to obtain a license/certificate business entity recognized under the laws of the Commonwealth of Virginia.~~

"Full-time employee" means an employee who spends a minimum of 30 hours a week carrying out the work of the licensed/certified contracting business.

"Licensee" means a firm holding a license issued by the Board for Contractors to act as a contractor, as defined in § 54.1-1100 of the Code of Virginia.

"Net worth" means assets minus liabilities. For purposes of this chapter, assets shall not include any property owned as tenants by the entirety.

"Reciprocity" means an arrangement by which the licensees of two states are allowed to practice within each other's boundaries by mutual agreement.

"Reinstatement" means having a license ~~or certificate~~ restored to effectiveness after the expiration date has passed.

"Renewal" means continuing the effectiveness of a license ~~or certificate~~ for another period of time.

"Responsible management" means the following individuals:

1. The sole proprietor of a sole proprietorship;
2. The partners of a general partnership;
3. The managing partners of a limited partnership;
4. The officers of a corporation;
5. The managers of a limited liability company; ~~and~~
6. The officers or directors of an association or both; ~~and~~

7. Individuals in other business entities recognized under the laws of the Commonwealth as having a fiduciary responsibility to the firm.

"Sole proprietor" means any individual, not a corporation, who is trading under his own name, or under an assumed or fictitious name pursuant to the provisions of § 59.1-69 through 59.1-76 of the Code of Virginia.

"Tenants by the entirety" means a tenancy which is created between a husband and wife and by which together they hold title to the whole with right of survivorship so that, upon death of either, the other takes whole to exclusion of ~~deceased the~~ deceased's remaining heirs.

18 VAC 50-22-20. Definitions of license/certificate classifications.

The following words and terms, when used in this chapter, unless a different meaning is provided or is plainly required by the context, shall have the following meanings:

"Building contractors" (Abbr: BLD) means those individuals whose contracts include construction on real property owned, controlled or leased by another person of commercial, industrial, institutional, governmental, residential (single-family, two-family or multifamily) and accessory use buildings or structures. This classification also provides for remodeling, repair, improvement or demolition of these buildings and structures. A holder of this license/certificate can do general contracting but his scope of work cannot include any work covered under the following trade or specialty licenses:

- alarm security
- asbestos
- billboard/sign
- blasting
- electrical
- electronic communication
- elevator/escalator
- environmental systems
- fire alarm
- fire sprinkler
- fire suppression
- gas fitting
- HVAC
- irrigation
- passive energy
- plumbing

If the BLD contractor performs specialty services, all required specialty designations shall be obtained. The building classification ~~does include~~ includes but is not limited to the functions carried out by the following specialties:

- billboard/sign contracting
- commercial improvement contracting
- home improvement
- farm improvement contracting
- home improvement contracting
- landscape services service contracting
- miscellaneous
- marine facility contracting
- modular/mobile manufactured building contracting

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recreational facilities facility contracting

~~The above specialties are not inclusive of all of the functions covered by the building classification.~~

"Electrical contractors" (Abbr: ELE) means those individuals whose contracts include the construction, repair, maintenance, alteration, or removal of electrical systems under the National Electrical Code. This classification provides for all work covered by the National Electrical Code including electrical work covered by ~~ALS, ESC, and FAS classifications~~ the alarm/security systems contracting (ALS), electronic/communication service contracting (ESC) and fire alarm systems contracting (FAS) specialties. A firm holding an electrical license is responsible for meeting all applicable tradesman ~~certification licensure~~ standards adopted by each locality.

"Highway/heavy contractors" (Abbr: H/H) means those individuals whose contracts include construction, repair, improvement, or demolition of the following:

- bridges
- dams
- ~~foundations~~
- drainage systems
- ~~foundations~~
- parking lots
- public transit systems
- rail roads
- roads
- runways
- streets
- structural signs & lights
- tanks

The functions carried out by these contractors include but are not limited to the following:

- building demolition
- clearing
- concrete work
- excavating
- grading
- nonwater well drilling
- paving
- pile driving
- road marking

These contractors also install, maintain, or dismantle the following:

1. Power systems for the generation and primary and secondary distribution of electric current ahead of the customer's meter;
2. Pumping stations and treatment plants;
3. Telephone, telegraph, or signal systems for public utilities; and
4. Water, gas, and sewer ~~lines up to five feet from any building or structure~~ connections to residential, commercial, and industrial sites, subject to local ordinances.

This classification may also install backflow prevention devices incidental to work in this classification upon passage of an installation competency and training program approved by the board.

"HVAC contractors" (Abbr: HVA) means those individuals whose work includes the installation, alteration, repair, or maintenance of heating systems, ventilating systems, cooling systems, steam and hot water heaters, heating systems, boilers, process piping, and mechanical refrigeration systems, including tanks incidental to the system. This classification does not provide for fire suppression installations, sprinkler system installations, or gas piping. A firm holding a HVAC license is responsible for meeting all applicable tradesman ~~certification licensure~~ standards adopted by each locality. *This classification may also install backflow prevention devices incidental to work in this classification upon passage of an installation competency and training program approved by the board.*

"Plumbing contractors" (Abbr: PLB) means those individuals whose contracts include the installation, maintenance, extension, or alteration, or removal of all piping, fixtures, appliances, and appurtenances in connection with any of the following:

- backflow prevention devices
- boilers
- ~~domestic sprinklers~~
- hot water baseboard heating systems
- hot water heaters
- hydronic heating systems
- limited area sprinklers (as defined by BOCA)*
- process piping
- public/private water supply systems within or adjacent to any building, structure or conveyance
- sanitary or storm drainage facilities
- steam heating systems
- storage tanks incidental to the installation of related systems
- venting systems *related to plumbing*

These contractors also install, maintain, extend or alter the following:

- liquid waste systems
- sewerage systems
- storm water systems
- water supply systems

This classification does not provide for gas piping or the function of fire sprinkler contracting as noted above. A firm holding a plumbing license is responsible for meeting all applicable tradesman ~~certification licensure~~ standards adopted by each locality.

"Specialty contractors" means those individuals whose contracts are for specialty services which do not generally fall within the scope of any other classification within this chapter.

18 VAC 50-22-30. Definitions of specialty services.

The following words and terms, when used in this chapter, unless a different meaning is provided or is plainly required by the context, shall have the following meanings:

"Alarm/security systems contracting" (Abbr: ALS) means that service which provides for the installation, repair, improvement, or removal of alarm systems or security systems annexed to real property. This classification covers only burglar and security alarm installations. A firm holding an ALS license/certificate is responsible for meeting all applicable ~~tradesman certification standards rules and regulations~~ adopted by each locality. The electrical ELE classification also provides for this function.

"Alternative energy system contracting" (Abbr: AES) means that service which provides for the installation, repair or improvement, from the customer's meter, of alternative energy generation systems, supplemental energy systems and associated equipment annexed to real property. No other classification or specialty service provides this function. This specialty does not provide for electrical, plumbing, gas fitting, or HVAC functions.

"Asbestos contracting" (Abbr: ASB) means that service which provides for the installation, removal, or encapsulation of asbestos containing materials annexed to real property. No other classification or specialty service provides for this function.

"Asphalt paving and sealcoating contracting" (Abbr: PAV) means that service which provides for the installation of asphalt paving and/or sealcoating on subdivision streets and adjacent intersections, driveways, parking lots, tennis courts, running tracks, and play areas, using materials and accessories common to the industry. This includes height adjustment of existing sewer manholes, storm drains, water valves, sewer cleanouts and drain grates, and all necessary excavation and grading. The H/H classification also provides for this function.

"Billboard/sign contracting" (Abbr: BSC) means that service which provides for the installation, repair, improvement, or dismantling of any billboard or structural sign permanently annexed to real property. H/H is and BLD are the only other classification classifications that can perform this work except that a contractor in this specialty may connect or disconnect signs to existing electrical circuits. ~~A building contractor may install signs incidental to work covered under their classification.~~ No trade related plumbing, electrical, or HVAC work is included in this classification function.

"Blast/explosive contracting" (Abbr: BEC) means that service which provides for the use of explosive charges for the repair, improvement, alteration, or demolition of any real property or any structure annexed to real property.

"Commercial improvement contracting" (Abbr: CIC) means that service which provides for ~~additions, repairs, repair or improvements~~ improvement to nonresidential property and multifamily property as defined in the Virginia Uniform Statewide Building Code. The BLD classification also ~~covers this work~~ provides for this function. The CIC classification does not provide for the construction of new buildings, accessory buildings, electrical, plumbing, HVAC, or gas work.

"Concrete contracting" (Abbr: CEM) means that service which provides for all work in connection with the processing, proportioning, batching, mixing, conveying and placing of concrete composed of materials common to the concrete

industry. This includes but is not limited to finishing, coloring, curing, repairing, testing, sawing, grinding, grouting, placing of film barriers, sealing and waterproofing. Construction and assembling of forms, molds, slipforms, pans, centering, and the use of rebar is also included. The BLD and H/H classifications also provide for this function.

"Electronic/communication service contracting" (Abbr: ESC) means that service which provides for the installation, repair, improvement, or removal of electronic or communications systems annexed to real property including telephone wiring, computer cabling, sound systems, data links, data and network installation, television and cable TV wiring, antenna wiring, and fiber optics installation, all of which operate at 50 volts or less. A firm holding an ESC license/certificate is responsible for meeting all applicable tradesman ~~certification licensure~~ standards adopted by each locality. The electrical ELE classification also provides for this function.

"Elevator/escalator contracting" (Abbr: EEC) means that service which provides for the installation, repair, improvement or removal of elevators or escalators permanently annexed to real property. A firm holding an EEC license/certificate is responsible for meeting all applicable tradesman ~~certification licensure~~ standards adopted by each locality. No other classification or specialty service provides for this function.

"Environmental monitoring well contracting" (Abbr: EMW) means that service which provides for the construction of a well to monitor hazardous substances in the ground.

"Environmental specialties contracting" (Abbr: ENV) means that service which provides for installation, repair, removal, or improvement of pollution control and remediation devices. No other specialty provides for this function. This specialty does not provide for electrical, plumbing, gas fitting, or HVAC functions.

"Equipment/machinery contracting" (Abbr: EMC) means that service which provides for the installation or removal of equipment or machinery ~~such as including but not limited to~~ conveyors or heavy machinery. ~~This specialty~~ does not provide for any electrical, plumbing, process piping or HVAC functions.

"Farm improvement contracting" (Abbr: FIC) means that service which provides for the installation, repair or improvement of a nonresidential farm building or structure, or nonresidential farm accessory-use structure, or additions thereto. The BLD classification also provides for this function. The FIC specialty does not provide for any electrical, plumbing, HVAC, or gas fitting functions.

"Fire alarm systems contracting" (Abbr: FAS) means that service which provides for the installation, repair, or improvement of fire alarm systems which operate at 50 volts or less. The electrical ELE classification also provides for this function. A firm with an FAS license/certificate is responsible for meeting all applicable tradesman ~~certification licensure~~ standards adopted by each locality.

"Fire sprinkler contracting" (Abbr: SPR) means that service which provides for the installation, repair, ~~alteration, addition, testing, maintenance, inspection,~~ improvement, or removal of

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sprinkler systems using water as a means of fire suppression when annexed to real property. This specialty does not provide for the installation, repair, or maintenance of other types of fire suppression systems. *The PLB classification allows for the installation of limited area sprinklers as defined by BOCA. This specialty may engage in the installation of backflow prevention devices in the fire sprinkler supply main and sprinkler system upon passage of an installation competency and training program approved by the board.*

"Fire suppression contracting" (Abbr: FSP) means that service which provides for the installation, repair, improvement, or removal of fire suppression systems including but not limited to halon and other gas systems; dry chemical systems; and carbon dioxide systems annexed to real property. No other classification provides for this function. The FSP specialty does not provide for the installation, repair, or maintenance of water sprinkler systems.

"Gas fitting contracting" (Abbr: GFC) means that service which provides for the installation, repair, improvement, or removal of gas piping and appliances annexed to real property. A firm with a GFC license is responsible for meeting all applicable tradesman licensure standards.

*"Home improvement contracting" (Abbr: HIC) means that service which provides for repairs or improvements to one-family and two-family residential buildings or structures annexed to real property. The BLD classification also provides for this function. The HIC specialty does not provide for electrical, plumbing, HVAC, or gas fitting functions. It does not include high rise buildings, buildings with more than two dwelling units, or new construction functions *beyond the existing building structure other than decks, patios, driveways and utility out buildings.**

"Landscape irrigation contracting" (Abbr: ISC) means that service which provides for the installation, repair, improvement, or removal of irrigation sprinkler systems or outdoor sprinkler systems. The PLB and H/H classifications also provide for this function. ~~However, only the PLB classification provides for the installation of backflow devices.~~ This specialty may install backflow prevention devices incidental to work in this specialty upon passage of an installation competency and training program approved by the board.

"Landscape service contracting" (Abbr: LSC) means that service which provides for the alteration or improvement of a land area not related to any other classification or service activity by means of excavation, clearing, grading, construction of retaining walls for landscaping purposes, or placement of landscaping timbers. The BLD classification also provides for this function.

"Lead abatement contracting" (Abbr: LAC) means that service which provides for the removal or encapsulation of lead-containing materials annexed to real property. No other classification or specialty service provides for this function. ~~A plumber, except that the PLB classification may provide this service incidental to work embraced in that classification.~~

"Liquefied petroleum gas contracting" (Abbr: LPG) means that service which includes the installation, maintenance, extension, alteration, or removal of all piping, fixtures, appliances, and appurtenances used in transporting, storing

or utilizing liquefied petroleum gas. This excludes hot water heaters, boilers, and central heating systems that require a HVA or PLB license. No other classification or specialty service provides for this function. A firm holding a LPG license is responsible for meeting all applicable tradesman licensure standards.

*"Marine facility contracting" (Abbr: MCC) means that service which provides for the construction, repair, improvement, or removal of any structure the purpose of which is to provide access to, impede, or alter a body of surface water. The BLD and H/H classification classifications also ~~provides provide~~ for this function. The MCC specialty does not provide for *the construction of accessory structures or electrical, HVAC or plumbing functions.**

~~*"Miscellaneous contracting" (Abbr: MSC) means that service which may fall under another classification or specialty service but is more limited than the functions provided by the other classification.*~~

"Masonry contracting" (Abbr: BRK) means that service which includes the installation of brick, concrete block, stone, marble, slate or other units and products common to the masonry industry, including mortarless type masonry products. This includes installation of grout, caulking, tuck pointing, sand blasting, mortar washing, parging and cleaning and welding of reinforcement steel related to masonry construction. The BLD classification and HIC and CIC specialties also provide for this function.

"Modular/mobile/manufactured building contracting" (Abbr: MBC) means that service which provides for the installation or removal of a modular, ~~mobile~~, or manufactured building manufactured under ANSI standards. This classification does not cover foundation work; however, it does allow installation of piers covered under HUD regulations. It does allow a licensee/certificate holder to do internal tie ins of plumbing, gas and electrical or HVAC equipment. It does not allow for installing additional plumbing, electrical, or HVAC work such as installing the service meter, or installing the outside compressor for the HVAC system. The H/H and BLD classifications also provide for this function.

~~*"Passive energy systems contracting" (Abbr: PES) means that service which provides for the installation, repair, or improvement, from the customer's meter, of passive energy generation systems or passive supplemental energy systems annexed to real property. No other classification or specialty service provides this function. This specialty does not provide for electrical, plumbing, gas fitting, or HVAC functions.*~~

"Natural gas fitting provider contracting" (Abbr: NGF) means that service which provides for the incidental repair, testing, or removal of natural gas piping or fitting annexed to real property. This does not include new installation of gas piping for hot water heaters, boilers, central heating systems, or other natural gas equipment which requires a HVA or PLB license. No other classification or specialty service provides for this function. A firm holding a NGF license is responsible for meeting all applicable tradesman licensure standards.

"Painting and wallcovering contracting" (Abbr: PTC) means that service which provides for the application of materials common to the painting and decorating industry for protective

or decorative purposes, the installation of surface coverings such as vinyls, wall papers, and cloth fabrics. This includes surface preparation, caulking, sanding and cleaning preparatory to painting or coverings and includes both interior and exterior surfaces. The BLD classification and the HIC and CIC specialties also provide for this function.

"Radon mitigation contracting" (Abbr: RMC) means that service which provides for additions, repairs or improvements to buildings or structures, for the purpose of mitigating or preventing the effects of radon gas. This function can only be performed by a firm holding the BLD classification or CIC (for other than one-family and two-family dwellings), FIC (for nonresidential farm buildings) or HIC (for one-family and two-family dwellings) specialty services. No electrical, plumbing, gas fitting, or HVAC functions are provided by this specialty.

"Recreational facility contracting" (Abbr: RFC) means that service which provides for the construction, repair, or improvement of any recreational facility, excluding paving and the construction of buildings, plumbing, electrical, and HVAC functions. The building BLD classification also provides for this function.

"Refrigeration contracting" (Abbr: REF) means that service which provides for installation, repair, or removal of any refrigeration equipment (excluding HVAC equipment). No electrical, plumbing, gas fitting, or HVAC functions are provided by this specialty. This specialty is intended for those contractors who repair or install coolers, refrigerated casework, ice-making machines, *drinking fountains*, cold room equipment, and similar hermetic refrigeration equipment. ~~This function is also provided by~~ The HVAC classification *also provides for this function.*

"Roofing contracting" (Abbr: ROC) means that service which provides for the installation, repair, removal or improvement of materials common to the industry that form a watertight, weather resistant surface for roofs and decks. This includes roofing system components when installed in conjunction with a roofing project, application of dampproofing or waterproofing, and installation of roof insulation panels and other roof insulation systems above roof deck. The BLD classification and the HIC and CIC specialties also provide for this function.

"Sewage disposal systems contracting" (Abbr: SDS) means that service which provides for the installation, repair, improvement, or removal of septic tanks, septic systems, and other on-site sewage disposal systems annexed to real property.

"Swimming pool construction contracting" (Abbr: POL) means that service which provides for the construction, repair, improvement or removal of in-ground swimming pools. The BLD classification and the RFC specialty also provide for this function. No trade related plumbing, electrical, backflow or HVAC work is included in this specialty.

"Vessel construction contracting" (Abbr: VCC) means that service which provides for the construction, repair, improvement, or removal of nonresidential vessels, tanks, or piping that hold or convey fluids other than sanitary, storm,

waste, or potable water supplies. The H/H classification also provides for this ~~service~~ function.

"Water well/pump contracting" (Abbr: WWP) means that service which provides for the installation of a water well system, which includes construction of a water well to reach groundwater, as defined in § 62.1-255 of the Code of Virginia, and the installation of the well pump and tank, including pipe and wire, up to *and including* the point of connection to the plumbing and electrical systems. No other classification or specialty service provides for construction of water wells. This regulation shall not exclude PLB, ELE or HVAC from installation of pumps and tanks.

Note: Specialty contractors engaging in construction which involves the following activities or items or similar activities or items may fall under the ~~specialty service of commercial improvement, home improvement, or farm improvement~~ *CIC, HIC and/or FIC specialty services*, or they may fall under the ~~building~~ BLD classification.

- Appliances
- Awnings
- Blinds
- Bricks
- Bulkheads
- Cabinetry
- Carpentry
- Carpeting
- Casework
- ~~Caulking~~
- Ceilings
- Chimneys
- Chutes
- ~~Concrete~~
- Conduit Rodding
- Curtains
- Curtain Walls
- Decks
- Doors
- Drapes
- Drywall
- Epoxy
- Exterior Decoration
- Facings
- Fences
- Fiberglass
- Fireplaces
- Fireproofing
- Fixtures
- Floor Coverings
- Flooring
- Floors
- Glass
- Glazing
- Grouting
- Grubbing
- Guttering
- Insulation
- Interior Decorating
- Lubrication
- ~~Marble~~
- ~~Masonry~~

Proposed Regulations

Metal Work
Millwrighting
Mirrors
Miscellaneous Iron
Ornamental Iron
~~Painting~~
Partitions
~~Plastic Wall Coverings~~
Protective Coatings
Railings
Rigging
~~Roofing~~
Rubber Linings
Sandblasting
Scaffolding
Screens
Sheet Metal
~~Shingles~~
Shutters
Siding
Skylights
~~Special Coatings~~
~~Stone~~
Storage Bins & Lockers
Stucco
Temperature Controls
Terrazzo
Tile
Vaults
Vinyl Flooring
~~Wall Coverings~~
Wall Panels
Wall Tile
Waterproofing
Weatherstripping
Welding
Windows
Wood Floors

HVAC
Plumbing
~~a. Blast/explosive contracting;~~
~~b. Radon mitigation; and~~
~~c. Water well drilling;~~
Fire sprinkler

5. *Has obtained, pursuant to the tradesman regulations, a master tradesman license as required for those classifications and specialties listed in 18 VAC 50-22-20 and 18 VAC 50-22-30.*

C. ~~Each~~ The firm shall provide information for the past five years prior to application on any outstanding, past-due debts and judgments,; outstanding tax obligations, ~~or~~; defaults on bonds; *or pending or past bankruptcies*. The firm, its qualified individual or individuals, and all members of the responsible management of the firm shall submit information on any past-due debts and judgments or defaults on bonds directly related to the practice of contracting as defined in *Chapter 11* (§ 54.1-1100 *et seq.*) of *Title 54.1* of the Code of Virginia.

D. The firm, the qualified individual, and all members of the responsible management of the firm shall disclose at the time of application any current or previous contractor licenses held in Virginia or in other jurisdictions and any disciplinary actions taken on these licenses, ~~including~~. *This includes but is not limited to any monetary penalties, fines, suspension suspensions, revocation or revocations, surrender of a license in connection with a disciplinary action, or voluntary termination of a license in Virginia or in any other jurisdiction within the five years immediately prior to applying for a Virginia contractor certificate.*

E. In accordance with § 54.1-204 of the Code of Virginia, each applicant shall disclose the following information about the firm, ~~any member~~ *all members* of the responsible management, and the qualified individual or individuals for the firm:

- ~~1. A conviction in any jurisdiction of any felony All misdemeanor convictions within three years of the date of application; and~~
- ~~2. A conviction in any jurisdiction of any misdemeanor within the three years immediately prior to application All felony convictions during their lifetime.~~

Any plea of nolo contendere shall be considered a conviction for purposes of this subsection. The record of a conviction received from a court shall be accepted as prima facie evidence of a conviction or finding of guilt. The board, in its discretion, may deny ~~certification licensure~~ to any applicant in accordance with § 54.1-204 of the Code of Virginia.

18 VAC 50-22-50. Requirements for a Class B license.

A. ~~Every~~ A firm applying for a Class B license must meet the requirements of this section.

B. ~~Every~~ A firm shall name a designated employee who meets the following requirements:

- Is at least 18 years old;

18 VAC 50-22-40. Requirements for a Class C certificate license.

A. ~~Every~~ A firm applying for a Class C certificate license must meet the requirements of this section.

B. For every classification or specialty in which the firm seeks to be ~~certified~~ *licensed*, the firm shall name a qualified individual who meets the following requirements:

- Is at least 18 years old;
- Has a minimum of two years experience in the classification or specialty for which he is the qualifier;
- Is a full-time employee of the firm as defined in this chapter or is a member of the responsible management of the firm; ~~and~~
- Where appropriate, has passed the trade-related examination *or has completed an education and training program approved by the board and required for the specialties listed below:*

*Electrical
Gas fitting*

2. Is a full-time employee of the firm as defined in this chapter, or is a member of responsible management as defined in this chapter;

3. Has passed ~~the General Section and the Virginia Section of the licensing a board-approved~~ examination as required by § 54.1-1108 of the Code of Virginia. ~~An applicant who has passed in another jurisdiction a licensing exam found by the board to be substantially equivalent to the General Section of the Virginia exam, shall only be required to pass the Virginia Section of the board's licensing examination or has been exempted from the exam requirement in accordance with § 54.1-1108.1 of the Code of Virginia; and~~

4. Has followed all rules established by the board or by the testing service acting on behalf of the board with regard to conduct at the examination. Such rules shall include any written instructions communicated prior to the examination date and any oral or written instructions given at the site on the date of the exam.

C. For every classification or specialty in which the firm seeks to be licensed, the firm shall name a qualified individual who meets the following requirements:

1. Is at least 18 years old;
2. Has a minimum of three years experience in the classification or specialty for which he is the qualifier;
3. Is a full-time employee of the firm as defined in this chapter or is a member of the responsible management of the firm; ~~and~~
4. Where appropriate, has passed the trade-related examination ~~or has completed an education and training program~~ approved by the board and required for the classifications and specialties listed below:

- ~~a.~~ Electrical;
- ~~b.~~ Gas fitting;
- ~~c.~~ HVAC;
- ~~d.~~ Plumbing;
- ~~e.~~ Blast/explosive contracting;
- ~~f.~~ Radon mitigation; ~~and~~
- ~~g.~~ Water well drilling;
Fire sprinkler

5. Has obtained, pursuant to the tradesman regulations, a master tradesman license as required for those classifications and specialties listed in 18 VAC 50-22-20 and 18 VAC 50-22-30.

D. Each firm shall submit information on its financial position. Excluding any property owned as tenants by the entirety, the firm shall state a net worth or equity of \$15,000 or more.

E. Each firm shall provide information for the five years prior to application on any outstanding, past-due debts and judgments; outstanding tax obligations; ~~or~~ defaults on bonds; *or pending or past bankruptcies*. The firm, its designated employee, qualified individual or individuals, and all members of the responsible management of the firm shall submit information on any past-due debts and judgments or defaults

on bonds directly related to the practice of contracting as defined in *Chapter 11* (§ 54.1-1100 *et seq.*) of *Title 54.1* of the Code of Virginia.

F. The firm, the designated employee, the qualified individual, and all members of the responsible management of the firm shall disclose at the time of application any current or previous *substantial identities of interest with any* contractor licenses held *issued* in Virginia or in other jurisdictions and any disciplinary actions taken on these licenses, ~~including~~. *This includes but is not limited to any monetary penalties, fines, suspension, revocation, or surrender of a license in connection with a disciplinary action. The board, in its discretion, may deny licensure to any applicant when any of the parties listed above have had a substantial identity of interest (as deemed in § 54.1-1110 of the Code of Virginia) with any firm that has had a license suspended, revoked, voluntarily terminated or surrendered in connection with a disciplinary action in Virginia or any other jurisdiction within the five years immediately prior to applying for a Virginia contractor license.*

G. In accordance with § 54.1-204 of the Code of Virginia, each applicant shall disclose the following information about the firm, designated employee, ~~any member~~ *all members* of the responsible management, and the qualified individual or individuals for the firm:

1. ~~A conviction in any jurisdiction of any felony~~ *All misdemeanor convictions within three years of the date of application; and*
2. ~~A conviction in any jurisdiction of any misdemeanor within the three years immediately prior to application~~ *All felony convictions during their lifetime.*

Any plea of nolo contendere shall be considered a conviction for purposes of this subsection. The record of a conviction received from a court shall be accepted as prima facie evidence of a conviction or finding of guilt. The board, in its discretion, may deny licensure to any applicant in accordance with § 54.1-204 of the Code of Virginia.

18 VAC 50-22-60. Additional Requirements for a Class A license.

A. ~~Every~~ A firm applying for a Class A license shall meet all of the requirements outlined in subsections E, F, and G of 18 VAC 50-22-50 as well as the additional qualifications of this section.

B. ~~The~~ A firm shall name a designated employee ~~shall meet who meets~~ the following requirements:

1. Is a least 18 years old;
2. Is a full-time employee of the firm as defined in this chapter or is a member of the responsible management of the firm *as defined in this chapter; and*
3. Has passed ~~the Advanced Section of the licensing a board-approved~~ examination as required by § 54.1-1106 of the Code of Virginia or has been exempted from the exam requirement in accordance with § 54.1-1108.1 of the Code of Virginia. ~~An applicant who has passed in another jurisdiction a licensing examination found by the~~

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~~board to be substantially equivalent to the General and Advanced Sections of the Virginia exam, shall only be required to pass the Virginia section of the board's licensing examination; and~~

4. ~~Has followed all rules established by the board or by the testing service acting on behalf of the board with regard to conduct at the examination. Such rules shall include any written instructions communicated prior to the examination date and any oral or written instructions given at the site on the day of the exam.~~

C. ~~The qualified individual~~ For every classification or specialty in which the firm seeks to be licensed ~~shall meet, the firm shall name a qualified individual who meets the following requirements:~~

1. Is at least 18 years old;
2. Has a minimum of five years of experience in the classification or specialty for which he is the qualifier;
3. Is a full-time employee of the firm as defined in this chapter or is a member of the firm as defined in this chapter or is a member of the responsible management of the firm; ~~and~~
4. Where appropriate, has passed the trade-related examination ~~or has completed an education and training program approved by the board and required for the classifications and specialties~~ specialties listed below:

- a Blast/explosive contracting;
- ~~b~~ Electrical;
- ~~c~~ Gas fitting;
- ~~d~~ HVAC;
- ~~e~~ Plumbing;
- ~~f~~ Radon mitigation; ~~and~~
- ~~g~~ Water well drilling;
Fire sprinkler

5. ~~Has obtained, pursuant to the tradesman regulations, a master tradesman license as required for those classifications and specialties listed in 18 VAC 50-22-20 and 18 VAC 50-22-30.~~

D. Each firm shall submit information on its financial position. Excluding any property owned as tenants by the entirety, the firm shall state a net worth or equity of \$45,000.

E. ~~The firm shall provide information for the five years prior to application on any outstanding, past-due debts and judgments; outstanding tax obligations; defaults on bonds; or pending or past bankruptcies. The firm, its designated employee, qualified individual or individuals, and all members of the responsible management of the firm shall submit information on any past-due debts and judgments or defaults on bonds directly related to the practice of contracting as defined in Chapter 11 (§ 54.1-1100 et seq.) of Title 54.1 of the Code of Virginia.~~

F. ~~The firm, the designated employee, the qualified individual, and all members of the responsible management of the firm shall disclose at the time of application any current or previous substantial identities of interest with any contractor licenses issued in Virginia or in other jurisdictions~~

~~and any disciplinary actions taken on these licenses. This includes but is not limited to, any monetary penalties, fines, suspensions, revocations, or surrender of a license in connection with a disciplinary action. The board, in its discretion, may deny licensure to any applicant when any of the parties listed above have had a substantial identity of interest (as deemed in § 54.1-1110 of the Code of Virginia) with any firm that has had a license suspended, revoked, voluntarily terminated, or surrendered in connection with a disciplinary action in Virginia or in any other jurisdiction.~~

G. ~~In accordance with § 54.1-204 of the Code of Virginia, each applicant shall disclose the following information about the firm, all members of the responsible management, the designated employee and the qualified individual or individuals for the firm:~~

1. ~~All misdemeanor convictions within three years of the date of application; and~~
2. ~~All felony convictions during their lifetime.~~

~~Any plea of nolo contendere shall be considered a conviction for purposes of this subsection. The record of a conviction received from a court shall be accepted as prima facie evidence of a conviction or finding of guilt. The board, in its discretion, may deny licensure to any applicant in accordance with § 54.1-204 of the Code of Virginia.~~

18 VAC 50-22-80. Examinations.

All examinations required for licensure shall be approved by the board and provided by the board; or a testing service acting on behalf of the board, or another governmental agency or organization. ~~The examination fee shall consist of the administration expenses of the Department of Professional and Occupational Regulation ensuing from the board's examination procedures and contract charges. Exam service contracts shall be established through competitive negotiation in compliance with the Virginia Public Procurement Act (§ 11-35 et seq. of the Code of Virginia). The current examination shall not exceed a cost of \$100 per element to the candidate.~~

18 VAC 50-22-100. Fees.

Each check or money order shall be made payable to the Treasurer of Virginia. All fees required by the board are nonrefundable. In the event that a check, money draft or similar instrument for payment of a fee required by statute or regulation is not honored by the bank or financial institution named, the applicant or regulant shall be required to remit fees sufficient to cover the original fee, plus the additional processing charge specified below:

Fee Type	When Due	Amount Due
Class C Initial Certificate License	with certificate license application	\$65
Class B Initial License	with license application	\$85
Class A Initial License	with license application	\$100
Declaration of Designated Employee	with license application	\$25
Qualified Individual Exam Fee	with exam application	\$20
Class B Exam Fee	with exam application	

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Class A Exam Fee	(\$20 per section) with exam application	\$40
Water Well Exam	(\$20 per section) with exam application	\$60
Dishonored Check Fee	with replacement check	\$40
		\$25

Note: A \$25 Recovery Fund assessment is also required with each initial license application. If the applicant does not meet all requirements and does not become licensed, this assessment will be refunded. The *examination* fees for ~~examinations~~ approved by the board but administered by another governmental agency or organization shall be determined by that agency or organization.

18 VAC 50-22-110. Renewal required.

Licenses/~~certificates~~ issued under this chapter shall expire two years from the last day of the month in which they were issued, as indicated on the license/~~certificate~~.

18 VAC 50-22-120. Procedures for renewal.

The Department of Professional and Occupational Regulation will mail a *notice of renewal application* to the licensee/~~certificate holder~~ at the last known address of record. Failure to receive this notice shall not relieve the licensee/~~certificate holder~~ of the obligation to renew. If the licensee/~~certificate holder~~ does not receive the *notice of renewal application*, a copy of the license/~~certificate~~ may be substituted with the required fee.

18 VAC 50-22-130. Qualifications for renewal.

A. *The license holder's completed renewal form and appropriate fees must be received within 30 days of the license expiration date in order to renew the license. Applications and fees received after the 30-day period will be processed in accordance with Part IV (18 VAC 50-22-160 et seq.) of this chapter.*

B. Applicants for renewal of a Class C ~~certificate~~ license shall continue to meet all of the qualifications for ~~certification~~ license set forth in 18 VAC 50-22-40. Applicants for renewal of a Class B license shall continue to meet all of the qualifications for licensure set forth in 18 VAC 50-22-50. Applicants for renewal of a Class A license shall continue to meet all of the qualifications for licensure set forth in 18 VAC 50-22-60.

18 VAC 50-22-140. Renewal fees.

Each check or money order should be made payable to the Treasurer of Virginia. All fees required by the board are nonrefundable.

In the event that a check, money draft, or similar instrument for payment of a fee required by statute or regulation is not honored by the bank or financial institution named, the applicant or regulant shall be required to remit fees sufficient to cover the original fee, plus the additional processing charge specified below:

Fee Type	When Due	Amount Due
Class C Renewal	with renewal application	\$50
Class B Renewal	with renewal application	\$70

Class A Renewal	with renewal application	\$90
Dishonored Check Fee	with replacement check	\$25

The date on which the renewal fee is received by the Department of *Professional and Occupational Regulation* or its agent shall determine whether the licensee/~~certificate holder~~ is eligible for renewal or must apply for reinstatement. ~~If the renewal application and fee are not received within 30 days of the expiration date of the license, the licensee/certificate holder will be required to reinstate the license/certificate.~~

18 VAC 50-22-150. Board discretion to deny renewal.

A. The board may deny renewal of a license/~~certificate~~ for the same reasons as it may refuse initial licensure/~~certification~~ or discipline a licensee/~~certificate holder~~. The licensee/~~certificate holder~~ has a right to appeal any such action by the board under the Administrative Process Act (§ 9-6.14:1 et seq. of the Code of Virginia).

B. Failure to timely pay any monetary penalty, reimbursement of cost, or other fee assessed by consent order or final order ~~shall~~ *may* result in delaying or withholding services provided by the department such as, but not limited to, renewal, reinstatement, ~~transfer of a license/certificate~~, processing a new application, or exam administration.

18 VAC 50-22-160. Reinstatement required.

Should the Department of Professional and Occupational Regulation fail to receive a licensee's/~~certificate~~ license holder's renewal ~~application or form and appropriate~~ fees within 30 days of the license/~~certificate~~ expiration date, the licensee/~~certificate holder~~ shall be required to reinstate the license/~~certificate~~. Applicants for reinstatement of a Class C license shall meet the requirements of 18 VAC 50-22-130. Applicants for reinstatement of a Class B license shall continue to meet the qualifications for licensure set forth in 18 VAC 50-22-50. Applicants for reinstatement of a Class A license shall continue to meet all the qualifications for licensure set forth in 18 VAC 50-22-60.

18 VAC 50-22-170. Reinstatement fees.

Each check or money order should be made payable to the Treasurer of Virginia. All fees required by the board are nonrefundable. In the event that a check, money draft, or similar instrument for payment of a fee required by statute or regulation is not honored by the bank or financial institution named, the applicant or regulant shall be required to remit fees sufficient to cover the original fee, plus the additional processing charge specified below:

Fee type	When Due	Amount Due
Class C Reinstatement	with reinstatement application	\$90 \$140*
Class B Reinstatement	with reinstatement application	\$400 \$170*
Class A Reinstatement	with reinstatement application	\$400 \$190*
Dishonored Check Fee	with replacement check	\$25

* ~~In addition to~~ *Includes* renewal fee listed in 18 VAC 50-22-140.

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The date on which the reinstatement fee is received by the Department of *Professional and Occupational Regulation* or its agent shall determine whether the licensee is eligible for reinstatement or must apply for a new license/certificate and meet the entry requirements in place at the time of that application. In order to ensure that licensees/certificate holders are qualified to practice as contractors, no reinstatement will be permitted once six months from the expiration date of the license/certificate has passed.

18 VAC 50-22-180. Status of licensee/certificate holder during the period prior to reinstatement.

A. When a license/certificate is reinstated, the licensee/certificate shall continue to have the same license/certificate number and shall be assigned an expiration date two years from the previous expiration date of the license/certificate.

B. A contractor who reinstates his license/certificate shall be regarded as having been continuously licensed/certified without interruption. Therefore:

1. The contractor shall remain under the disciplinary authority of the board during this entire period and may be held accountable for his activities during this period.
2. A consumer who contracts with a contractor during the period between the expiration of the license/certificate and the reinstatement of the license/certificate shall not be prohibited from making a claim on the Virginia Contractor Transaction Recovery Fund.

A contractor who fails to reinstate his license shall be regarded as unlicensed/uncertified from the expiration date of the license/certificate forward.

Nothing in this chapter shall divest the board of its authority to discipline a contractor for a violation of the law or regulations during the period of time for which the contractor was licensed/certified.

18 VAC 50-22-190. Board discretion to deny reinstatement.

A. The board may deny reinstatement of a license/certificate for the same reasons as it may refuse initial licensure/certification or discipline a licensee/certificate holder. The licensee/certificate holder has a right to appeal any such action by the board under the Administrative Process Act (§ 9-6.14:1 et seq. of the Code of Virginia).

B. Failure to timely pay any monetary penalty, reimbursement of cost or other fee assessed by consent order or final order shall result in delaying or withholding services provided by the department such as, but not limited to, renewal, reinstatement, ~~transfer of a license, certificate,~~ processing of a new application, or exam administration.

PART V.
STANDARDS OF PRACTICE AND CONDUCT.

~~Article 1-~~
~~Revocation, Suspension, and Fines.~~

18 VAC 50-22-200. Revocation or suspension; fines.

The board may revoke or suspend a license/certificate or fine a licensee/certificate holder when a licensee/certificate holder has been found to have violated or cooperated with others in violating any provision of Chapter 11 (§ 54.1-1100 et seq.) of Title 54.1 of the Code of Virginia, or any regulation of the board.

~~Article 2-~~
~~Maintenance of License/Certificate.~~

18 VAC 50-22-210. ~~Transfer of license/certificate prohibited~~ Change of business entity requires a new license.

Licenses/certificates are issued to firms as defined in this chapter *and are not transferable*. Whenever the legal business entity holding the license is dissolved or altered to form a new business entity, *the firm shall apply for a new license is required, on a form provided by the board, within 30 days of the change in the business entity*. Such changes include but are not limited to:

1. Death of a sole proprietor;
2. Death or withdrawal of a general partner in a general partnership or the managing partner in a limited partnership; and
3. *Formation or dissolution of a corporation, a limited liability company, or an association or any other business entity recognized under the laws of the Commonwealth of Virginia.*

18 VAC 50-22-220. Change of responsible management, designated employee, or qualified individual.

A. Any change in the officers of a corporation, managers of a limited liability company, or officers or directors of an association shall be reported to the board in writing within 90 days of the change.

B. Any change of designated employee shall be reported on a form provided by the board within ~~45~~ 90 days of the change. The new designated employee for a Class B licensee shall meet the requirements of 18 VAC 50-22-50 B. The new designated employee for a Class A licensee shall meet the requirements of 18 VAC 50-22-60 B.

C. Any change of qualified individual shall be reported on a form provided by the board within 45 days of the change. The new qualified individual for a Class C certificate holder shall meet the requirements of 18 VAC 50-22-40 B. The new qualified individual for a Class B licensee shall meet the requirements of § 18 VAC 50-22-50 C. The new qualified individual for a Class A licensee shall meet the requirements of 18 VAC 50-22-60 C.

18 VAC 50-22-230. Change of name or address.

A. A licensee/~~certificate holder~~ must operate under the name in which the license/~~certificate~~ is issued. Any name change shall be reported in writing to the board within 30 days of the change. The board shall not be responsible for the licensee's/~~certificate holder's~~ failure to receive notices or correspondence due to the licensee's/~~certificate holder's~~ not having reported a change of name.

B. Any change of address shall be reported in writing to the board within 30 days of the change. The board shall not be responsible for the licensee's/~~certificate holder's~~ failure to receive notices or correspondence due to the licensee's/~~certificate holder's~~ not having reported a change of address.

18 VAC 50-22-240. Deletion or addition of a classification or specialty.

A. A licensee/~~certificate holder~~ wishing to delete a classification or specialty from its license shall notify the board in writing. If a licensee has only one classification or specialty, deletion of that classification or specialty will result in termination of the license/~~certificate~~.

B. A licensee/~~certificate holder~~ wishing to add a classification or specialty to its license/~~certificate~~ shall complete a form provided by the board. A Class C ~~certificate holder~~ licensee seeking an additional classification or specialty shall meet the requirements of 18 VAC 50-22-40 B for the new classification or specialty. A Class B licensee seeking an additional classification or specialty shall meet the requirements of 18 VAC 50-22-50 C for the new classification or specialty. A Class A licensee seeking an additional classification or specialty shall meet the requirements of 18 VAC 50-22-60 C for the new classification or specialty.

18 VAC 50-22-250. Fees.

Each check or money order should be made payable to the Treasurer of Virginia. All fees required by the board are nonrefundable. In the event that a check, money draft, or similar instrument for payment of a fee required by statute or regulation is not honored by the bank or financial institution named, the applicant or regulant shall be required to remit fees sufficient to cover the original fee, plus the additional processing charge specified below:

Fee Type	When Due	Amount Due
Change of Designated Employee	with change form	\$25
Change of Qualified Individual	with change form	\$25
Addition of Classification or Specialty	with addition application	\$25
Certification of Licensure/Certificate	with written request	\$25
Dishonored Check Fee	with replacement check	\$25

18 VAC 50-22-260. Filing of charges; prohibited acts.

A. All complaints against contractors may be filed with the Department of Professional and Occupational Regulation at any time during business hours, pursuant to § 54.1-1114 of the Code of Virginia.

B. The following are prohibited acts:

1. Failure in any material way to comply with provisions of Chapter 1 (§ 54.1-100 et seq.) or Chapter 11 (§ 54.1-1100 et seq.) of Title 54.1 of the Code of Virginia or the regulations of the board.

2. Furnishing substantially inaccurate or incomplete information to the board in obtaining, renewing, reinstating, or maintaining a license/~~certificate~~.

3. ~~Where~~ Failure of the responsible management, designated employee, or qualified individual ~~has failed~~ to report to the board, in writing, the suspension or revocation of a contractor license by another state or ~~his~~ conviction in a court of competent jurisdiction of a building code violation.

4. Publishing or causing to be published any advertisement relating to contracting which contains an assertion, representation, or statement of fact that is false, deceptive, or misleading.

5. ~~Gross~~ Negligence ~~and/or incompetence~~ in the practice of contracting.

6. Misconduct in the practice of contracting.

7. A finding of improper or dishonest conduct in the practice of ~~his profession~~ contracting by a court of competent jurisdiction.

8. Failure of all those who engage in residential contracting, excluding subcontractors to the contracting parties and those who engage in routine maintenance or service contracts, to make use of a legible written contract clearly specifying the terms and conditions of the work to be performed. For the purposes of this chapter, residential contracting means construction, removal, repair, or improvements to single-family or multiple-family residential buildings, including accessory-use structures as defined in § 54.1-1100 of the Code of Virginia. Prior to commencement of work or acceptance of payments, the contract shall be signed by both the consumer and the licensee/~~certificate holder~~ or his agent. ~~At a minimum the contract shall specify or disclose the following:~~

9. Failure of those engaged in residential contracting as defined in this chapter to comply with the terms of a written contract which contains the following minimum requirements:

a. When work is to begin and the estimated completion date;

b. A statement of the total cost of the contract and the amounts and schedule for progress payments including a specific statement on the amount of the down payment;

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- c. A listing of specified materials and work to be performed, which is specifically requested by the consumer;
 - d. A "plain-language" exculpatory clause concerning events beyond the control of the contractor and a statement explaining that delays caused by such events do not constitute abandonment and are not included in calculating time frames for payment or performance;
 - e. A statement of assurance that the contractor will comply with all local requirements for building permits, inspections, and zoning;
 - f. Disclosure of the cancellation rights of the parties;
 - g. For contracts resulting from a door-to-door solicitation, a signed acknowledgment by the consumer that he has been provided with and read the Department of Professional and Occupational Regulation statement of protection available to him through the Board for Contractors;
 - h. Contractor's name, address, license/certificate number, expiration date, class of license/certificate, and classifications or specialty services; and
 - i. Statement providing that any modification to the contract, which changes the cost, materials, work to be performed, or estimated completion date, must be in writing and signed by all parties.
- ~~9-~~ 10. Failure to make prompt delivery to the consumer before commencement of work of a fully executed copy of the contract as described in ~~subdivision~~ *subdivisions 8 and 9* of this ~~section~~ *subsection* for construction or contracting work.
- ~~40-~~ 11. Failure of the contractor to maintain for a period of ~~three~~ *five* years from the date of contract a complete and legible copy of all documents relating to that contract, including, but not limited to, the contract and any addenda or change orders.
- ~~44-~~ 12. Refusing or failing, upon request ~~or demand~~, to produce to the board, or any of its agents, any document, book, record, or copy of it in the licensee's/certificate holder's possession concerning a transaction covered by this chapter or for which the licensee/certificate holder is required to maintain records, ~~or~~.
13. Failing to respond to an investigator *or providing false, misleading or incomplete information to an investigator* seeking information in the investigation of a complaint filed with the board against the contractor.
- ~~42-~~ 14. Abandonment, ~~or the intentional and unjustified failure to complete work contracted for, or the retention or misapplication of funds paid, for which work is either not performed or performed only in part. (defined as the unjustified cessation of work under the contract for a period of 30 days or more shall be considered evidence of abandonment.)~~
15. *The intentional and unjustified failure to complete work contracted for and/or to comply with the terms in the contract.*
16. *The retention or misapplication of funds paid, for which work is either not performed or performed only in part.*
- ~~43-~~ 17. Making any misrepresentation or making a false promise ~~of a character likely to that might~~ influence, persuade, or induce.
- ~~44-~~ 18. Assisting ~~an unlicensed/uncertified contractor~~ *another* to violate any provision of Chapter 1 (§ 54.1-100 et seq.) or Chapter 11 (§ 54.1-1100 et seq.) of Title 54.1 of the Code of Virginia, or this chapter; or combining or conspiring with or acting as agent, partner, or associate ~~for an unlicensed/uncertified contractor~~ *another*.
- ~~45-~~ 19. Allowing a firm's license/certificate to be used by ~~an unlicensed/uncertified contractor~~ *another*.
- ~~46-~~ 20. Acting as or being an ostensible licensee/certificate holder for undisclosed persons who do or will control or direct, directly or indirectly, the operations of the licensee's/certificate holder's business.
- ~~47-~~ ~~Where~~ 21. *Action by the firm*, responsible management as defined in this chapter, designated employee or qualified individual ~~have offered to offer, given give, or promised promise~~ anything of value or benefit to any federal, state, or local employee for the purpose of influencing that employee to circumvent, in the performance of his duties, any federal, state, or local law, regulation, or ordinance governing the construction industry.
- ~~48-~~ 22. Where the firm, responsible management as defined in this chapter, designated employee or qualified individual has been convicted or found guilty, after initial licensure/certification, regardless of adjudication, in any jurisdiction, of any felony or of any misdemeanor, there being no appeal pending therefrom or the time of appeal having elapsed. Any plea of guilty or nolo contendere shall be considered a conviction for the purposes of this subdivision. The record of a conviction received from a court shall be accepted as prima facie evidence of a conviction or finding of guilt.
- ~~49-~~ ~~Having failed~~ 23. *Failure* to inform the board in writing, within 30 days, that the firm, a member of its responsible management as defined in this chapter, its designated employee, or its qualified individual has pleaded guilty or nolo contendere or was convicted and found guilty of any felony or of a Class 1 misdemeanor or any misdemeanor conviction for activities carried out while engaged in the practice of contracting.
- 20- 24. Having been disciplined by any county, city, town, or any state or federal governing body *including action by the Virginia Department of Health*, which action shall be reviewed by the board before it takes any disciplinary action of its own.
- 24- 25. Failure to ~~comply with~~ *abate a violation of the Virginia Uniform Statewide Building Code, as amended.*

~~22.~~ 26. Failure of a contractor to comply with the notification requirements of the Virginia Underground Utility Prevention Act, Chapter 10.3 (§ 56-265.14 et seq.) of Title 56 of the Code of Virginia (Miss Utility).

~~23.~~ 27. Practicing in a classification or specialty service for which the contractor is not licensed/certified.

~~24.~~ After January 1, 1996, failure to include the contractor's license/certificate number and class on all business cards and flyers and in all classified and display advertisements in newspapers and in telephone directories and in written contracts.

28. Failure to satisfy any judgments.

29. Contracting with an unlicensed or improperly licensed contractor or subcontractor in the delivery of contracting services.

30. Failure to honor the terms and conditions of a warranty.

31. Failure to obtain written change orders, which are signed by both the consumer and the licensee or his agent, to an already existing contract.

18 VAC 50-22-270. Accountability of licensee/certificate holder.

Whenever a licensee/certificate holder offers or performs any services in Virginia related to his profession, regardless of the necessity to hold a license/certificate to perform that service, he shall be subject to the provisions of this chapter.

NOTICE: The forms used in administering 18 VAC 50-22-10 et seq., Board for Contractors Regulations, are not being published due to the large number; however, the name of each form is listed below. The forms are available for public inspection at the Board for Contractors, 3600 W. Broad Street, Richmond, Virginia, or at the office of the Registrar of Regulations, General Assembly Building, 2nd Floor, Richmond, Virginia.

FORMS

~~Board for Contractors License Application, CONLIC (10/96).~~

~~Board for Contractors Change of Qualified Individual Application, CONCHQI (10/96).~~

~~Board for Contractors Change of Designated Employee Application, CONCHDE (10/96).~~

~~Board for Contractors Addition of License Classification and Specialty Designation Application, CONADCL (10/96).~~

~~Contractors License Application Package Class A and Class B.~~

~~Contractors License Application, RBC-4 (eff. 7/1/92).~~

~~Bank Reference Form, SBC:B (eff. 7/1/92).~~

~~Credit Reference Form, SBC:G (eff. 7/1/92).~~

~~Experience Reference Form, SBC:O (eff. 7/1/92).~~

~~"Pink Sheet", CONT1:INF (eff. 7/1/92).~~

~~Contractor's License Application Class C Instructions.~~

~~Class C Contractor's Application Required Documentation.~~

~~Class C Contractor's Application Trade-Related Examinations and Qualifications, CON1:Exam (eff. 9/93).~~

~~Class C Certificate Application, CONT2 (eff. 4/94).~~

~~Board for Contractors Bank Reference, CONBREF (eff. 4/94).~~

~~Board for Contractors Credit Reference, CONGREF (eff. 4/94).~~

~~Board for Contractors Experience Reference, CONEREF (eff. 4/94).~~

~~Contractors Designated Employee Declaration Application, RBC-5 (eff. 7/1/92).~~

~~Contractors Change of Corporate Officers Application, RBC-5.1 (eff. 7/1/92).~~

~~Contractors License Classification or Specialty Service Addition Application, RBC-14 (eff. 7/1/92).~~

~~Contractors Licensing Staff Certificate of Termination, RBC-7.1 (eff. 7/1/92).~~

~~Introduction, 27INTRO (6/16/00).~~

~~Trade-Related Examinations and Qualifications Information, 27EXINFO (6/16/00).~~

~~License Application, 27LIC (6/16/00).~~

~~Sample.~~

~~Sample Guidelines.~~

~~Financial Statement, 27FINST (6/16/00).~~

~~Additional License Classification/Specialty Designation Application, 27ADDCL (6/16/00).~~

~~Change of Qualified Individual Application, 27CHQI (6/16/00).~~

~~Change of Designated Employee Application, 27CHDE (6/16/00).~~

~~Change of Corporate Officers Form, 27CHCO (6/16/00).~~

~~Experience Reference, 27EP (6/16/00).~~

~~Candidate Information Bulletin, P:...\\CIB\\VA\\Contractor CIB.doc (2/25/00).~~

~~Contractor Examination Application.~~

~~Building Technical Examination Requirements (4/18/00).~~

~~Certificate of License Termination, 27TERM (6/16/00).~~

VA.R. Doc. No. R00-70; Filed December 12, 2000, 11:57 a.m.

Proposed Regulations

BOARD OF MEDICINE

Title of Regulation: 18 VAC 85-120-10 et seq. **Regulations Governing the Certification of Athletic Trainers.**

Statutory Authority: §§ 54.1-2400 and 54.1-2957.4 of the Code of Virginia.

Public Hearing Date: January 26, 2001 - 1 p.m.

Public comments may be submitted until March 3, 2001.
(See Calendar of Events section for additional information)

Basis: Section 54.1-2400 of the Code of Virginia establishes the general powers and duties of health regulatory boards, including the responsibility to establish qualifications for licensure, to set fees and schedules for renewal, to establish requirements for an inactive license and to promulgate regulations, in accordance with the Administrative Process Act, that are reasonable and necessary to effectively administer the regulatory system.

Section 54.1-2957.4 of the Code of Virginia requires the board to promulgate such regulations as may be necessary for the certification of athletic trainers and the issuance of certificates to athletic trainers to practice in the Commonwealth. The board's regulations shall assure the competence and integrity of any person claiming to be an athletic trainer or who engages in the practice of athletic training.

Section 54.1-2912.1 of the Code of Virginia requires the board to prescribe requirements to ensure continued competency for practitioners it regulates.

Purpose: SJR 122, a study resolution passed by the 1998 Session of the General Assembly, was prompted by a concern that the role of the athletic trainer has become increasingly significant to the safety and well-being of an expanding number of physically active individuals, especially minors participating in organized athletics. Although private credentialing existed, such certification was not mandatory, and athletic trainers who were not nationally certified may have no particular education or training qualifications. It was felt that this lack of regulation may pose a threat to the public in that athletic trainers are often the first responders to injuries at sporting and training events and must often make immediate, independent, and even life-threatening judgments as to the severity of those injuries.

Following recommendations of the study report in Senate Document No. 10 (1999), legislation was introduced and passed in the 1999 Session of the General Assembly to mandate certification of athletic trainers and the promulgation of regulations for that purpose (Chapters 639, 682, and 747). No person employed as an athletic trainer prior to June 30, 1999, is required to obtain certification to continue to be employed until July 1, 2002.

Regulations provide the criteria for certification, including the education and examination necessary to obtain the credential of Athletic Trainer, Certified from the National Athletic Trainers Association Board of Certification. Such a standard is essential to ensure that certified athletic trainers have the knowledge and skills to provide services that will protect the

health, safety and welfare of the population they serve. Provisions are also set forth in regulation for supervision of persons who are providing services as student trainers or provisional trainers in order to protect the public from inappropriate or harmful treatment.

Substance: All sections of these regulations are new; the provisions are as follows:

18 VAC 85-120-10. Definitions. Definitions as necessary for clarity and compliance are provided.

18 VAC 85-120-20. Public participation. Reference is given to board regulations for public participation in the regulatory process that apply to all professions regulated by the Board of Medicine.

18 VAC 85-120-30. Current name and address. A provision is established requiring each certificate holder to keep the board informed of current name and address.

18 VAC 85-120-40. General requirements. This section explicitly prohibits practice as an athletic trainer without certification from the board except as provided in § 54.1-2957.6 of the Code of Virginia.

18 VAC 85-120-50. Application. Provisions of the regulation set forth the requirements for applying for certification.

18 VAC 85-120-60. Educational requirements. The education requirements for an applicant for certification include graduation from an accredited program or completion of an internship that qualifies a person to be credentialed as a certified athletic trainer from the national certifying body.

18 VAC 85-120-70. Examination requirements. An applicant for certification must submit evidence of passage of the national entry level examination for athletic trainers.

18 VAC 85-120-80. Provisional certification. Provisions are set forth for a graduate of an educational program to be granted provisional certification while waiting the results of the certifying examination. Provisional certification ends upon receipt of the examination results or after one year, whichever comes first.

18 VAC 85-120-90. Renewal of certificate. Requirements for a biennial renewal are listed to include payment of a renewal fee and attestation of current certification by NATABOC, the national credentialing body in athletic training.

18 VAC 85-120-100. Reinstatement. Requirements for reinstatement of a certificate that has been lapsed from more than two years or has been revoked by the board are established in this section.

18 VAC 85-120-110. Individual responsibilities. The responsibilities of an individual athletic trainer for his patient are set forth in this section.

18 VAC 85-120-120. General responsibilities. This section sets out the responsibility of a certified athletic trainer for the actions of persons under his supervision and direction to include assurance that they do not perform functions that require professional judgement or discretion in the practice of athletic training.

18 VAC 85-120-130. Supervisory responsibilities. Subsection A of this section establishes the responsibilities and requirements for an athletic trainer in the supervision of a person with provisional certification. Subsection B establishes the responsibilities and requirements for an athletic trainer in the supervision of a student athletic trainer.

18 VAC 85-120-140. Violations. This section provides that violations of Chapter 29 of Title 54.1 of the Code of Virginia may subject a certificate holder to sanctions as determined by the board.

18 VAC 85-120-150. Fees. This section sets forth the fees necessary for regulation of this profession to include an application fee, biennial renewal fee, reinstatement fee and miscellaneous fees.

Issues: Amendments to Chapter 29 of Title 54.1 establish a definition of the practice of athletic training, set certain requirements for certification of the profession and authorize the board to establish "appropriate training and educational credentials for the practice of athletic training." The board was guided by the Advisory Board on Athletic Training, which is representative of the various practice settings for the profession and of the diversity in geography and available educational and experiential resources in the state.

Some of the issues addressed during the development of regulations included:

1. Which examination or examinations should be required as specified in § 54.1-2957.4?

While the Code of Virginia mandates that criteria for certification shall include an examination, it provides several options from which the board may choose. The option most likely to provide a nationally and professionally recognized minimal standard is passage of the certifying examination administered by the National Athletic Trainers' Association Board of Certification (NATABOC) resulting in certification as an athletic trainer by the professional credentialing association for athletic trainers, the National Athletic Trainers' Association (NATA). Of the estimated 900 athletic trainers in Virginia, over 500 are already NATA certified.

The examination is comprised of five practice areas (i.e., content domains) resulting from the latest role delineation study conducted in 1995. The content domains are as follows: (i) prevention of athletic injuries; (ii) recognition, evaluation and immediate care of athletic injuries; (iii) rehabilitation and reconditioning of athletic injuries; (iv) health care administration; and (v) education and counseling. Each of these content domains is broken down further into constituent tasks.

The NATABOC certification examination is administered five times a year in various locations in the state, including Richmond and Falls Church. The advisory board considered the issue of an examination as mandated by the Code of Virginia and as necessary to ensure a standard of minimal competency to practice.

2. What training and educational credentials should be required for certification?

Prior to being allowed to sit for the NATABOC examination, national certification standards require that a candidate be a graduate of a NATA-approved entry level program of study in athletic training education accredited by the Commission on Accreditation of Allied Health Education Programs (CAAHEP). Graduates must complete their program within two years, have a baccalaureate degree from a college or university, and complete at least 800 hours of supervised athletic training experience.

Those who have not completed an accredited program must complete an internship of 1,500 hours of supervised experience with at least 1,000 hours in a traditional athletic training setting at the interscholastic, intercollegiate or professional sports level. The additional 500 hours may be attained in an allied clinical setting and/or sports camp under the supervision of a certified trainer. The intern must also complete certain specific didactic educational requirements with one course in each of the following areas: Health, Human Anatomy, Kinesiology/Biomechanics; Human Physiology; Physiology of Exercise; Basic Athletic Training and Advanced Athletic Training.

Accredited programs exist at Old Dominion University, University of Virginia, and James Madison University. In addition, there are currently unaccredited undergraduate programs at Virginia Commonwealth University, Shenandoah University, Norfolk State University, Liberty University, Hampton University, Longwood College, and several others.

The NATA has already announced that after January 1, 2004, it will not accept internship credentials in lieu of graduating from an accredited educational program. In anticipation of the NATA phase-out of the internship as a route to national certification, Virginia Commonwealth University and the College of William and Mary have begun the process of applying for program accreditation. Others schools with undergraduate programs are expected to also become accredited.

The advisory board considered the availability and distribution of accredited courses throughout the state in its recommendation of educational requirements for certification by the Board of Medicine.

3. How can regulations be promulgated that will adequately protect the public and meet the statutory mandate without unduly limiting access to care in some areas of the state?

Knowing that many persons currently working as athletic trainers would need some time to meet the criteria for certification, the legislation specified that no person employed as a trainer prior to June 30, 1999, would have to obtain certification from the board prior to July 1, 2002, in order to continue to be employed. In addition, the Code of Virginia specifies that persons who practice as athletic trainers have 90 days after the effective date of the regulations in which to fulfill the certification requirements. Therefore, athletic trainers in the Commonwealth have at least three years in which to become NATA certified or to gain the credentials necessary to meet the requirements of the board.

As a means of making specific course offerings available to persons who will seek to become credentialed prior to 2004 (the date on which the educational requirements for NATA

Proposed Regulations

certification will change), the advisory board may work with other agencies of the state and with the secondary principals' association to encourage distance learning opportunities. Since the Virginia High School League supported the legislation mandating certification, it is likely that that group would also be supportive of efforts to get persons certified who are currently providing athletic training services in the public schools.

4. What should the board require to ensure the continuing competency of athletic trainers?

In compliance with § 54.1-2912.1 of the Code of Virginia, the Board of Medicine must provide some measure of continuing competency for all professionals under its regulatory authority. The issue was to determine the nature and type of continuing learning activities or courses that are necessary to minimally assure the board that a practitioner is being exposed to new technologies and improved practices in the profession. The advisory board recommended and the board adopted the standard for evidence of continued competency to be current certification by NATABOC. That body requires 80 hours of continuing education, including recertification in CPR, every three years; adherence to the NATABOC Standards of Professional Practice; maintenance of a continuing education folder; and submission of an annual CEU maintenance fee of \$40 or payment of NATA annual dues of \$185.

5. What fees should the board require in order to fund the regulatory and disciplinary program for athletic trainers?

The Department of Health Professions has developed "Principles for Fee Development" to which all boards should adhere in the consideration of a fee structure for any set of regulations. Within those principles, the Board of Medicine has delineated a three-tiered structure for the various professions it regulates. The first tier consists of medical doctors, chiropractors, podiatrists, and osteopaths, who have a high degree of independent practice and relatively high number of disciplinary cases. The second tier consists of physical therapists, occupational therapists, radiologic technologists, physician assistants, licensed acupuncturists, and respiratory care practitioners, who practice independently but usually work within organizations and have a relatively low level of disciplinary cases. The third level consists of radiologic technologists-limited and physical therapist assistants, who do practice only under supervision and who also have a low level of disciplinary cases.

In the promulgation of regulations, the board determined that fees for athletic trainers should be equated with the fees set for professions in the second tier of regulated entities.

6. What should be the parameters and requirements for supervision by athletic trainers of persons who work under their direction?

In determining the appropriate level of supervision, the advisory board had to balance reality and availability of services with competency and public safety. Obviously, the range of ability and experience of uncertified persons working with a certified athletic trainer is immense -- from the adult who has completed all course work and internship hours to qualify for certification and is just awaiting the results of an

examination to the freshman in high school who is volunteering to be a student athletic trainer for the football team. Likewise, the variety in settings and acuity of patients requires some flexibility in the extent to which the athletic trainer must provide "hands-on" oversight of the services.

To accommodate the variety of personnel, responsibilities and work settings, the board proposed somewhat different regulations for the supervision of persons with provisional certification and those who are student athletic trainers. Supervision of a provisional certificate holder may be by written protocol with provisions for periodic review and evaluation and with guidelines for availability and ongoing communication proportionate to factors such as practice setting and experience. Supervision of a student athletic trainer must be more direct and ongoing and requires the certified trainer to plan, direct and evaluate each activity and delegate only those tasks consistent with the level of competency and experience of the student.

In both cases, the certified athletic trainer remains responsible for the actions of persons engaging in the practice of athletic training under supervision and direction and must ensure that noncertified persons are performing functions that do not require professional judgment or discretion.

Advantages and disadvantages: The primary advantage of recognizing the NATABOC certification examination and educational requirements as the standard for athletic trainers in Virginia is the protection to the public in assuring that persons certified by the Board of Medicine have met the minimal national standard. The use of a nationally recognized examination and certification also allows persons who already have the credential (ATC) and have been working as athletic trainers to become certified by the board without meeting additional requirements (other than submission of an application and fee). Mobility from other states is more accessible with recognition of the NATABOC credential, so both the licensees and the public are better served. The advantage to the agency is that it is not necessary to develop and administer its own examination, which would be both costly and time consuming. Maintenance of NATABOC certification is the most widely accepted method for assuring that athletic trainers continue their education and become knowledgeable about new techniques and technologies. Therefore, the requirement for NATABOC certification as a criteria for renewal of certification in Virginia is advantageous to the public and reasonable for the trainers who need to continually upgrade their knowledge and skills.

The only disadvantage of this standard would be for persons who have been working as athletic trainers but do not have the education and training required to sit for the NATABOC examination. However, the advisory board considered the availability and distribution of accredited courses throughout the state in its recommendation of educational requirements for certification by the Board of Medicine and determined that the proposal was both reasonable and essential for public protection.

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. Legislation passed during the 1999 Session of the General Assembly mandated certification of athletic trainers by the Board of Medicine and the promulgation of regulations for that purpose (Chapters 639, 682, and 747 of the 1999 *Acts of Assembly*). In addition to establishing the education and examination criteria for certification as an athletic trainer, the proposed regulation includes requirements for applying for certification and biennial renewal of certification. Standards of practice are listed for individual practitioners and for those supervising persons with provisional certification or student athletic trainers. Fees for initial certification, biennial renewal, reinstatement of certification, and other miscellaneous services (i.e., duplicate certificates, returned checks, verification to another jurisdiction) are also established.

As of 90 days after the effective date of these regulations, it will be unlawful for any person to practice or hold themselves out as practicing as an athletic trainer unless he holds a certificate as an athletic trainer from the Board of Medicine.¹ A modified grandfather clause included in the statute provides a period of one year for individuals employed prior to June 30, 1999, who do not meet the certification requirements to obtain the necessary training and credentials.²

Estimated economic impact. The 1998 Session of the General Assembly passed SJR 122, requesting that the Board of Health Professions conduct a study on whether the practice of athletic trainers should be regulated. This study was prompted by a concern that the role of athletic trainers has become increasingly important for the safety and well-being of an expanding number of physically active individuals, especially children participating in organized athletics.

Using disciplinary data from other states that regulate athletic trainers, criticality rating results, malpractice insurance information, and actuarial prediction data sources, the study concluded that unregulated athletic trainers may pose a significant risk to the health, safety, and welfare of athletes when performing tasks related to the recognition, evaluation, and immediate care of athletic injuries when no immediate, on-site supervision by a licensed health care provider is available. Criticality scaling methods were used to assess the risk of harm posed by incompetent performance of the tasks that an entry level nationally certified athletic trainer should be competent to perform. When the results for all practice areas were combined, the probability of a severe injury resulting

from an "incompetent" athletic trainer's practice was judged to be eight times more likely than that resulting from a "competent" trainer.³

Acting on the results of this study, the 1999 Session of the General Assembly mandated certification of athletic trainers. Regulation of this profession can be expected to have two economic effects: (i) it will likely enhance the quality of athletic trainer services by guaranteeing that individuals certified to provide those services have met minimum educational and competency standards, and (ii) it will increase the entry costs associated with becoming an athletic trainer in Virginia.

Quality of athletic trainer services. Currently, it is possible for anyone in Virginia to present themselves to the public as an athletic trainer regardless of whether they have had any training or education. However, as discussed in the *Study of the Regulation of Athletic Trainers* (Senate Document No. 10), a panel of experts judged the likelihood of various types of injuries resulting from the practice of athletic training to be significantly higher for "incompetent" (i.e., uncertified) vs. "competent" (i.e., nationally certified) athletic trainers. Therefore, the primary benefit of the proposed regulation is that it establishes the Board of Medicine as a third party guarantor of the professional credentials of certified athletic trainers and reduces the uncertainty and risk that consumers confront when obtaining the services of such individuals.

Increased entry costs. The proposed regulation can also be expected to increase the minimum costs associated with becoming an athletic trainer in Virginia. Currently in Virginia, the costs of becoming an athletic trainer could presumably be zero, although it is likely that employer preferences toward hiring the most qualified applicants induce most athletic trainers to invest in some professional education, even in the absence of the proposed regulation.

Following implementation of the proposed requirements, an applicant must have graduated from an approved program in athletic training or completed an internship and taken seven required courses in the sciences and athletic training to become certified by the Board of Medicine. The costs of entry into this profession will then include expenses necessary to meet the educational and examination requirements, the opportunity cost of time spent pursuing the education and experience requirements, continuing education requirements, and fees (i.e., application, renewal, etc.).

Of the estimated 900 athletic trainers currently practicing in Virginia, 500 are currently nationally certified. Table 1 presents information on the estimated costs for state certification as an athletic trainer.

¹ Code of Virginia § 54.1-2957.4 A.

² Code of Virginia § 54.1-2957.6 B

³ "Study of the Regulation of Athletic Trainers," Senate Document No. 10, 1999, pg. iv.

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Table 1: Estimated Costs for State Certification as an Athletic Trainer

	Educational Costs	Examination	Application Fee	Continuing Education	Biennial Renewal Fee
Currently NATA Certified (500 out of estimated 900 ATs in Virginia)	These individuals have already obtained these requirements at their own choice		\$130	80 hrs of CE every three yrs; \$40 fee or annual NATA dues of \$185	\$135
Graduating from an approved program in athletic training	Four-year college or university tuition	\$300-350	\$130	80 hrs of CE every three yrs; \$40 fee or annual NATA dues of \$185	\$135
Completing internship and seven required courses in the sciences and athletic training	Per-hour charge for coursework; Hours of supervised experience (usually volunteer although some may be compensated for their service)	\$300-350	\$130	80 hrs of CE every three yrs; \$40 fee or annual NATA dues of \$185	\$135
				*CE courses can range from \$0 to several hundred dollars.	

Higher entry costs may reduce the supply of athletic trainers. Provisions in the proposed regulation that allow a period of one year for individuals employed prior to June 30, 1999, to obtain the necessary training and credentials should limit this effect at first. It is clear from the *Study of the Regulation of Athletic Trainers* that the likelihood of injury for those using certified trainers is lower than for those using uncertified trainers, however, it is not known whether individuals participating in sports activities would be better or worse off with an uncertified trainer compared to no trainer at all.

Businesses and entities affected. Anyone practicing as an athletic trainer will be required to have certification beginning in July 2002. The Department of Health Professions estimates that there are approximately 900 individuals currently practicing as athletic trainers in Virginia. Of those, 500 are currently certified by that national organization.

Localities particularly affected. The proposed regulation is not expected to affect any particular localities.

Projected impact on employment. The proposed regulation could potentially reduce the number of individuals practicing as athletic trainers in Virginia.

Effects on the use and value of private property. The proposed regulation is not expected to have any effects on the use and value of private property.

Agency's Response to the Department of Planning and Budget's Economic Impact Analysis: The Board of Medicine concurs with the analysis of the Department of Planning and Budget for 18 VAC 85-120-10 et seq., Regulations Governing the Certification of Athletic Trainers.

Summary:

The proposed regulations establish criteria for board certification of athletic trainers and include educational and examination requirements and submission of an application and fee. Regulations also provide criteria for

biennial renewal of certification, including a renewal fee, and current certification by the national certifying body in athletic training. Standards of practice are set for individual practice and responsibility for supervision of persons holding provisional certification and for student athletic trainers. Fees, as necessary to support the regulatory and disciplinary activities of the board, are established in regulation.

**CHAPTER 120.
REGULATIONS GOVERNING THE CERTIFICATION OF
ATHLETIC TRAINERS.**

**PART I.
GENERAL PROVISIONS.**

18 VAC 85-120-10. Definitions.

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

"Accredited educational program" means a program in athletic training accredited by the Commission on Accreditation of Allied Health Education Programs (CAAHEP) or any other agency approved by the National Athletic Trainers' Association Board of Certification (NATABOC) for its entry level certification examination or any other organization approved by the board.

"Advisory board" means the Advisory Board on Athletic Training to the board as specified in § 54.1-2957.5 of the Code of Virginia.

"Athletic trainer" or "certified athletic trainer" means a person certified by the Virginia Board of Medicine to engage in the practice of athletic training as defined in § 54.1-2900 of the Code of Virginia.

"Board" means the Virginia Board of Medicine.

"NATABOC" means the National Athletic Trainers' Association Board of Certification.

18 VAC 85-120-20. Public participation.

A separate board regulation, 18 VAC 85-10-10 et seq., Public Participation Guidelines, provides for involvement of the public in the development of all regulations of the Virginia Board of Medicine.

18 VAC 85-120-30. Current name and address.

Each certificate holder shall furnish the board his current name and address. All notices required by law or by these regulations to be mailed by the board to any such certificate holder shall be validly given when mailed to the latest address given to the board. Any change of name or address shall be furnished to the board within 30 days of such change.

PART II.
REQUIREMENTS FOR CERTIFICATION AS AN ATHLETIC
TRAINER.

18 VAC 85-120-40. General requirements.

No person shall practice or hold himself out as practicing as an athletic trainer in the Commonwealth unless certified by the board except as provided in § 54.1-2957.6 of the Code of Virginia.

18 VAC 85-120-50. Application.

An applicant for certification shall submit the following on forms provided by the board:

1. A completed application and fee as prescribed in 18 VAC 85-120-150;
2. Verification of professional education in athletic training as required in 18 VAC 85-120-60;
3. Verification of professional activity as required on the application form;
4. Documentation of passage of the national examination as required in 18 VAC 85-120-70; and
5. If licensed or certified in any other jurisdiction, documentation of practice as an athletic trainer and verification as to whether there has been any disciplinary action taken or pending in that jurisdiction.

18 VAC 85-120-60. Educational requirements.

An applicant for certification shall:

1. Be a graduate of an accredited educational program for athletic trainers; or
2. Have met the educational requirement necessary to hold current credentialing as a Certified Athletic Trainer (ATC) from NATABOC or another credentialing body approved by the board.

18 VAC 85-120-70. Examination requirements.

An applicant for a certificate to practice as a certified athletic trainer shall submit to the board written evidence that the applicant has passed the NATABOC entry level

examination for athletic trainers or its equivalent as determined by the board.

18 VAC 85-120-80. Provisional certification.

A. An applicant who is a graduate of an accredited education program or has fulfilled internship educational requirements through NATABOC and who has applied to take the certification examination may be granted a provisional certificate to practice athletic training under the supervision and control of a certified athletic trainer.

B. The graduate shall submit an application for a provisional certificate to the board for review and approval by the Chair of the Advisory Board on Athletic Training or his designee.

C. The provisional certificate shall expire one year from issuance or upon certification as an athletic trainer by the board, whichever comes first.

PART III.
RENEWAL AND REINSTATEMENT.

18 VAC 85-120-90. Renewal of certificate.

A. Every certified athletic trainer intending to continue his certification shall biennially in each odd-numbered year in his birth month:

1. Register with the board for renewal of his certification;
2. Pay the prescribed renewal fee at the time he files for renewal; and
3. Attest to current NATABOC certification.

B. An athletic trainer whose certificate has not been renewed by the first day of the month following the month in which renewal is required shall pay a late fee as prescribed in 18 VAC 85-120-150.

18 VAC 85-120-100. Reinstatement.

A. In order to reinstate a certificate that has been lapsed for more than two years, an athletic trainer shall file an application for reinstatement, pay the fee for reinstatement of his certificate as prescribed in 18 VAC 85-120-150, and submit to the board evidence of current certification by NATABOC.

B. An athletic trainer whose certificate has been revoked by the board and who wishes to be reinstated shall file a new application to the board and pay the fee for reinstatement of his certificate as prescribed in 18 VAC 85-120-150 pursuant to § 54.1-2921 of the Code of Virginia.

PART IV.
STANDARDS OF PRACTICE.

18 VAC 85-120-110. Individual responsibilities.

The certified athletic trainer's responsibilities are to evaluate the individual being treated, plan the treatment program, and administer and document treatment within the limit of his professional knowledge, judgment and skills and in accordance with the practice of athletic training as set forth in § 54.1-2900 of the Code of Virginia.

Proposed Regulations

18 VAC 85-120-120. General responsibilities.

A. A certified athletic trainer shall be responsible for the actions of persons engaging in the practice of athletic training under his supervision and direction.

B. A certified athletic trainer shall ensure that noncertified persons under his supervision shall not perform those functions that require professional judgment or discretion in the practice of athletic training.

18 VAC 85-120-130. Supervisory responsibilities.

A. The certified athletic trainer supervising the practice of persons holding a provisional certificate issued by the board shall develop a written protocol with the provisional certificate holder to include but not be limited to the following:

1. Provisions for periodic review and evaluation of services being provided, including a review of outcomes for individuals being treated; and
2. Guidelines for availability and ongoing communications proportionate to such factors as practice setting, acuity of population being served, and experience of the provisional certificate holder.

B. The certified athletic trainer supervising the practice of student athletic trainers shall:

1. Provide daily, on-site supervision and shall plan, direct, advise and evaluate the performance and experience of the student trainer.
2. Delegate only nondiscretionary tasks that are appropriate to the level of competency and experience of the student athletic trainer, practice setting and acuity of population being served.

18 VAC 85-120-140. Violations.

Violations of Chapter 29 (§ 54.1-2900 et seq.) of Title 54.1 of the Code of Virginia may subject a certificate holder to sanctions as set forth in § 54.1-2915 of the Code of Virginia.

PART V. FEES.

18 VAC 85-120-150. Fees.

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

B. The following fees have been adopted by the board:

1. The application fee shall be \$130.
2. The fee for renewal of certification shall be \$135 and shall be due in the licensee's birth month, in each odd-numbered year.
3. A fee of \$50 for processing a late renewal within one renewal cycle shall be paid in addition to the renewal fee.
4. The fee for reinstatement of a certificate that has expired for two or more years shall be \$180 and shall be submitted with an application for reinstatement.
5. The fee for reinstatement of a certificate pursuant to § 54.1-2921 of the Code of Virginia shall be \$2,000.

6. The fee for a duplicate renewal certificate shall be \$5.00, and the fee for a duplicate wall certificate shall be \$15.

7. The fee for a returned check shall be \$25.

8. The fee for a letter of verification to another jurisdiction shall be \$10.

<p>NOTICE: The forms used in administering 18 VAC 85-120-10 et seq., Regulations Governing the Certification of Athletic Trainers, are listed below and are published following the listing.</p>

FORMS

Instructions for Completing an Athletic Trainer Application (rev.12/00).

Application for a Certificate to Practice Athletic Training (rev.12/00).

Form #A, Claims History Sheet (rev. 12/00).

Form #B, Activity Questionnaire (rev.12/00).

Form #C, Clearance from Other State Boards (rev.12/00).

Form #L, Certificate of Professional Education (rev. 12/00).

License Renewal Notice and Application (rev. 12/00).



COMMONWEALTH OF VIRGINIA
Board of Medicine

Department of Health Professions
6606 West Broad Street, 4th Floor
Richmond, Virginia 23230-1717
(804) 602-7664

Application for a Certificate to Practice Athletic Training

To the Board of Medicine of Virginia:

I hereby make application for a Certificate to practice Athletic Training in the Commonwealth of Virginia and submit the following statements:

1. Name in Full (Please Print or Type)

Last	First	Middle
Street	City	State
Date of Birth	Place of Birth	Social Security No. or VA Control No.*
Ms. Day ____ Yr. ____	School, City, State	MARRIAGE NAME
Graduation Date	Prof. School Degree	
Ms. Day ____ Yr. ____		

Please submit address changes in writing immediately. Please attach check or money order. Application will not be processed without the fee. It will be returned. Do not submit fee without an application. **IT WILL BE RETURNED.**

APPLICANTS DO NOT USE SPACES BELOW THIS LINE - FOR OFFICE USE ONLY

APPROVED BY _____

CLASS	CERTIFICATE NUMBER	SUFFIX	SCHOOL CODE	FEES	HOW REG.	BASE STATE

*In accordance with §16.1-116 Code of Virginia, you are required to submit your Social Security Number or your control number** issued by the Virginia Department of Motor Vehicles in order to be licensed. This number will be used by the Department of Health Professions for identification and will not be your license number. You must also submit your Social Security Number or your control number with other state agencies for child support enforcement activities. NO CERTIFICATE WILL BE ISSUED TO ANY INDIVIDUAL UNLESS HIS OR HER SOCIAL SECURITY NUMBER OR CONTROL NUMBER IS SUBMITTED.

**In order to obtain a Virginia driver's Certificate of Title number, it is necessary to appear in person at an office of the Department of Motor Vehicles in Virginia. A fee and disclosure to DMV of your Social Security Number will be required to obtain this number.

REV. 12/2000

INSTRUCTIONS FOR COMPLETING AN ATHLETIC TRAINER APPLICATION
(This form has been designed to be used as a check list for submitted required documentation.)

- 1. The certification application: Follow the instructions provided on the application. The application may not be copied. Any portion submitted in other than its original form will be considered void and will hold up the application processing time.
- NOTE: If you are a graduate of a foreign athletic training program, a certified copy of the original degree with an English translation may be submitted to the board office in lieu of completion of certificate of professional education.**
- 2. Certification fee: A check or money order for \$130.00, made payable to the Treasurer of Virginia should be attached to the application. Applications received without a fee and fees submitted without an application attached will be returned to the sender. **NO EXCEPTIONS.**
- 3. Proof of Professional Education - (Form #E.) This form must be completed by your professional school as directed.
- 4. Form A: If you answered yes to question #11 on page three of the application, either have your attorney submit a letter regarding the malpractice suits or complete one of these forms for each case you have been involved in.
- 5. Form B: Forward form #B (Employment Questionnaire) to all places of employment listed on the chronological page of your application for the last 5 years. This form may be copied as necessary.
- 6. Form C: Forward form #C (State Clearance) to those states in which you have been licensed, certified or registered. This form may be copied as necessary. Please contact the applicable states to inquire about processing fees.
- 7. Certification of credentials from NATABOC: Certification should be requested from the National Athletic Trainers' Association Board of Certification at 1512 South 60th Street, Omaha, NE 68106-2102, (402) 559-0091 (phone) or (402) 561-0598 (fax), or www.natiboc.org. We strongly suggest your contacting the board to inquire about processing fees.

Also, please note the following:

- Faxed information is not acceptable.
- All documents must be original or hard copies.
- Applications not completed within a six-month time period will be purged.
- Application fees are non-refundable.
- Address changes must be furnished to the board in writing.

Proposed Regulations

3

QUESTIONS MUST BE ANSWERED. If any of the following questions (5-14) is answered Yes, explain and substantiate with documentation. Letters must be submitted by your attorney regarding malpractice suits for you may complete and submit Form #A yourself).

3. List all jurisdictions in which you have been issued a license or certificate to practice Athletic Training: active, inactive or expired. Indicate number and date issued. _____

4. Have you ever taken the National Athletic Trainers' Association Board of Certification Examination? If so, provide date _____ Yes No

5. Have you ever been denied the privilege of taking an Athletic Training examination for licensure or certification? _____

6. Have you ever been denied an Athletic Training license or certicator? _____

7. Have you ever been convicted of a violation of or pled *Nolo Contendere* to any federal, state or local statute, regulation or ordinance, or entered into any plea bargain relating to a felony or misdemeanor? (Excluding traffic violations, except convictions for driving under the influence.) _____

8. Have you ever voluntarily surrendered your clinical privileges while under investigation, been censured or warned, or requested to withdraw from the staff of any professional school, internship, hospital, nursing home, or other health care facility, or health care provider? _____

9. Have you ever had any of the following disciplinary actions taken against your license or certification to practice Athletic Training or are any such actions pending?
 (a) suspension/revocation (b) probation (c) reprimand/cease and desist (d) had your practice monitored _____

10. Have you ever had any membership in a state or local professional society revoked, suspended, or sanctioned? _____

11. Have you had any malpractice suits brought against you in the last ten years? If so, how many? _____
 Provide details: _____

13. Have you been physically or emotionally dependent upon the use of alcohol/drugs or abused by, consulted with, or been under the care of a professional for any substance abuse within the last two years? If so, please provide a letter from the treating professional. _____

14. Do you have a physical disease, mental disorder, or any condition which could affect your performance of professional duties? If so, provide a letter from your treating professional to include diagnosis, treatment, prognosis and fitness to practice. _____

2

2. List in chronological order all professional practices since graduation (e.g., including hospital department, outpatient centers, etc.). Also list all periods of absence from work and non-professional activity or employment for more than three months. Please account for all time.

From	To	Name and Location	Position Held
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Please provide a telephone number where you can be reached during the day. This information is not mandatory and if provided, will not be used for any purpose other than as a contact if staff has questions about your application.

() Work

() Home



CLAIMS HISTORY SHEET

If you answered "yes" to Question #11 on page three of this application, please either have your attorney submit a letter regarding malpractice suits or complete one of these sheets for each case you have been involved in.

(Make additional copies of this form as needed)

Claimant: _____

Date of Incident: _____ Date Claim Made: _____

Name of all Defendants, Persons or Entities against whom claim was made: _____

City, County and State of Suit: _____

Name and Address of Defense Attorney: _____

Settlement Amount (if any): _____ Verdict Amount: _____ Dole Case Closed: _____

Current Status of Claim (indicate insurance company reserve if case is not closed): _____

Name of Involved Insurance Company: _____

Policy Number: _____ Detailed Description of Claim (use reverse side if necessary): _____

AUTHORIZATION FOR RELEASE OF INFORMATION

I hereby authorize any person, company, insurer, hospital or other organization to release any and all information, privileged, or in their dominion, custody, or control, regarding insurance applications by me, professional liability issued to me, any employment or personnel records involving me and any health, medical, psychological or psychiatric records involving me, as well as information obtained by any attorneys who are now representing, or have in the past represented me.

_____ Date _____ Signature _____

16. AFFIDAVIT OF APPLICANT

(THIS SECTION MUST BE NOTARIZED)

I, _____, being first duly sworn, depose and say that I am the person referred to in the foregoing application and supporting documents.

I hereby authorize all hospitals, institutions, or organizations, my references, personal physicians, employers (past and present), business and professional associates (past and present), and all governmental agencies and instrumentalities (local, state, federal, or foreign) to release to the Virginia Board of Medicine any information, files or records requested by the board in connection with the processing of individuals and groups listed above, any information which is material to me and my application.

I have carefully read the questions in the foregoing application and have answered them completely, without reservations of any kind, and I declare under penalty of perjury that my answers and all statements made by me herein are true and correct. Should I furnish any false information in this application, I hereby agree that such act shall constitute cause for the denial, suspension, or revocation of my Certificate to practice Athletic Training in the Commonwealth of Virginia.

RIGHT THUMB PRINT

May be self applied

If right thumb is missing, use left and so indicate

City/County of _____ State of _____

Subscribed and sworn to before me this _____ day of _____, 19____

My Commission expires _____

NOTARY SEAL

Signature of Notary Public

Proposed Regulations

Rev. 1/23/99
Athletic Training

Form #C



COMMONWEALTH OF VIRGINIA
Board of Medicine

Department of Health Professions
6606 West Broad Street, 4th Floor
Richmond, Virginia 23230-1717
(804) 662-7664

Dear Sirs:
The person listed below is applying for certification as an athletic trainer in the state of Virginia. The Board of Medicine requests that the form be completed by each jurisdiction in which he/she holds or has held a license/certificate. Please complete the form and return it to the address below. Thank you.

Commonwealth of Virginia
Department of Health Professions
Board of Medicine
6606 West Broad Street, 4th Floor
Richmond, VA 23230-1717

Name of Applicant (please print or type) _____
License/Certificate # _____

State of _____ Name of Licensee _____

License/certification number _____ Issued effective _____

Licensed/certified through (check one)

NATABOC Examination State Board Examination

Reciprocity from (name of state) _____

License/certificate is: Current Lapsed

Has the applicant's license/certificate ever been suspended or revoked? Yes No

If yes, for what reason? _____

Derogatory information, if any _____

Comments, if any _____

Signed _____

Title _____

State Board _____

BOARD SEAL

NOTE TO APPLICANT: PLEASE PROVIDE LICENSE/CERTIFICATION NUMBER AND FORWARD TO STATE INDICATED

Rev. 1/23/99
Athletic Training

Form #B



COMMONWEALTH OF VIRGINIA
Board of Medicine

Department of Health Professions
6606 West Broad Street, 4th Floor
Richmond, Virginia 23230-1717
(804) 662-7664

Please print or type name, address, city and state, of employment setting.

Please print or type name of applicant _____

The Virginia Board of Medicine, in its consideration of a candidate for licensure, depends on information from persons and institutions regarding the candidate's employment, training, affiliations, and staff privileges. Please complete this form to the best of your ability and return it to the board so the information you provide can be given consideration in the processing of this candidate's application in a timely manner. I hereby authorize all hospitals, institutions or organizations, my references, personal physicians, employers (past and present), business and professional associates (past and present) and governmental agencies and instrumentalities (local, state, federal or foreign) to release to the Virginia Board of Medicine any information, files or records requested by the board in connection with the processing of my application.

1. Date and type of service: This individual served with us as _____
from _____ to _____ (Month/Year) (Month/Year)
Signature of Applicant _____

2. Please evaluate:

	Please indicate with check mark			
	Poor	Fair	Good	Superior
Professional knowledge				
Clinical judgment				
Reliability with patients				
Ethical/professional conduct				
Interest in work				
Ability to communicate				

3. Recommendation: (please indicate with check mark)

1. Recommend highly and without reservation _____
2. Recommend as qualified and competent _____
3. Recommend with some reservation (explain) _____
4. Do not recommend (explain) _____

4. Of particular value to us in evaluating any candidate regarding any notable strengths and weaknesses (including personal demeanor). We would appreciate such comments from you.

5. The above report is based on: (please indicate with check mark)

1. Close personal observation _____
2. General impression _____
3. A composite of evaluations _____
4. Other _____

Date: _____
Signed _____

Please print or type name _____ Title _____

(This report will become a part of the applicant's file and may be reviewed by the applicant upon request.)

Department of Health Professions
6606 West Broad Street, Fourth Floor
Richmond, Virginia 23230-1717

Associated
Physician Mail
US Postage Paid
Permit No. 5982

To Open - Fold & Tear Along Perforation

LICENSE RENEWAL NOTICE AND APPLICATION

License No. _____

RENEWAL NOTICE - KEEP THIS PORTION FOR YOUR RECORDS - DO NOT RETURN

License Type - Active Renewed Fee - Amount: \$135.00

Renewal Period - 12 Months 24 Months

1. For name changes, cross out any incorrect information on the front of the renewal form, write the correct name and check the box on reverse envelope. Enclose a copy of your marriage license or court order for name changes.

2. Address changes, cross out any incorrect information on the front of the renewal form, write the correct address and check the "address change" portion and return completed form with your check in attached return envelope.

3. Check "address change" portion and return completed form with your check in attached return envelope.

4. Mail: \$135.00 payable to "Treasury of Virginia". **Mail your application at APPROXIMATELY 30 DAYS BEFORE YOUR EXPIRATION DATE.**

These fields are not to be returned

Renewal Form for License Types

License No. _____ Renewal Period - 12 Months 24 Months Amount Due: \$135.00

1. I wish to renew in an active status and affirm that I have earned certification by the National Athletic Trainers' Association Board of Certification (NATC) for the period of my license.

2. I wish to renew in an inactive status and enclose the fee of \$135.00. (No practice authorized)

3. Check here if you do not wish to renew, and sign.

More detailed information on inactive licenses is provided at our website www.dhps.virginia.gov or call the board office at 804-682-9873.

If Payment for Active License is received by Board After License Expiration, Online Amount Due \$165.00
If Payment for Inactive License is received by Board After License Expiration, Online Amount Due \$128.00

By your check being placed in return form an acknowledgment is provided.

To Open This Side - Slide Finger Under This Edge

Place Stamp Here

Renewal Address Change Enclosed
 License Status Change Enclosed

Department of Health Professions
P.O. Box 28566
Richmond, VA 23261-0566

Address: 6606 West Broad Street, Richmond, VA 23230-1717

Rev. 12/2000
Athletic Training

Form #L

COMMONWEALTH OF VIRGINIA
Board of Medicine

Department of Health Professions
6606 West Broad Street, 4th Floor
Richmond, Virginia 23230-1717
(804) 682-7764

Submit this form to your medical school for completion and instruct them to return the completed form directly to the Virginia Board of Medicine.

CERTIFICATE OF PROFESSIONAL EDUCATION
(For graduates of approved programs only)

It is hereby certified that _____ (Name of Applicant)
enrolled in _____ on _____ (Date)
(Course of Study)

and received a diploma from _____ (Name of Institution)

conferring the degree of _____ on _____ (Date)
(Degree)

SCHOOL SEAL

(President, Secretary or Dean)

Completed form must be mailed to: Virginia Board of Medicine
6606 West Broad Street, 4th Floor
Richmond, Virginia 23230-1717
Attn: Ms. Ola Powers

VA.R. Doc. No. R00-104; Filed December 12, 2000, 11:32 a.m.

Proposed Regulations

TITLE 20. PUBLIC UTILITIES AND TELECOMMUNICATIONS

STATE CORPORATION COMMISSION

REGISTRAR'S NOTICE: The State Corporation Commission is exempt from the Administrative Process Act in accordance with § 9-6.14:4.1 A 2 of the Code of Virginia, which exempts courts, any agency of the Supreme Court, and any agency which by the Constitution is expressly granted any of the powers of a court of record.

Appendices 1 through 7 referenced in the following order are not being published. However, these appendices are available for public inspection at the State Corporation Commission, Document Control Center, Tyler Building, 1st Floor, 1300 East Main Street, Richmond, Virginia, from 8:15 a.m. to 5 p.m., Monday through Friday.

Title of Regulation: 20 VAC 5-325-10 et seq. Rules for Enforcement of § 56-257 of the Code of Virginia.

Statutory Authority: §§ 12.1-13 and 56-265.15 of the Code of Virginia.

Summary:

The General Assembly amended § 56-257 of the Code of Virginia effective July 1, 2001. As amended, this statute directs the State Corporation Commission ("commission") to enforce the provisions of § 56-257 and to publish for comment on or before January 1, 2001, the first set of regulations required by the provisions of that statute. Amended § 56-257 requires all operators having the right to install underground utility lines, except interstate gas pipelines subject to regulation by the United States Department of Transportation, to install underground utility lines in accordance with accepted industry standards. "Accepted industry standards" include, as applicable, standards established by the National Electric Safety Code, the commission's pipeline safety regulations, the Department of Health's waterworks regulations (12 VAC 5-590-10 et seq.), and standards established by the Utility Industry Coalition of Virginia. "Operator" is defined by §§ 56-257 and 56-265.15 as any person who owns, furnishes, or transports materials or services by means of a utility line.

The rules under consideration by the commission would take effect on July 1, 2001. The proposed rules direct all operators, except interstate gas pipelines subject to regulation by the United States Department of Transportation, to install underground utility lines in accordance with the accepted industry standards, as defined by § 56-257, in effect at the time of the lines' installation. The rules propose that in the case of a conflict among these standards, the most stringent standard will apply. The proposed rules address operators' responsibilities to maintain accurate installation records. The procedures by which the commission's Division of Energy Regulation will investigate and the commission will enforce the provisions of § 56-257 of the Code of Virginia as to those

operators that do not comply with the foregoing industry standards are also included in the rules.

Agency Contact: Massoud Tahamtani, Assistant Director, Division of Energy Regulation, State Corporation Commission, P.O. Box 1197, Richmond, VA 23218, telephone (804) 371-9264.

AT RICHMOND, NOVEMBER 30, 2000

COMMONWEALTH OF VIRGINIA, ex rel.

STATE CORPORATION COMMISSION

CASE NO. PUE000662

Ex Parte: In the matter of Adopting Rules Governing the manner of installing underground utility lines

ORDER PRESCRIBING NOTICE AND INVITING COMMENTS

The 1999 Virginia General Assembly passed Senate Joint Resolution No. 480 in response to its concerns relative to the proper separation of underground utility lines. This Resolution requested the State Corporation Commission ("Commission") to determine if regulations should be developed relative to separation distances for underground electric and gas facilities.

The Commission submitted a Report on Underground Utility Line Separation (Senate Document No. 24, 2000) to the Governor and the General Assembly of Virginia. This Report concluded that minimum separation distances should be established, not only for electric and gas utilities, but for all underground utility lines. The Commission recommended that regulations be developed for the proper separation of all underground utilities, including gas and electric, in both public and private rights-of-way. It noted that the General Assembly could enact legislation delineating separation distances or could authorize the Commission to develop separation standards for all underground utility lines.

Earlier this year, § 56-257 of the Code of Virginia was amended, effective July 1, 2001, to provide that operators, as defined in § 56-265.15, having the right to install underground utility lines, as defined in § 56-265.15, "except interstate gas pipelines subject to regulation by the U.S. Department of Transportation, shall install such underground utility lines in accordance with accepted industry standards". See 2000 Va. Acts ch. 779. Section 56-257 defined "accepted industry standards" to include, as applicable, standards established by the National Electric Safety Code, the Commission's pipeline safety regulations, the Department of Health's waterworks regulations (12 VAC 5-590-10 et seq.), and standards established by the Utility Industry Coalition of Virginia. The amended statute directs the Commission to promulgate¹ any rules or regulations necessary to enforce the provisions of the statute as to those operators that do not comply with accepted industry standards. Section 56-257 of the Code of

¹ Section 56-257 directs that the Commission publish for comment the first set of regulations required by § 56-257, on or before January 1, 2001.

Virginia, as amended, expressly prohibits the Commission from ordering action by or imposing penalties on any county, city or town. Instead, it directs the Commission to inform counties, cities and towns of alleged violations by the locality of accepted industry standards or regulations adopted under the statute, and provides that at the request of the locality, the Commission may suggest corrective action.

On September 20, 2000, the Staff of the State Corporation Commission held a meeting and invited those who would be affected by regulations promulgated pursuant to § 56-257, as amended. Staff and the stakeholders discussed various issues relative to proposed rules for enforcing § 56-257. Based upon that meeting, the Staff has proposed the attached rules for the enforcement of § 56-257, as amended.

NOW UPON consideration of the proposed rules and the directives of § 56-257, the Commission is of the opinion and finds that public notice should be given of the attached rules; that interested persons should be afforded an opportunity to file written comments or request a hearing on the proposed rules appended hereto as Attachment 1; that the notice of the proposed rulemaking should be published in newspapers of general circulation throughout the Commonwealth; and that this Order and the proposed rules should be forwarded to the Registrar of Regulations for publication in the Virginia Register of Regulations.²

Accordingly, IT IS ORDERED THAT:

(1) This matter shall be docketed and assigned Case No. PUE000662.

(2) A copy of this Order and the proposed rules shall be made available for public review in the Commission's Document Control Center, located on the first floor of the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, during its regular hours of operation from 8:15 a.m. through 5:00 p.m., Monday through Friday.

(3) Interested persons may obtain a copy of this Order and the proposed rules upon which comment is sought (Attachment 1 hereto), by directing a request in writing for the same on or before January 12, 2001, to Massoud Tahamtani, Assistant Director, Division of Energy Regulation, State Corporation Commission, P.O. Box 1197, Richmond, Virginia 23218. Such requests shall refer to Case No. PUE000662.

(4) On or before January 22, 2001, any interested person desiring to comment upon the proposed "Rules for Enforcement of § 56-257 of the Code of Virginia" set out in Attachment 1 shall file an original and fifteen (15) copies of such comments in writing with the Clerk of the Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218, and shall refer to Case No. PUE000662. The comments should set forth the person's interest in the proceeding, his comments on the rules, and proposed alternative language for any rule to which the commentator objects.

(5) Any interested person desiring a hearing on this matter shall file an original and fifteen (15) copies of a written request for hearing on or before January 22, 2001, with the Clerk of the Commission and shall state in detail why a hearing is necessary. Such a request shall identify the factual issues likely to be in dispute upon which the interested person seeks a hearing, together with the evidence expected to be introduced at any hearing convened by the Commission. Requests for hearing shall refer to Case No. PUE000662, and shall be directed to Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218. If no sufficient request for a hearing is received the Commission may enter an order promulgating rules based upon the written pleadings and comments filed herein.

(6) On or before December 22, 2000, the Commission's Division of Information Resources shall cause the following notice to be published as classified advertising on two occasions in newspapers of general circulation throughout the Commonwealth of Virginia:

NOTICE TO THE PUBLIC OF PROPOSED RULES
THAT THE STATE CORPORATION COMMISSION IS
CONSIDERING FOR THE ENFORCEMENT OF § 56-
257 OF THE CODE OF VIRGINIA GOVERNING THE
MANNER IN WHICH UNDERGROUND UTILITY
LINES ARE INSTALLED
CASE NO. PUE000662

Section 56-257 of Title 56 of the Code of Virginia has been revised effective July 1, 2001, by the General Assembly. As revised, § 56-257 charges the State Corporation Commission ("the Commission") with the enforcement of its provisions. Amended § 56-257 requires operators having the right to install underground utility lines, with the exception of interstate gas pipelines subject to regulation by the U.S. Department of Transportation, to install such lines in accordance with accepted industry standards. Under the statute, as amended, "operator" is defined to include any person who owns, furnishes or transports materials or services by means of a utility line. Accepted industry standards for purposes of § 56-257, must include, as applicable, standards established by the National Electric Safety Code, the Commission's pipeline safety regulations, the Department of Health's waterworks regulations (12 VAC 5-590-10 et seq.) and standards established by the Utility Industry Coalition of Virginia.

The Staff of the State Corporation Commission has proposed rules for the enforcement of § 56-257 of the Code of Virginia, as amended. These regulations will impact public utilities, cities, counties, and towns operating utility lines, as well as the public generally. Therefore, the Commission is inviting comments and requests for hearing on the rules proposed by the Commission Staff.

A copy of the Order Prescribing Notice and Inviting Comments, together with the proposed rules upon which comment is sought, may be reviewed from 8:15 a.m. to 5:00 p.m., Monday through Friday, in the

² An unofficial version of the text of this Order is also available on the Commission's website at <http://www.state.va.us/scc/orders.htm>.

Proposed Regulations

State Corporation Commission's Document Control Center, located at 1300 East Main Street, Tyler Building, First Floor, Richmond, Virginia 23219. Interested persons may obtain a copy of the Commission's Order and the proposed rules under consideration by directing a written request for the same on or before January 12, 2001, to Massoud Tahamtani, Assistant Director, Division of Energy Regulation, State Corporation Commission, P.O. Box 1197, Richmond, Virginia 23218, and referring to Case No. PUE000662. Interested persons may also obtain a copy of the Order and Attachment 1 from the Commission's website, <http://www.state.va.us/scc/orders.htm>.

Any interested person who wishes to comment upon the proposed rules (Attachment 1 to the Commission's Order Prescribing Notice and Inviting Comments) shall file on or before January 22, 2001, an original and fifteen (15) copies of his comments with the Clerk of the Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118, and shall refer to Case No. PUE000662. The comments should set forth the person's interest in this proceeding, his comments on the rules, and if the comments object to certain provisions in the proposed rules, proposed alternative language for the rule provision to which objection has been made should be included in the comments.

Any interested person desiring to request a hearing in this matter shall file an original and fifteen (15) copies of a written request for hearing with the Clerk of the Commission at the address set forth above on or before January 22, 2001, and shall state in detail why a hearing is necessary. Such a request should identify the factual issues upon which the interested person seeks hearing, together with the evidence expected to be introduced if a hearing is convened. If no sufficient request for hearing is received, the Commission may enter an order promulgating rules based upon the comments and the written pleadings filed in this proceeding.

All communications to the Commission regarding this proceeding should be directed to the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118, and should refer to Case No. PUE000662.

THE DIVISION OF ENERGY REGULATION OF THE STATE CORPORATION COMMISSION

(7) The Commission's Division of Information Resources shall forthwith cause this Order, together with the proposed Rules for Enforcement of § 56-257 of the Code of Virginia, to be forwarded for publication in the Virginia Register of Regulations.

(8) The Commission's Division of Information Resources shall promptly file with the Clerk of the Commission the proof of the publication of the notice required herein.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to: all the certificated electric utilities

regulated by the Commission, set out in Appendix 1 hereto; all the certificated electric cooperatives regulated by the Commission as set out in Appendix 2 hereto; all the certificated water and sewer utilities subject to the Commission's regulation as set out in Appendix 3 hereto; all the telephone companies and telephone cooperatives regulated by the Commission as set out in Appendix 4 hereto; all of Virginia's certificated interexchange carriers as set out in Appendix 5 hereto; all the certificated gas companies regulated by the Commission as set out in Appendix 6 hereto; the parties identified in Appendix 7 hereto; John F. Dudley, Senior Assistant Attorney General, Division of Consumer Counsel, Office of Attorney General, 900 East Main Street, Second Floor, Richmond, Virginia 23219; John F. Gionfriddo, Town of Vienna, 127 Center Street South, Vienna, Virginia 22180; John G. Whitacre, Engineer, Frederick County Sanitation Authority, P.O. Box 1877, Winchester, Virginia 22604-8377; Shahram Mohsenin, Director, Department of Utilities, City of Fairfax, 10455 Armstrong Street, Fairfax, Virginia 22030; Peter S. Fortin, P.E., Engineering Manager, City of Norfolk, Department of Utilities, P.O. Box 1080, Norfolk, Virginia 23501; William M. Hackworth, City Attorney, and Gary E. Tegenkamp, Assistant City Attorney, City of Roanoke, Dept. of Utility Line Services, 464 Municipal Building, 215 Church Avenue, S.W., Roanoke, Virginia 24011; Bettie L. Cahoon, Construction Inspector Supervisor, City of Chesapeake, Department of Public Utilities, P.O. Box 15225, Chesapeake, Virginia 23328; Christopher J. Dolena, Engineer II, City of Virginia Beach, Department of Public Utilities, 3500 Dam Neck Road, Virginia Beach, Virginia 23456; Rodney W. McClain, General Manager, Stoney Creek Sanitary District, Toms Brook-Maurertown Sanitary District, P.O. Box 42, Basye, Virginia 22810; John E. Moore, Director of Public Works, Town of Herndon, P.O. Box 427, Herndon, Virginia 20172-0427; John Garrett, Engineering Field Supervisor/Utilities Locator, Planning & Engineering Dept., Town of Blacksburg, 300 South Main Street, Blacksburg, Virginia 24060; Charlie C. Crowder, Jr., General Manager, Fairfax County Water Authority, 8570 Executive Park Avenue, P.O. Box 1500, Merrifield, Virginia 22116-0815; M. Daniel Kuhns, Jr., Distribution Superintendent, Newport News Waterworks, 1600 Washington Avenue, Newport News, Virginia 23607; Gary L. Robertson, Utility Director, County of Roanoke Utility Department, 1206 Kessler Mill Road, Salem, Virginia 24153; Diana L. McColgan, Utility Coordinator, Arlington County, Department of Public Works, Engineering Division, #1 Courthouse Plaza, Suite 813, 2100 Clarendon Boulevard, Arlington, Virginia 22201; Moe M. Wadda, P.E., Civil Engineer, City of Falls Church, Department of Environmental Services, Harry E. Wells Building, 300 Park Avenue, Falls Church, Virginia 22046-3332; Philip Monger, Director of Public Works, City of Harrisonburg, Water & Sewer Operations Center, 2155 Beery Road, Harrisonburg, Virginia 22801; Iftly Khan, Director, Fairfax County Wastewater Collection Division, 6000 Fred's Oak Road, Burke, Virginia 22015; Roy E. Covington, P.E., Assistant Director of Utilities, Chesterfield County, P.O. Box 40, Chesterfield, Virginia 23832-0040; Kenneth E. Tawney, Esquire, Columbia Gas Transmission Corp., P.O. Box 1273, Charleston, West Virginia 25325-1273; Thomas Russell, Deputy Director of Wastewater Collection Division, Fairfax County DPWES, 6000 Freds Oak Road, Burke, Virginia 22015; Norm

Fitzgerald, L.S., Sr. Survey Technician, Fairfax County Water Authority, P.O. Box 1500, Merrifield, Virginia 22116-0815; John W. Combs, Hanover County Department of Public Utilities, P.O. Box 470, Hanover, Virginia 23069; Nelson Gentry, Spotsylvania County Utilities Department, 600 Hudgins Road, Fredericksburg, Virginia 22408; and the Commission's Office of General Counsel and Division of Energy Regulation.

CHAPTER 325.
RULES FOR ENFORCEMENT OF § 56-257 OF THE CODE
OF VIRGINIA.

PART I.
GENERAL PROVISIONS.

20 VAC 5-325-10. Scope.

This chapter is hereby adopted, effective July 1, 2001, by the State Corporation Commission (commission) to enforce the provisions of § 56-257 of Title 56 of the Code of Virginia relative to the manner of installing underground utility lines as defined by § 56-265.15 of the Code of Virginia.

20 VAC 5-325-20. Definitions.

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

"Division" means the State Corporation Commission's Division of Energy Regulation.

"Installation records" means maps, drawings, diagrams, sketches, or any other depictions or descriptions of an underground utility line that may be used to demonstrate compliance with the applicable standards as set out in 20 VAC 5-325-30 and 20 VAC 5-325-40.

PART II.
STANDARDS.

20 VAC 5-325-30. Standards incorporated by reference.

The following standards are incorporated by reference within these rules and shall be considered part of the requirements of these rules:

- 1. The National Electrical Safety Code (C2-1997), dated August 1, 1996;*
- 2. 49 CFR Parts 192 and 195;*
- 3. The Virginia Department of Health's Waterworks Regulations (12 VAC 5-590-10 et seq.); and*
- 4. Voluntary Underground Utility Facility Separation Standards, effective January 1, 2000, established by the Utility Industry Coalition of Virginia.*

20 VAC 5-325-40. Installation of utility lines.

All operators, as defined in § 56-265.15 of the Code of Virginia, having the right to install underground utility lines, as defined in § 56-265.15 of the Code of Virginia, except interstate gas pipelines subject to regulation by the United States Department of Transportation, shall install such underground utility lines in accordance with the applicable standards in effect at the time of installation of such

underground utility lines. These standards include, as applicable, the standards incorporated by reference in 20 VAC 5-325-30. If there is a conflict among any of the standards incorporated by reference in 20 VAC 5-325-30, the most stringent standard shall be applied.

20 VAC 5-325-50. Operator's responsibilities to maintain accurate records.

In order to demonstrate compliance with § 56-257 of the Code of Virginia, the operator shall prepare and maintain reasonably accurate installation records of each underground utility line installed after July 1, 2001.

20 VAC 5-325-60. Emergency installations.

Temporary repairs of underground utility lines performed to mitigate an emergency as defined in § 56-265.15 of the Code of Virginia are not required to comply with the provisions of these rules. Permanent repairs made after the emergency, as defined in § 56-265.15 of the Code of Virginia, ceases to exist must comply with this chapter.

PART III.
ENFORCEMENT.

20 VAC 5-325-70. Report of probable violations.

Any person, as defined in § 56-265.15 of the Code of Virginia, may report probable violations of § 56-257 of the Code of Virginia to the division. Reports of probable violations may be submitted to the division in writing, by telephone, fax, e-mail, or in person.

20 VAC 5-325-80. Division investigation of probable violations.

Upon receipt of a report of a probable violation, the division shall conduct an investigation to examine all the relevant facts regarding the reported probable violation. The investigation may include, among other things, records verification, informal meetings, teleconferences, and photo-documentation. Upon completion of the investigation and finding evidence of a probable violation of § 56-257 of the Code of Virginia and these rules, the division shall take one or more of the following actions:

- 1. Issue a warning letter to the person alleged to have committed the violation ("respondent");*
- 2. Issue an information letter to a county, city, or town alleged to have committed the violation, advising of the discovery of an alleged violation;*
- 3. Enter settlement negotiations with the respondent. Upon reaching agreement on settlement terms, the division shall present the proposed settlement to the commission for final acceptance or rejection; or*
- 4. Request the issuance of a "Rule to Show Cause" order pursuant to the commission's Rules of Practice and Procedure (5 VAC 5-10-10, et seq.).*

20 VAC 5-325-90. Commission action.

A. The commission may accept or reject a proposed settlement to resolve probable violations. If the commission rejects a proposed settlement but finds a probable violation

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may have occurred, a public hearing will be scheduled to receive evidence and take appropriate enforcement action as provided by the commission's Rules of Practice and Procedure (5 VAC 5-10-10 et seq.).

B. If the commission finds, after a hearing, that a violation has occurred or is continuing, it may issue a remedial order or injunction. The remedial order or injunction may direct the party or parties, other than cities, counties, or towns, to take any action, including the payment of a civil penalty as provided by § 12.1-13 of the Code of Virginia. A remedial order issued by the commission under this section shall be effective upon issuance, in accordance with its terms, unless stayed, suspended, modified or rescinded.

C. If, upon investigation, the commission finds reasonable grounds to conclude that a violation has occurred or is continuing, and presents an immediate potential danger to life, health, property or essential public service, the commission may issue a temporary injunction and schedule a hearing and require the probable violator, other than cities, counties, or towns, to show cause why it should not be permanently enjoined on account of the alleged violation or violations.

20 VAC 5-325-100. Civil penalties.

A. The amount of the civil penalty for a violation of these rules shall be determined in accordance with § 12.1-13 of the Code of Virginia.

B. In determining the amount of any civil penalty included in a settlement, the nature, circumstances, and gravity of the violation, the degree of the probable violator's culpability, the probable violator's history of prior offenses, and such other factors as may be appropriate shall be considered.

C. The probable violator shall pay a civil penalty that has been imposed by the commission as a result of a rule to show cause or pursuant to an order of settlement by submitting to the division a certified check made payable to the Treasurer of Virginia in the correct amount of the civil penalty determined by the commission.

D. If the probable violator or named defendant in an order issued pursuant to these rules promulgated hereunder fails to comply with such order, then the amount of the civil penalty for failure to comply with the commission's order shall be determined in accordance with § 12.1-33 of the Code of Virginia.

20 VAC 5-325-110. Petition for reconsideration.

Any person subject to an order from the Virginia State Corporation Commission may petition the commission for reconsideration of its order under the commission's Rules of Practice and Procedure (5 VAC 5-10-10, et seq.).

20 VAC 5-325-120. Appeals generally.

Any final finding, decision setting the substantive law, order or judgment of the commission may be appealed only to the Supreme Court of Virginia, subject to § 12.1-39 et seq. of the Code of Virginia, the commission's Rules of Practice and Procedure (5 VAC 5-10-10 et seq.), and Rule 5:21 of the Supreme Court.

TITLE 22. SOCIAL SERVICES

DEPARTMENT FOR THE DEAF AND HARD-OF-HEARING

Title of Regulation: **22 VAC 20-30-10 et seq. Regulations Governing Interpreter Services for the Deaf and Hard of Hearing (amending 22 VAC 20-30-10 through 22 VAC 20-30-60 and 22 VAC 20-30-80 through 22 VAC 20-30-140; adding 22 VAC 20-30-150; repealing 22 VAC 20-30-70).**

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

Public Hearing Date: February 6, 2001 - 6 p.m.

Public comments may be submitted until March 2, 2001.
(See Calendar of Events section
for additional information)

Basis: Section 63.1-85.4 of the Code of Virginia provides the department with the authority to make, adopt, and promulgate regulations in order to carry out the agency's purpose and intent. Section 63.1-85.4:1 authorizes the agency to maintain a directory of qualified interpreters and to operate and charge fees for participation in a program of quality assurance screening.

Purpose: The amendments to this regulation are necessary to ensure that citizens have full and easy access to the Directory of Qualified Interpreters and the Virginia Quality Assurance Screening (VQAS) Program. Also, those citizens who use the services of an interpreter screened in the VQAS program will have access to a grievance procedure under the proposed amendments. Currently, grievances are handled informally with a counseling meeting with the interpreter. Because of the nature of services provided by interpreters in serious, and often life-threatening, legal, medical and financial situations, these regulations and the proposed revisions are essential to the health, safety and welfare of Virginians who are deaf or hard of hearing.

Specific goals of the proposed amendments are to:

1. Provide consumer access to a formal grievance procedure for situations involving violations of the Code of Ethics by Virginia Quality Assurance Screened Interpreters.
2. Provide clear consumer access to information about the screening levels awarded to interpreters under the Virginia Quality Assurance Screening Program.
3. Provide a cost-effective option for Virginia Quality Assurance Screening candidates to select the extent of their participation in the screening process based on their area of skill and to establish fees for screening within the regulation.
4. Differentiate the skill level of the VQAS Level 1 by reclassifying this as a "Novice Interpreter Designation".

This is in response to consumer concerns about the inclusion of interpreters with VQAS Level 1 in the Directory of Qualified Interpreters. Language in the Code of Virginia defines a qualified interpreter as one who has a current screening level awarded by VQAS. Current regulations define the minimum requirement for a VQAS Level 1 as a score of 50%.

Substance: Proposed changes are as follows:

1. General language changes to improve clarity and reduce redundancy with Code of Virginia language were identified as a need during regulatory review. Specifically, the agency is considering separating the current skills assessment, which requires candidates to participate in both interpreting and transliterating assessments, into two distinct assessments, allowing candidates to participate in any single skills assessment.
2. Inclusion of a clear statement of fees. Current regulations indicate that candidates will be notified of fees. The department proposes including the fee structure in the regulations. The fee for the Code of Ethics Assessment will remain at \$20. The fee for each skills assessment will be \$60. Currently, the fee for the Code of Ethics is \$20 and the fee for the performance assessment, which includes both interpreting and transliterating or cued speech assessment, is \$80.
3. Clarification of confidentiality provisions. While candidate scores will remain confidential, VQAS levels and designations awarded will be clearly noted as public information.
4. Replacement of VQAS Level 1 with a "Novice Interpreter" designation. This amendment is in response to consumer concerns about the inclusion of interpreters with VQAS Level 1 in the Directory of Qualified Interpreters. Code of Virginia language defines a qualified interpreter as one who has a current screening level awarded by VQAS. Current regulations define the minimum requirement for a VQAS Level 1 as a score of 50%.
5. Addition of provisions for a consumer input and grievance procedure are proposed to ensure that consumers who depend upon the services of VQAS interpreters have a formal mechanism for addressing complaints (based on violations of the Code of Ethics) against those interpreters. It will allow the agency to remove VQAS credentials from interpreters upon a finding of cause.

Issues: There are several advantages to the public in the proposed amendments. First, the availability of a consumer grievance process will provide consumers with recourse when a Virginia Quality Assurance Screened interpreter appears to violate the Code of Ethics. Under the current system, an interpreter could maintain his screening level, regardless of the egregiousness of any violations. Other advantages to consumers include the availability of screening level information. Previously, this information had been interpreted as being confidential, but the clear statement included in the amendments will make this information available to the general public. An advantage to the participants in the

Virginia Quality Assurance Screening Program and to the agency is the opportunity for candidates to take either a transliterating or an interpreting assessment or both. Under the current system, candidates are required to take both assessments. In most cases, the candidate is much stronger in one skill area than in the other. By requiring candidates to participate in only one skill area assessment, the agency will reduce the burden on the candidates and on the agency because it is anticipated that most candidates will participate only in the screening in which they have the strongest skills. There are no identified disadvantages to the regulated community or the Commonwealth.

Fiscal Impact:

A. The projected new costs to implement the amended regulation are minimal. In fact, depending upon candidate patterns of assessment taking, once they are required to take the assessment in only one skill area, the cost to the state may be reduced. Currently, the fee for taking the two-part performance assessment is \$80 per candidate per attempt. Under the proposed regulation, the cost for a single assessment would be \$60. Because the agency anticipates that most candidates will opt to take only one skill area assessment, the actual number of assessments receiving rating and diagnostics will be reduced. This in turn will reduce the costs to the agency. The program is funded through general funds and special funds. There will be no unique one-time costs or additional ongoing expenditures to implement these amendments.

B. The proposed amendments would not have any fiscal impact on localities.

C. Individuals seeking a screening level as a sign language interpreter or cued speech transliterator in Virginia will be impacted by this regulation.

D. VDDHH has active Virginia Quality Assurance Screening candidates who would be impacted by this regulation.

E. The projected cost of this regulation for each affected constituent will vary. Candidates may take the written assessment as often as needed until they achieve a passing score (90%). Some candidates achieve this in one attempt while others require multiple attempts. Thus, the minimum cost for the first step in the process for each candidate would be \$20 (as it is under the current regulation). Under the proposed amendments, the projected cost for candidates participating in the performance assessment will actually be less than the current costs for those same candidates under the current regulation. As noted, VDDHH anticipates that the majority of candidates will elect to take only one performance assessment (either interpreting or transliterating), thus reducing the individual cost from the current \$80 to \$60. For the few candidates who are expected to take both interpreting and transliterating assessments, the cost will increase from \$80 to \$120.

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

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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 Virginia Department for the Deaf and Hard-of-Hearing (VDDHH) is authorized to maintain a directory of qualified interpreters and operate a program of quality assurance screening. This regulation establishes the rules for the Directory and for administration of the Virginia Quality Assurance Screening (VQAS) program. Proposed revisions to this regulation include the following:

1. Providing a clear statement of fees in the regulation. The current regulations indicate that candidates will be notified of fees.
2. Separating the current skills assessment into two distinct assessments, allowing candidates to participate in any single skills assessment. Under the current system, candidates are required to take both assessments although, in most cases, the candidate is much stronger in one skill area than in the other and is only seeking a rating in the one area.
3. Replacing VQAS Level I with a "Novice Interpreter" designation. This is in response to consumer concerns about the inclusion of interpreters with VQAS Level 1, which requires a minimum score of 50%, in the Directory of Qualified Interpreters. The newly designated Novice Interpreters will not be eligible for state employment or inclusion in the directory.
4. Clarifying confidentiality provisions. While candidate scores will remain confidential, VQAS levels and designations will be public information.
5. Establishing a formal grievance process to provide consumers with course when a Virginia Quality Assurance Screened interpreter appears to have violated the Code of Ethics. Currently, grievances are handled informally with a counseling meeting with the interpreter.

Estimated economic impact. A Virginia Quality Assurance Screening level is a well recognized, though not mandated, credential for interpreters for the deaf or hard of hearing. A VQAS Screening Level is required for interpreters who provide services in state government, Virginia courts, and Virginia public schools.

Benefits of the proposed changes to this regulation include improving clarity of the regulation, providing an effective mechanism for resolution of consumer complaints against VQAS screened interpreters, and allowing flexibility for VQAS candidates in selecting the extent of their participation in the screening process. According to the agency, the majority of past participants in VQAS have achieved either a level in only one of the two areas tested (interpreting or transliterating) or a higher level in one area than in the other. Allowing a

candidate to participate in only one skill assessment will reduce the burden on the majority of candidates who are only interested in obtaining a level in one of the two skill areas. Separating out the skills assessment will lower the costs for some candidates, as a single assessment under the proposed fee schedule (\$60) will be less expensive than the current fee (\$80) for the combined assessment. For candidates who choose to take both the interpreting and transliterating assessments, the cost will increase from \$80 to \$120.

Replacing the VQAS Level I with a "Novice Interpreter" designation may negatively affect some interpreters since candidates who receive the new "Novice Interpreter" designation will not be eligible for state employment or inclusion in the Directory of Qualified Interpreters. However, since the requirement for obtaining a VQAS Level I rating is a score of only 50%, the agency considers the proposed designation more appropriate to the skill level of the individual. Of the 173 VQAS interpreters with current screening levels, 50 hold a Level I as their highest screening level. It is not known how many of these individuals currently provide interpreter or transliterating services in the public sector and would be affected by this proposed change, although the number is not expected to be large. Virginia courts require national certification for interpreters they contract with. VDDHH states that it has not used Level I interpreters to provide services for the state agencies it contracts with since September 1997. Virginia public schools require a Level 3 rating although there is a waiver process that allows employment of individuals with lower ratings when a Level 3 rated individual cannot be found.

Businesses and entities affected. All individuals seeking a screening level as a sign language interpreter or cued speech transliterator in Virginia will be affected by the proposed changes to this regulation. According to the agency, approximately 200 assessments are administered each year.

Localities particularly affected. No localities are particularly affected by the proposed regulation.

Projected impact on employment. Since individuals who receive the new "Novice Interpreter" designation will not be eligible for state employment or inclusion in the Directory of Qualified Interpreters, there may be some reduction in employment of these individuals. However, this impact is not expected to be large as many public sector jobs already require higher qualifications. Additionally, a rating is valid for three years after which the holder must re-test. Therefore, individuals with a Level I rating who are currently employed in state government or the public school system will have until their rating expires to upgrade their skills.

Effects on the use and value of private property. The proposed regulation is not anticipated to have a significant effect on the use and value of private property.

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

Summary:

The proposed amendments add a statement of fees, add provisions for a grievance procedure, provide for

separate interpreting and transliterating assessments, and clarify confidentiality.

22 VAC 20-30-10. Definitions.

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

"ASL" (American Sign Language) means the visual-manual language predominantly used by members of the deaf community.

~~"Assessment team" refers to the group of individuals who serve on the panel for Virginia Quality Assurance Screenings.~~

"Candidate" refers to any person who has applied to take the Virginia Quality Assurance Screening.

"Certified interpreter" refers to an advanced level interpreter who holds valid certification issued by the Registry of Interpreters for the Deaf, Inc., or the National Association of the Deaf, or a cued speech transliterator certified by the National Cued Speech Association.

~~"Closed screening" means a screening which may be offered to a group who has requested a screening for at least eight candidates within that group. Candidates on the waiting list to be screened may not be notified of closed screenings.~~

"Code of Ethics" means the guidelines for interpreters as established by the national Registry of Interpreters for the Deaf, Inc., and the Code of Conduct of the National Cued Speech Association TEC Unit.

"Consumer" refers to any individual: deaf, hard of hearing or hearing who is a recipient of interpreter services.

~~"Coordinator" refers to the Coordinator of the Virginia Quality Assurance Screening in the Department for the Deaf and Hard of Hearing.~~

"Cued speech" means a phonemically-based system used in conjunction with speech reading, comprised of handshapes representing consonant sounds and positions about the face representing vowel sounds.

"Deaf" refers to any person who has a hearing loss such that with or without amplification is unable to receive information in an auditory fashion and whose primary means of receiving communication is through visual input such as lip reading, sign language, finger spelling, cued speech, reading or writing.

"Department" means the Virginia Department for the Deaf and Hard of Hearing.

"Director" refers to the Director of the Virginia Department for the Deaf and Hard of Hearing.

"Directory" means the listing of qualified interpreters for the deaf and hard of hearing as compiled by the department.

"Expressive" means to convey a spoken message into a visual equivalent.

"Hard of hearing" refers to any person who has a hearing loss such that hearing is difficult but the understanding of

spoken communication through the ear alone, with or without a hearing aid, is not precluded.

"Hearing" refers to any person who is able to comprehend conversational speech without an assistive device.

"Interpret" means to accurately convey messages without personal interjection between two or more parties using two languages.

"Interpreter" refers to any person who facilitates communication conveys messages between two or more parties using different languages or different forms of the same language and refers to sign language interpreter/transliterators and oral and cued speech transliterators. When the term is used to specifically identify an interpreter who interprets using ASL, this text will so indicate.

"Interpreting (ASL)" means the specific process of interpreting ASL vocabulary, structure, and grammatical components and does not include oral or cued speech transliterating or forms of manual communication using an English-based structure. The term is used specifically herein when discussing components of the VQAS assessment process.

"Manually-coded English" means any form of manual communication which that utilizes specified handshapes to represent English syntax.

"National Association of the Deaf" (NAD) means the national membership organization that contracts with states to provide sign language interpreter evaluations.

"National Cued Speech Association" (NCSA) means the national training, evaluation, and certification unit of cued speech transliterators.

"Oral" means a communication mode which that is dependent upon speech reading *speechreading* and spoken communication.

~~"Panel" refers to the people selected to serve on an assessment team of the Virginia Quality Assurance Screening.~~

~~"Panelist" refers to any person who has satisfied the requirements for serving as a member of the assessment team for quality assurance screenings during live panel rating sessions.~~

"Qualified interpreter," as defined in § 63.1-85.4:1 of the Code of Virginia, refers to an interpreter who currently holds at least one of the following credentials:

1. Certification from any national organization whose certification process has been recognized by the Department for the Deaf and Hard of Hearing; or
2. A current screening level awarded by the Virginia Quality Assurance Screening Program of the Department for the Deaf and Hard of Hearing; or
3. A screening level or recognized evaluation from any other state when (i) the credentials meet the minimum requirements of Virginia Quality Assurance Screening

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and (ii) the credentials are valid and current in the state issued.

"*Rater*" refers to any person who has satisfied the requirements for serving as a member of the assessment team for rating videotapes of candidates who participate in the Virginia Quality Assurance Screening.

"*Receptive*" means to convey a visual message into a spoken equivalent.

"*Results letter*" means the letter sent to a candidate notifying the candidate of his scores on an assessment and any level awarded as a result of those scores.

"*RID*" (Registry of Interpreters for the Deaf, Inc.) means the national membership organization of the interpreting profession.

"*Scores*" means the raw scores for any individual on the Code of Ethics or skills assessment.

"*Screening*" means the Virginia Quality Assurance Screening.

"*Screening level*" means the level of competency awarded to an interpreter who has successfully satisfied the minimum standards established for VQAS based on the compilation of scores assigned by raters.

"*Service provider*" refers to the a person requesting interpreter services who may or may not also be the consumer.

"*Transliterate*" means to accurately convey messages without personal interjection between two or more parties using different forms of the same language, such as written or spoken English and a manually-coded form of English or cued speech.

"VQAS" means Virginia Quality Assurance Screening, which is designed to assess interpreting and transliterating skills of interpreters who facilitate communication between persons who are deaf or hard of hearing and persons who are hearing, and is administered by the Virginia Department for the Deaf and Hard of Hearing.

PART II.

ADMINISTRATION OF INTERPRETER SERVICES. DIRECTORY OF QUALIFIED INTERPRETERS.

22 VAC 20-30-20. Responsibilities of the department.

A. The department ~~will~~ shall compile a directory of qualified interpreters.

- ~~Refer and assign only qualified interpreters to consumers and service providers; and~~
- ~~Compile a directory of qualified interpreters.~~

B. ~~Upon request~~, The department may:

- Distribute the directory, *upon request*;
- Maintain a list of directory recipients and distribute updates;
- Assist consumers and service providers in selecting an appropriate interpreter; or

4. Provide information about the different levels of qualifications and the various modes of communication.

~~C. The department may:~~

- ~~Assign interpreters when requested by a consumer or service provider; and~~
- ~~Compensate interpreters from available funds appropriated for that purpose; and~~
- ~~Refer qualified interpreters directly to the service provider or consumer.~~

22 VAC 20-30-30. Inclusion in directory of qualified interpreters.

A. A qualified interpreter listed in the directory shall hold at least one of the following credentials:

- Valid RID certification from RID, NAD, or NCSA;
- Current VQAS screening level;
- ~~Certification issued by the National Cued Speech Association; or~~
3. A screening level or recognized evaluation from another state when:
 - The credentials meet the minimum requirements of VQAS; and
 - The credentials are valid and current in the state issued.

Note: An interpreter listed in the directory with qualifications in subdivision 4 3 of this subsection, shall apply for and receive a VQAS screening level or national certification within one year from the date originally listed in the directory. *Failure to achieve a VQAS level or national certification within one year will result in removal from the directory.*

B. Before an interpreter shall be listed in the directory, the department will:

- Verify the validity of all credentials;
- Ensure that all credentials are current; and
- Obtain a written request from the interpreter to be listed in the directory as a qualified interpreter.

22 VAC 20-30-40. Appeal procedure.

If an interpreter desires to contest the department's decision to exclude that interpreter's request to be listed as a qualified interpreter, that interpreter must file a written appeal with the director within 30 working days of the determination. The director, or designee, shall provide an informal conference with that interpreter within 30 working days from the date *the request for appeal was received*. The final decision will be determined by the director who will provide written notification of that decision within 30 working days of the conference.

22 VAC 20-30-50. General.

In order to maintain the referenced directory and ensure the maintenance of quality interpreter services, the department

will administer *the* Virginia Quality Assurance Screenings Screening in accordance with the provisions specified in this part.

22 VAC 20-30-60. Notification of intent to be screened.

Candidates interested in being screened should contact:

VQAS Coordinator
Virginia Department for the Deaf and Hard of Hearing
Washington Building, 12th Floor
1100 Bank Street
Richmond, Virginia 23219-3640
(804) 225-2570 V/TTP in Richmond
(800) 552-7917 V/TTP Toll-free Statewide

VQAS Registration
Virginia Department for the Deaf and Hard of Hearing
1602 Rolling Hills Drive, Suite 203
Richmond, Virginia 23229-5012
(804) 662-9502 V/TTY in Richmond
(800) 552-7917 V/TTY Toll-free Statewide

22 VAC 20-30-70. Type of VQAS screening. (Repealed.)

~~Candidate will notify the administering agency of intent to participate in the VQAS and which assessment will be taken.~~

~~All requests to be screened will be acknowledged by the coordinator, or designee, in writing within 30 working days of receipt of the request.~~

22 VAC 20-30-80. Fee for screening.

~~The department may shall assess a fee for each part of the screening. The fee shall not exceed the actual cost of administration. Notification of current fees shall be provided with registration forms (22 VAC 20-30-100). The fee for the Code of Ethics Assessment shall be \$20. The fee for any single skills assessment shall be \$60. A candidate may take more than one skills assessment but a separate fee will apply for each skills assessment taken. Payment of fees shall be received prior to the candidate's participation in any portion of the assessment. Fees are nonrefundable, but in the event of cancellation of the screening date by the candidate, fees paid shall be kept on account and applied toward future screening dates.~~

22 VAC 20-30-90. Scheduling of screenings screening dates.

~~The department may offer a screening whenever candidates are waiting to be screened but screenings may be cancelled when fewer than six candidates apply to be screened as scheduled shall establish and publicize a regular schedule of screening dates.~~

22 VAC 20-30-100. Notifying and scheduling of candidates.

~~Candidates shall be notified in writing of the next scheduled screening at least 10 days prior to the scheduled date. Closed screenings may be offered upon request to groups who satisfy the requirements established by the department for offering a screening (22 VAC 20-30-90).~~

~~Candidates must complete and return the appropriate registration form requesting to be screened. The coordinator~~

~~will be responsible for scheduling and confirming requests in the order received. Candidates whose requests are received after the screening schedule has been filled shall be retained as alternates or assigned to another assessment site/date.~~

Any person interested in becoming a VQAS candidate shall submit a written request to be screened. The request must include the following information:

1. The candidate's full legal name;
2. The candidate's complete mailing address;
3. The candidate's identification number;
4. The candidate's telephone number;
5. The type of assessment requested;
6. The screening date requested; and
7. Training and professional development information as established in agency policy and procedure.

The department shall schedule and confirm requests in the order received. Candidates shall be notified in writing of their scheduled screening date and time at least 20 calendar days in advance of the assessment.

22 VAC 20-30-110. VQAS assessment process.

A. The agency may offer the following general assessments:

1. Code of Ethics Assessment.
2. Skills assessments in the following areas, each consisting of receptive, interactive and expressive components:
 - a. Sign Language Interpreting Skills Assessment;
 - b. Sign Language Transliterating Skills Assessment;
 - c. Sign Language Receptive Skills Assessment; and
 - d. Cued Speech Transliterating Skills Assessment.

B. The Code of Ethics Assessment shall assess a candidate's general knowledge and application of the Code of Ethics. The Code of Ethics Assessment shall be administered in writing or on videotape in the presence of a proctor. A score of 90% or higher is considered passing on the Code of Ethics Assessment.

A candidate shall not be eligible to participate in any skills assessment until a score of 90% or higher on the Code of Ethics has been achieved.

C. The Sign Language Interpreting Assessment shall assess a candidate's expressive, interactive, and receptive abilities using ASL vocabulary, structure and components. The assessment shall be administered on videotape.

D. The Sign Language Transliterating Skills Assessment shall assess a candidate's expressive, interactive and receptive abilities using a form of manually-coded English. The assessment shall be administered on videotape.

E. The Sign Language Receptive Skills Assessment shall assess a candidate's receptive abilities using ASL. The

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assessment shall be administered on videotape. Only candidates who are deaf or hard of hearing may participate in this assessment.

F. The Cued Speech Transliterating Skills Assessment shall assess a candidate's conversational expressive and receptive abilities using cued speech hand shapes and mouth movements. The assessment shall be administered on videotape.

G. Each candidate's performance will be assessed either by a screening panel present during the assessment or skills assessment shall be videotaped and rated by individual raters. ~~Panelists/raters~~ Raters will assess only the segments for which they have been specifically trained.

A. Assessment team.

1. ~~A screening panel or individual ratings~~ Rating shall consist of at least one ~~panelist/rater~~ who is hearing and one ~~panelist/rater~~ who is deaf or hard of hearing.
2. All ~~panelists/raters~~ shall be fluent in the language mode being assessed and shall have successfully completed rater training as administered by the agency.
3. ~~Raters shall score each assessment using criteria established in agency policy and procedure.~~

B. Screening components. Each screening is comprised of two major categories:

1. ~~Part I - Code of Ethics: (General knowledge and application). Shall be administered prior to the other category orally (in front of a live panel, on videotape, or both) or in writing (in the presence of a monitor).~~

NOTE: A candidate may not participate in a performance assessment until 90% competency has been demonstrated on Part I, the Code of Ethics assessment.

2. ~~Part II - Skills Assessment.~~

a. ~~Sign Language Assessment. Interpreting (ASL) Performance: (Expressive and receptive abilities using ASL vocabulary, structure, and components) and Transliterating (English) Performance (Expressive and receptive abilities using a form of manually-coded English). The assessment may be administered in front of a live panel, on videotape, or both.~~

b. ~~Cued Speech. Transliterating Performance: Expressive and receptive abilities using cued speech hand shapes and mouth movements. The assessment may be administered in front of a live panel, on videotape, or both.~~

G. H. Awarding of screening levels will be based upon the composite scores of all raters for each component of an assessment. The lowest composite score on any component of the assessment will determine the level awarded, if any.

Each ~~panelist/rater~~ will independently assess a candidate's performance and assign a raw score for the required competencies within each category (~~Parts I and II~~). Raw scores will be totaled for each part, converted to percentages, and averaged with the other ~~panelists/raters'~~ scores. ~~Parts I~~

and II will be scored independently of each other by the department. Depending on the results, a candidate may:

1. ~~Not receive any level at that time;~~
2. ~~Receive a level for Interpreting (ASL) only;~~
3. ~~Receive a level for Transliterating Sign Language only;~~
4. ~~Receive a level for both Interpreting (ASL) and Transliterating Sign Language; or~~
5. ~~Receive a level for Transliterating Cued Speech only.~~

D. I. Criteria for screening levels.

1. A screening level of I, II, III, or IV will be awarded to candidates who satisfy the minimum competency requirements. (Refer to 22 VAC 20-30-110 B Screening Components.) These minimum requirements are:

4. a. 90% Code of Ethics (~~Part I~~); and
2. ~~Performance~~ b. Skills assessment scores (~~Part II Interpreting or Transliterating~~):
 - a. (1) 95% - Level IV
 - b. (2) 80% - Level III
 - c. (3) 65% - Level II
 - d. 50% - Level I

2. A candidate receiving performance scores between 50% and 64.9% (formerly Level 1) will receive designation as a novice interpreter. Novice interpreter is not a VQAS level and candidates receiving this designation will not be eligible for inclusion in the Directory of Qualified Interpreters.

E. J. The department will notify candidates in writing of the status of their screening results within 90 working days of the screening date.

22 VAC 20-30-120. Validity period.

A screening level, or the results of any part as described in ~~22 VAC 20-30-110 B~~, Code of Ethics Assessment shall remain valid for three years from the date of the letter of notification.

22 VAC 20-30-130. Appeal procedure.

If a candidate desires to contest the results of any part of a screening on the basis of environmental or technical factors that unfairly impacted the candidate's performance, the candidate must file an appeal request in writing with the director within 30 calendar days of the date of the decision. The request shall state the reason for the appeal. The director, or designee, shall provide for an informal conference with the candidate within 30 working days. The only remedy which that the director may award for the Code of Ethics (~~Part I~~) is the opportunity to retake the screening at the next scheduled date. The only remedy which the director may award for the performance component (~~Part II~~) is the opportunity to be reassessed by additional ~~panelists/raters~~ retake the assessment at no additional charge within 90 working days of the appeal decision.

22 VAC 20-30-140. Confidentiality.

A. All VQAS materials shall be kept confidential by department personnel and other persons authorized by the department to view such materials.

B. A candidate's scores shall also be confidential and shall not be released to persons other than the candidate without the candidate's written permission unless otherwise required by state or federal law.

C. Novice interpreter designations and candidate screening levels are not confidential and may be released after the candidate has been notified of the designation or screening level awarded.

22 VAC 20-30-150. Consumer grievance procedure.

A. The Virginia Department for the Deaf and Hard of Hearing affords any resident of Virginia who has a complaint pertaining to the quality of interpreter services provided by an interpreter holding a current VQAS Screening Level the right to a review and a fair hearing.

B. Before requesting a fair hearing, clients of VDDHH may make every effort to resolve the dispute through frank discussions with the interpreter whose actions are in dispute. It is normally expected that virtually all grievances can be handled in this manner. If, however, the grievance is not resolved, the complainant should proceed.

C. Complaints that cannot be resolved through informal discussion and that involve an alleged violation of the Code of Ethics may proceed to the VDDHH complaint process. Complaints must be received within 30 days of the date of the alleged violation.

D. VDDHH shall make available a VQAS Interpreter Consumer Complaint Form that includes the tenets of the Code of Ethics. This form shall be used for all formal complaints.

E. When a complaint is received by the department alleging that an interpreter with a current VQAS level acted in violation of the Code of Ethics, the department may:

1. Determine whether the complaint has merit to be forwarded to a formal hearing.

2. If forwarded, form a grievance panel of at least three individuals, one of whom must be deaf or hard of hearing, one of whom must be a qualified interpreter, and one of whom must be a VDDHH staff member. All panelists must have received training in the understanding and application of the Code of Ethics. The panel shall convene within 90 calendar days of the date the complaint is received.

F. The grievance panel shall have the following responsibilities:

1. To determine by a majority at a formal hearing, through testimony (provided by the complainant, the defendant and any other interested and involved parties) and by reviewing any applicable evidence submitted by the parties involved, whether the alleged action did occur and if it occurred whether it was in violation of the Code

of Ethics, was not in violation of the Code of Ethics, or that the testimony and evidence presented is insufficient to make a determination.

2. If the panel finds by a majority that a violation has occurred, to determine if the infraction was intentional or nonintentional and the degree of harm caused by the action and to make a recommendation to the department of appropriate action to be taken in accordance with agency policy and procedure.

3. To interpret the application of appropriate agency policies and procedures in the case. It does not have the prerogative to formulate or change policies or procedures.

G. The only actions the grievance panel may recommend are the following:

1. Removing the interpreter from the directory;

2. Voiding the interpreter's contract with the agency;

3. Requiring additional training as a condition of continued validity of current VQAS screening Levels; and

4. Suspending or revoking current VQAS level designations.

Note: An interpreter whose VQAS Level has been revoked may not apply for screening for a new level for a period of one year from the date of the revocation and may be required to provide evidence of additional training prior to reentering the screening process.

VA.R. Doc. No. R00-12; Filed December 6, 2000, 12:43 p.m.

FINAL REGULATIONS

For information concerning Final Regulations, see Information Page.

Symbol Key

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

TITLE 2. AGRICULTURE

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

REGISTRAR'S NOTICE: The following amendments are made pursuant to § 3.1-188.23 of the Code of Virginia, which provides authority for the Commissioner of Agriculture and Consumer Services to extend or reduce regulated areas described in the quarantine.

Title of Regulation: **2 VAC 5-330-10 et seq. Rules and Regulations for the Enforcement of the Virginia Pest Law - Virginia Gypsy Moth Quarantine (amending 2 VAC 5-330-30).**

Statutory Authority: §§ 3.1-188.23 and 3.1-188.24 of the Code of Virginia.

Effective Date: February 5, 2001.

Summary:

The amendments extend the regulated areas under the Virginia Gypsy Moth Quarantine due to the detection of larvae or other life stages of the gypsy moth in areas not currently under regulation. The current regulated area is changed by the addition of five independent cities (Bedford, Clifton Forge, Covington, Danville and Lynchburg) and 11 counties (Alleghany, Appomattox, Bedford, Botetourt, Brunswick, Campbell, Charlotte, Halifax, Lunenburg, Mecklenburg, and Pittsylvania). All other parts of the Virginia Gypsy Moth Quarantine will remain unchanged.

Agency Contact: Copies of the regulation may be obtained from Frank M. Fulgham, Department of Agriculture and Consumer Services, P.O. Box 1163, Richmond, VA 23218, telephone (804) 786-3515.

2 VAC 5-330-30. Regulated areas.

A. Any area of another state or the District of Columbia, whether designated high risk or low risk, in which gypsy moth is known to occur and is so geographically described and regulated by the United States Department of Agriculture under the Gypsy Moth and Brown-tail Moth Quarantine No. 45, (7 USC §§ 1520dd, 150ee, 162) or under a state gypsy moth quarantine or other state legislation.

B. The following areas in Virginia:

1. The entire counties of: Accomack, Albemarle, Alleghany, Amelia, Amherst, Appomattox, Arlington, Augusta, Bath, Bedford, Botetourt, Brunswick, Buckingham, Campbell, Caroline, Charles City, Charlotte, Chesterfield, Clarke, Culpeper, Cumberland, Dinwiddie, Essex, Fairfax, Fauquier, Fluvanna, Frederick,

Gloucester, Goochland, Greene, Greensville, Halifax, Hanover, Henrico, Highland, Isle of Wight, James City, King George, King and Queen, King William, Lancaster, Loudoun, Louisa, Lunenburg, Madison, Mathews, Mecklenburg, Middlesex, Nelson, New Kent, Northampton, Northumberland, Nottoway, Orange, Page, Pittsylvania, Powhatan, Prince Edward, Prince George, Prince William, Rappahannock, Richmond, Rockbridge, Rockingham, Shenandoah, Southampton, Spotsylvania, Stafford, Surry, Sussex, Warren, Westmoreland, and York.

2. The entire independent cities of: Alexandria, Bedford, Buena Vista, Charlottesville, Chesapeake, Clifton Forge, Colonial Heights, Covington, Danville, Emporia, Fairfax City, Falls Church, Franklin, Fredericksburg, Hampton, Harrisonburg, Hopewell, Lexington, Lynchburg, Manassas, Manassas Park, Newport News, Norfolk, Petersburg, Poquoson, Portsmouth, Richmond, Staunton, Suffolk, Virginia Beach, Waynesboro, Williamsburg, and Winchester.

VA.R. Doc. No. R01-60; Filed December 11, 2000, 1:39 p.m.

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

Title of Regulation: **2 VAC 5-430-10 et seq. Rules and Regulations for the Enforcement of the Virginia Industrial Ethanol Act (REPEALED).**

Statutory Authority: Chapter 41 (§ 3.1-1050 et seq.) (repealed) of Title 3.1 of the Code of Virginia.

Effective Date: January 31, 2001.

Summary:

The Rules and Regulations for the Enforcement of the Virginia Industrial Ethanol Act establish requirements for licensing as an industrial ethanol producer; provides for certain recordkeeping requirements, reporting annual production; mandates security requirements; stipulates the approved methods of transportation for the finished product; and specifies methods of identifying the distillation apparatus. The board is repealing this regulation because the statute on which the regulation was based has been repealed.

TITLE 8. EDUCATION

STATE BOARD OF EDUCATION

Title of Regulation: 8 VAC 20-21-10 et seq. **Licensure Regulations for School Personnel (amending 8 VAC 20-21-10, 8 VAC 20-21-50, and 8 VAC 20-21-80).**

Statutory Authority: § 22.1-298 of the Code of Virginia.

Effective Date: January 31, 2001.

Summary:

The amendments set forth an alternative route for teacher licensure that may be taken by military personnel who wish to become fully licensed teachers in Virginia. The alternative route is available to military personnel who seek teaching endorsements pre-K through 12, with the exception of special education.

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

Agency Contact: Copies of the regulation may be obtained from Dr. Margaret N. Roberts, State Board of Education, P.O. Box 2120, James Monroe Building, 101 North 14th Street, 25th Floor, Richmond, VA 23219, telephone (804) 225-2540.

8 VAC 20-21-10. Definitions.

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

"Accredited institution" means an institution of higher education accredited by a regional accrediting agency recognized by the United States Department of Education.

"Alternative route to licensure" means one route to licensure available to individuals employed by a Virginia educational agency who meet the guidelines specified in 8 VAC 20-21-80.

"Approved program" means a professional education program recognized as meeting state standards for the content and operation of such programs so graduates of the program will be eligible for state licensure. The Board of Education has the authority to approve programs in Virginia.

"Cancellation" means the annulment, voiding, or invalidation of a teaching license following voluntary surrender of the license by the license holder.

"Collegiate Professional License" means a five-year, renewable license available to an individual who has satisfied all requirements for licensure, including the professional teacher's assessment prescribed by the Board of Education.

"Competency" means a capability or skill that a person possesses and can demonstrate, given the appropriate

resources and conditions. As used in this chapter, a competency refers to a behavior that a licensure candidate should be able to demonstrate prior to being issued a teaching license. In most cases, entry level proficiency relative to the competency is specified rather than desired mastery level proficiency.

"Content area course work" means courses at the undergraduate level (i.e., two-year or four-year institution) or at the graduate level that will not duplicate previous courses taken in the humanities, history and social science, the sciences, mathematics, health and physical education, and the fine arts. These courses are usually available through the college or department of arts or sciences.

"Denial" means the refusal to grant a teaching license to a new applicant or to an applicant who is reapplying after the expiration of a license.

"Division Superintendent License" means a five-year, renewable license available to an individual who has completed an earned master's degree from an accredited institution of higher education and meets the requirements specified in 8 VAC 20-21-590. The individual's name must be listed on the Board of Education's list of eligible division superintendents.

"Eligibility License" means a one-year license dated July 1-June 30. The Eligibility License is issued upon successful completion of level I of the career switcher program. This license requires a bachelor's degree from a regionally accredited institution; the completion of teaching area requirements for an endorsement in a content area as set forth in this chapter, or the equivalent through verifiable experience or academic study; and Virginia qualifying scores on Praxis I (Reading, Writing, and Mathematics) and Praxis II (subject area assessments). If the Eligibility License expires prior to the individual receiving employment in Virginia, the license holder must reapply for the second Eligibility License. The intensive program (level I) must be repeated if the individual has not gained employment prior to the expiration of the second Eligibility License.

"Postgraduate Professional License" means a five-year, renewable license available to an individual who has qualified for the Collegiate Professional License and who holds an appropriate earned graduate degree from an accredited institution.

"Provisional License" means a nonrenewable license issued for a period of three years to individuals who have been employed by a Virginia educational agency and meet the requirements specified in 8 VAC 20-21-50 A 4.

"Pupil Personnel Services License" means a five-year, renewable license available to an individual who has earned an appropriate graduate degree from an accredited institution with an endorsement for guidance counselor, school psychologist, school social worker, or visiting teacher. This license does not require teaching experience.

"Reciprocity" means an agreement between two or more states that will recognize and accept one another's regulations and laws for privileges for mutual benefit. See 8

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VAC 20-21-90 for conditions for teacher licensure by reciprocity.

"*Revocation*" means the annulment by recalling, repealing, or rescinding a teaching license.

"*Special Education Conditional License*" means a three-year, nonrenewable teaching license issued to an individual employed as a special education teacher in a public school or a nonpublic special education school in Virginia who does not hold the appropriate special education endorsement but meets the criteria specified in 8 VAC 20-21-50 A 5. This conditional license is not applicable to individuals employed as speech pathologists.

"*Suspension*" means the temporary withdrawal of a teaching license.

"*Technical Professional License*" means a five-year, renewable license available to a person who has graduated from an accredited high school (or possesses a General Education Development Certificate); has exhibited academic proficiency, technical competency, and occupational experience; and meets the requirements specified in 8 VAC 20-21-50 A 3.

8 VAC 20-21-50. Types of licenses; dating of licenses.

A. The following types of licenses are available:

1. Collegiate Professional License. The Collegiate Professional License is a five-year, renewable license available to an individual who has satisfied all requirements for licensure, including the professional teacher's assessment prescribed by the Board of Education.

2. Postgraduate Professional License. The Postgraduate Professional License is a five-year, renewable license available to an individual who has qualified for the Collegiate Professional License and who holds an appropriate earned graduate degree from an accredited institution.

3. Technical Professional License. The Technical Professional License is a five-year, renewable license available to a person who has graduated from an accredited high school (or possesses a General Education Development Certificate); has exhibited academic proficiency, technical competency, and occupational experience; and has completed nine semester hours of specialized professional studies credit from an accredited college or university. The nine semester hours of professional studies course work must include human growth and development (three semester hours), curriculum and instructional procedures (three semester hours), and applications of instructional technology or foundations of education (three semester hours). The Technical Professional License is issued at the recommendation of an employing educational agency in the areas of vocational education, educational technology, and military science. In addition to demonstrating competency in the endorsement area sought, the individual must:

a. Hold a license issued by the appropriate Virginia board for those program areas requiring a license and a minimum of two years of satisfactory experience at the journeyman level or an equivalent;

b. Have completed a registered apprenticeship program and two years of satisfactory experience at the journeyman level or an equivalent level in the trade; or

c. Have four years of work experience at the management or supervisory level or equivalent or have a combination of four years of training and work experience at the management or supervisory level or equivalent.

Individuals holding the Technical Professional License who seek the Collegiate Professional or Postgraduate Professional License must meet the professional teacher's assessment requirement.

4. Provisional License. The Provisional License is a three-year, nonrenewable license available to individuals who are employed by a Virginia educational agency and are:

a. Entering the teaching field through the alternative route to licensure upon recommendation of the employing educational agency;

b. Failing to meet an allowable portion of general, professional, or specific endorsement requirements;

c. Seeking the Technical Professional License; or

d. Eligible for licensure but need to complete successfully the professional teacher's assessment prescribed by the Board of Education.

5. Special Education Conditional License. A Special Education Conditional License is a three-year, nonrenewable teaching license issued to an individual employed as a special education teacher in a public school or a nonpublic special education school in Virginia who does not hold the appropriate special education endorsement. The conditional license is not applicable to individuals employed as speech pathologists. To be issued the Special Education Conditional License an individual must:

a. Be employed by a Virginia public or nonpublic school and have the recommendation of the employing educational agency;

b. Hold a baccalaureate degree from an accredited college or university;

c. Have an assigned mentor endorsed in special education; and

d. Have a planned program of study in the assigned endorsement area and have completed a minimum of six semester hours in the core competencies of characteristics of students with disabilities and legal aspects associated with students with disabilities.

During the three years the Special Education Conditional License is valid, the individual must complete all

requirements for the special education endorsement area, complete professional studies requirements, and meet Virginia's professional teacher's assessment requirement prescribed by the Board of Education.

6. Pupil Personnel Services License. The Pupil Personnel Services License is a five-year, renewable license available to an individual who has earned an appropriate graduate degree from an accredited institution with an endorsement for guidance counselor, school psychologist, school social worker, or visiting teacher. This license does not require teaching experience.

7. Division Superintendent License. The Division Superintendent License is a five-year, renewable license available to an individual who has completed an earned master's degree from an accredited institution of higher education and meets the requirements specified in 8 VAC 20-21-590. The individual's name must be listed on the Board of Education's list of eligible division superintendents.

8. "Eligibility License" means a one-year license dated July 1-June 30. The Eligibility License is issued upon successful completion of level I of the career switcher program. This license requires a bachelor's degree from a regionally accredited institution; the completion of teaching area requirements for an endorsement in a content area as set forth in this chapter, or the equivalent through verifiable experience or academic study; and Virginia qualifying scores on Praxis I (Reading, Writing, and Mathematics) and Praxis II (subject area assessments). If the Eligibility License expires prior to the individual receiving employment in Virginia, the license holder must reapply for the second Eligibility License. The intensive program (level I) must be repeated if the individual has not gained employment prior to the expiration of the second Eligibility License.

B. All licenses will be effective from July 1 in the school year in which the application is made.

8 VAC 20-21-80. Alternative route routes to licensure.

A. An alternative route is available to military personnel career switchers who seek teaching endorsements pre-K through grade 12 with the exception of special education.

1. An individual seeking an Eligibility License must meet the following requirements: an application process; a bachelor's degree from a regionally accredited institution; the completion of teaching area requirements for an endorsement in a content area as set forth in this chapter, or the equivalent through verifiable experience or academic study; and Virginia qualifying scores on Praxis I (Reading, Writing, and Mathematics) and Praxis II (subject area assessments). The Eligibility License is awarded at the end of Level I preparation. All components of the career switcher alternative route for military personnel must be completed by the candidates.

2. The professional studies requirements must be completed during the course of a single year through the following three levels of preparation that may be offered

through a variety of delivery systems. Preparation programs must be approved by the Virginia Department of Education;

a. Intensive Level I Preparation phase includes, but is not limited to, the following:

- (1) Introduction to Classroom Management;
- (2) Introduction to the Standards of Learning;
- (3) Introduction to Teaching Strategies; and
- (4) Field experience with summer school students.

b. Level II Preparation during first year of employment.

- (1) Candidate seeks employment with the one-year Eligibility License;
- (2) Continued Level II preparation during the first year of employment; and
- (3) One year of successful, full-time teaching experience in an accredited public or nonpublic school under the newly created one-year Eligibility License. A trained mentor must be assigned to assist the candidate through the alternative route.

c. Level III Preparation continued.

- (1) Post preparation (if needed);
- (2) Recommendation from employer for a renewable license; and
- (3) Issuance of the five-year renewal license.

3. Verification of program completion will be documented by the program provider and the superintendent or designee.

4. Delivery systems of the career switcher for the alternative route to licensure must adhere to requirements specified by the Board of Education when proposals are requested. The programs must include the prescribed scope and sequence of preparation as well as evaluation of the candidate and overall program evaluation. These programs must be approved by the Department of Education.

A. B. An alternative route is available to individuals employed by an educational agency who seek teaching endorsements pre-K through grade 12.

1. An individual seeking a Provisional License through the alternative route must meet the requirements specified in 8 VAC 20-21-50 A 4.

2. The professional studies requirements for the appropriate level of endorsement sought must be completed. A Virginia educational agency may submit to the Superintendent of Public Instruction for approval an alternative program to meet the professional studies requirements. The alternative program must include training (seminar, internship, course work, etc.) in human growth and development, curriculum and instructional procedures (including technology), foundations of education, and reading.

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3. One year of successful, full-time teaching experience in the appropriate teaching area in an accredited public or nonpublic school must be completed. A fully-licensed experienced teacher must be available in the school building to assist the beginning teacher employed through the alternative route.

~~B.~~ C. Alternative programs developed by institutions of higher education (i) recognize the unique strengths of prospective teachers from nontraditional backgrounds and (ii) prepare these individuals to meet the same standards that are established for others who are granted a Provisional License.

VA.R. Doc. No. R99-197; Filed December 12, 2000, 11:02 a.m.

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Title of Regulation: **8 VAC 20-21-10 et seq. Licensure Regulations for School Personnel (amending 8 VAC 20-21-260).**

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

Effective Date: January 31, 2001.

Summary:

The amendments set forth the requirements to be met by personnel who teach American Sign Language courses. Such regulations will help to ensure that students taking these courses are taught by teachers who are prepared in a manner consistent with the requirements for teachers in all other endorsement areas covered by the Licensure Regulations for School Personnel.

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

Agency Contact: Copies of the regulation may be obtained from Dr. Margaret N. Roberts, State Board of Education, P.O. Box 2120, James Monroe Building, 101 North 14th Street, 25th Floor, Richmond, VA 23219, telephone (804) 225-2540.

8 VAC 20-21-260. Foreign language preK-12.

A. The specific language of the endorsement will be noted on the license.

B. Foreign language preK-12 -- languages other than Latin.

1. The program in the foreign language will ensure that the candidate has:

a. Demonstrated the following competencies:

- (1) Understanding of authentic speech at a normal tempo;
- (2) Ability to speak with a command of vocabulary, pronunciation, and syntax adequate for expressing thoughts to a native speaker not used to dealing with foreigners;

(3) Ability to read and comprehend authentic texts of average difficulty and of mature content;

(4) Ability to write a variety of texts including description and narration with clarity and correctness in vocabulary and syntax;

(5) Knowledge of geography, history, social structure and artistic and literary contributions of the target societies;

(6) Ability to interpret contemporary lifestyles, customs, and cultural patterns of the target societies;

(7) Understanding of the application of basic concepts of phonology, syntax, and morphology to the teaching of the foreign language;

(8) Knowledge of the national standards for foreign language learning, current proficiency-based objectives of the teaching of foreign languages at the elementary and secondary levels, elementary and secondary methods and techniques for attaining these objectives, the assessment of foreign language skills, the use of media in teaching languages, current curricular developments, the relationship of language study to other areas of the curriculum, and the professional literature of foreign language teaching; and

(9) Understanding of and proficiency in grammar, usage, and mechanics and their integration in writing; and

b. Participated in opportunities for significant foreign language study or living experiences in this country or abroad, or both.

2. Endorsement requirements.

a. The candidate must have: ~~a.~~ (i) graduated from an approved teacher preparation program in a foreign language; or ~~b.~~ (ii) completed 30 semester hours above the intermediate level in the foreign language. (Endorsement in a second language may be obtained with 24 semester hours of course work above the intermediate level.) The program shall include (i) courses in advanced grammar and composition, conversation, culture and civilization, and literature and (ii) a minimum of 3 semester hours of methods of teaching foreign languages at the elementary and secondary levels; ~~or.~~

~~e.~~ b. Native speakers or candidates who have learned a foreign language without formal academic credit in a college or university must complete the following requirements:

(1) Achieved a minimum score of 600 on the Test of English as a Foreign Language, if English is not the native language. Native speakers of English are exempt from this test;

(2) Achieved a composite score at or above the 50th percentile on the listening, speaking, reading, writing, civilization and culture sections of the Modern Language Association Proficiency Test for

Teachers and Advanced Students. No individual section score shall be below the 25th percentile; and

(3) Earned a minimum of 3 semester hours of methods of teaching foreign languages at the elementary and secondary levels from an accredited college or university in the United States.

C. Foreign language preK-12 -- Latin.

1. The program in Latin will ensure that the candidate has demonstrated the following competencies:

- a. Ability to read and comprehend Latin in the original;
- b. Ability to pronounce Latin with consistent classical (or ecclesiastical) pronunciation;
- c. Knowledge of the vocabulary, phonetics, morphology and syntax of Latin and the etymological impact of Latin;
- d. Ability to discuss the culture and civilization of Greco-Roman society, including history, daily life, art, architecture, and geography;
- e. Ability to explain the relationship of Greco-Roman culture and civilization to subsequent cultures and civilizations;
- f. Knowledge of major literary masterpieces and their relationship to the historical and social context of the society;
- g. Competency in (i) current methodologies for teaching Latin at the elementary and secondary levels; (ii) lesson planning, scope and sequencing of material, instructional strategies and assessment under the guidance of an experienced Latin teacher; and
- h. Understanding of and proficiency in grammar, usage, and mechanics and their integration in writing.

2. Endorsement requirements. The candidate must have:

- a. Graduated from an approved teacher preparation program in Latin; or
- b. Completed 24 semester hours of Latin above the intermediate level. Up to six hours of Roman history, Roman life, mythology, or archaeology may be included in the total hours and 3 semester hours of methods of teaching Latin at the elementary and secondary levels are required.

D. Foreign language preK-12 -- American Sign Language.

1. The program in American Sign Language will ensure that the candidate has:

- a. Demonstrated the following competencies:
 - (1) Understanding of native users of American Sign Language at a normal tempo;
 - (2) Ability to sign with a command of vocabulary, nonmanual behaviors, and syntax adequate for expressing thoughts to an American Sign Language

user not accustomed to dealing with non-American Sign Language users;

(3) Knowledge of history, social structure and artistic and literary contributions of the deaf culture;

(4) Ability to interpret contemporary lifestyles, customs, and cultural patterns of the deaf culture;

(5) Understanding of the application of basic concepts of phonology (e.g., handshapes, types of signs, orientation on the body, sign movements), syntax, and morphology to the teaching of the American Sign Language;

(6) Knowledge of the national standards for foreign language learning, current proficiency-based objectives of the teaching of foreign languages at the elementary and secondary levels, elementary and secondary methods and techniques for attaining these objectives, the assessment of foreign language skills, the use of media in teaching languages, current curricular developments, the relationship of language study to other areas of the curriculum, and the professional literature of foreign language teaching; and

(7) Understanding of and proficiency in English grammar, usage, and mechanics and their integration in writing.

b. Participation in opportunities for significant study of the linguistics of American Sign Language and immersion experiences in the deaf culture.

2. Endorsement requirements.

a. The candidate must have (i) graduated from an approved teacher preparation program in a foreign language--American Sign Language or (ii) completed a major in American Sign Language or 24 semester hours above the intermediate level in American Sign Language. The program shall include (i) courses in advanced grammar and syntax, conversation, and culture and (ii) a minimum of three semester hours of methods of teaching foreign languages at the elementary and secondary levels.

b. Native users or candidates who have learned American Sign Language without formal academic credit in a college or university must complete the following requirements:

(1) Competency in American Sign Language demonstrated by written documentation of one of the following:

(a) Hold a current, valid qualified or professional certification by the American Sign Language Teachers Association;

(b) Hold a current, valid Virginia Quality Assurance Screening Level III Interpreting or higher issued by the Virginia Department for the Deaf and Hard of Hearing;

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(c) Hold a current, valid Registry of Interpreters for Deaf certification in at least one of the following: Certificate of Interpretation (CI), Certificate of Deaf Interpretation (CDI), Reverse Skills Certification (RSC), or Comprehensive Skills Certificate (CSC);

(d) Hold a current, valid National Association for the Deaf Level IV or higher.

(2) Earned a minimum of 3 semester hours of methods of teaching foreign languages at the elementary and secondary levels from an accredited college or university in the United States.

[~~It is recommended that~~] Individuals who are serving as teachers of American Sign Language in a public or accredited nonpublic school who hold a current, valid Virginia teaching license (Collegiate Professional or Postgraduate Professional License) [shall] be given a period of two years [~~from the effective date of this subsection~~ from July 1, 2001 to July 1, 2003,] to meet the requirements for the endorsement in American Sign Language. [Individuals not employed as teachers of American Sign Language as of July 1, 2001, shall be required to meet the requirements of this chapter.]

VA.R. Doc. No. R99-196; Filed December 12, 2000, 11:02 a.m.

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Title of Regulation: 8 VAC 20-640-10. Regulations Governing Substitute Teachers.

Statutory Authority: §§ 22.1-16 and 22.1-302 of the Code of Virginia.

Effective Date: January 31, 2001.

Summary:

The regulations establish qualifications that must be met by persons hired as substitute teachers by local school divisions.

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

Agency Contact: Copies of the regulation may be obtained from Dr. Margaret N. Roberts, State Board of Education, P.O. Box 2120, James Monroe Building, 101 North 14th Street, 25th Floor, Richmond, VA 23219, telephone (804) 225-2540.

CHAPTER 640.

REGULATIONS GOVERNING SUBSTITUTE TEACHERS.

8 VAC 20-640-10. Minimum requirements for substitute teachers.

Substitute teachers must:

1. Be a minimum of 18 years of age (21 years of age preferred);
2. Possess good moral character;
3. Have earned a high school diploma or GED; and

4. Attend orientation to school policies and procedures conducted by the local school division.

VA.R. Doc. No. R99-40; Filed December 12, 2000, 11:02 a.m.

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TITLE 18. PROFESSIONAL AND OCCUPATIONAL LICENSING

BOARD OF MEDICINE

Title of Regulation: 18 VAC 85-20-10 et seq. Regulations Governing the Practice of Medicine, Osteopathy, Podiatry and Chiropractic (amending 18 VAC 85-20-140).

Statutory Authority: §§ 54.1-2400 and 54.1-2913 of the Code of Virginia.

Effective Date: January 31, 2001.

Summary:

The amendments (i) permit the board to make exceptions, for good cause shown, to the requirement that an applicant complete Steps 1, 2, and 3 of the United States Medical Licensing Examination (USMLE) within a seven-year period and (ii) eliminate the provision allowing an applicant to take a combination of the USMLE and the FLEX examination since the Federation of State Medical Boards no longer accepts a combination of examinations as a prerequisite to sitting for Step 3 of the USMLE.

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 Elaine J. Yeatts, Department of Health Professions, 6606 West Broad Street, 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9918.

18 VAC 85-20-140. Examinations, general.

A. The Executive Director of the Board of Medicine or his designee shall review each application for licensure and in no case shall an applicant be licensed unless there is evidence that the applicant has passed an examination equivalent to the Virginia Board of Medicine examination required at the time he was examined and meets all requirements of Part III (18 VAC 85-20-120 et seq.) of this chapter. If the executive director or his designee is not fully satisfied that the applicant meets all applicable requirements of Part III of this chapter and this part, he shall refer the application to the Credentials Committee for a determination on licensure.

B. A Doctor of Medicine or Osteopathy who has passed the examination of the National Board of Medical Examiners or of the National Board of Osteopathic Medical Examiners, FLEX, or the United States Medical Licensing Examination, or the examination of the Licensing Medical Council of Canada or other such examinations as prescribed in § 54.1-2913.1 of the Code of Virginia may be accepted for licensure.

C. A Doctor of Podiatry who has passed the National Board of Podiatry Examiners examination and has passed a clinical

competence examination equivalent to the Virginia Board of Medicine examination may be accepted for licensure.

D. A Doctor of Chiropractic who has met the requirements of one of the following may be accepted for licensure.

1. An applicant who graduated after January 31, 1996, shall document successful completion of Parts I, II, III, and IV of the National Board of Chiropractic Examiners examination (NBCE).
2. An applicant who graduated from January 31, 1991, to January 31, 1996, shall document successful completion of Parts I, II, and III of the National Board of Chiropractic Examiners examination (NBCE).
3. An applicant who graduated from July 1, 1965, to January 31, 1991, shall document successful completion of Parts I, II, and III of the NBCE, or Parts I and II of the NBCE and the Special Purpose Examination for Chiropractic (SPEC), and document evidence of licensure in another state for at least two years immediately preceding his application.
4. An applicant who graduated prior to July 1, 1965, shall document successful completion of the SPEC, and document evidence of licensure in another state for at least two years immediately preceding his application.

E. The following provisions shall apply for applicants taking Step 3 of the United States Medical Licensing Examination or the Podiatric Medical Licensing Examination:

1. Applicants for licensure in medicine and osteopathy may be eligible to sit for Step 3 of the United States Medical Licensing Examination (USMLE) upon evidence of having passed Steps 1 and 2 of the United States Medical Licensing Examination (USMLE).
2. Applicants who sat for the United States Medical Licensing Examination (USMLE) shall provide evidence of passing Steps 1, 2, and 3 within a seven-year period *except for good cause shown*.
- ~~3. Applicants may take a combination of the United States Medical Licensing Examination (USMLE) and the Federation Licensing Examination (FLEX) which is acceptable to the board.~~
3. Applicants shall have completed the required training or be engaged in their final year of required postgraduate training.
- ~~4.~~ 4. Applicants for licensure in podiatry shall provide evidence of having passed the National Board of Podiatric Medical Examiners Examination to be eligible to sit for the Podiatric Medical Licensing Examination (PMLEXIS) in Virginia.

NOTICE: The forms used in administering the 18 VAC 85-20-10 et seq., Regulations Governing the Practice of Medicine, Osteopathy, Podiatry and Chiropractic, are not being published due to the large number; however, the name of each form is listed below. The forms are available for public inspection at the Department of Health Professions, 6606 West Broad Street, 4th Floor, Richmond, Virginia, or at the office of the Registrar of Regulations, General Assembly Building, 2nd Floor, Richmond, Virginia.

FORMS

Information & Instructions for Completing an Application for the Computer Based United States Medical Licensing Examination (USLME) - Approved Schools With Subsequent Virginia Licensure (rev. [~~4/00~~ 9/00]).

Information & Instructions for Completing an Application for the Computer Based United States Medical Licensing Examination (USLME) - Non-Approved Schools With Subsequent Virginia Licensure (rev. [~~4/00~~ 9/00]).

Information & Instructions for Completing an Application for the Computer Based United States Medical Licensing Examination (USLME) - Approved Schools Without Subsequent Virginia Licensure (rev. [~~4/00~~ 9/00]).

Information & Instructions for Completing an Application for the Computer Based United States Medical Licensing Examination (USLME) - Non-Approved Schools Without Subsequent Virginia Licensure (rev. [~~4/00~~ 9/00]).

Application for USMLE Step 3 With Subsequent Virginia Licensure (rev. [~~8/98~~ 1/00]).

Application USMLE Step 3 Without Subsequent Virginia Licensure (rev. [~~8/98~~ 1/00]).

Instructions for Completing National Boards/FLEX/USMLE - American Graduates (rev. 4/00).

Instructions for Completing FLEX or USMLE Application; Non-American Graduates (rev. 4/00).

Instructions for Completing PMLEXIS Examination/License Application (rev. [~~4/00~~ 9/00]).

Instructions for Completing Chiropractic Endorsement Application (rev. 4/00).

Instructions for Completing Podiatry Endorsement Application (rev. 4/00).

Instructions for Completing LMCC Endorsement Application; Canadian/American Graduate (rev. 4/00).

Instructions for Completing LMCC Endorsement Application; Non-American Graduates (rev. 4/00).

Instructions for Completing Osteopathic National Boards Endorsement Application (rev. 4/00).

Instructions for Completing Other Boards Endorsement Application; American Graduates (rev. 4/00).

Instructions for Completing Other Boards Endorsement Application; Non-American Graduates (rev. 4/00).

Form #A, Claims History Sheet (rev. [~~6/97~~ 4/00]).

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[*Form #A (DC), Claims History Sheet (rev. 4/00).*]

Form #B, Activity Questionnaire (rev. [~~6/97~~ 4/00]).

Form #C, Clearance from Other State Boards (rev. [~~6/97~~ 4/00]).

Form #D, [~~Virginia Request for American Medical Association~~ Physician Profile [*Service Order Form for Licensure Application or Renewal*] (rev. [~~6/97~~ 5/99]).

[*Form #E, Disciplinary Inquiry (rev. 4/00).*]

Application for a License to Practice Medicine [~~Osteopathy and Surgery~~] (rev. [~~5/97~~ 4/00]).

[*Application for a License to Practice Osteopathy and Surgery (rev. 4/00).*]

Form #H, Certification of Grades Attained on the Podiatric Medical Licensing Examination for States (PMLEXIS) (rev. [~~6/97~~ 4/00]).

Form #I, National Board of Podiatric Medical Examiners request for scores on Part I and II (rev. [~~6/97~~ 4/00]).

Form HRB-30-061, Requirements and Instructions for an Intern/Resident License (rev. [~~8/99~~ 4/00]).

Intern/Resident Form #A, Memorandum from Associate Dean of Graduate Medical Education (rev. [~~8/99~~ 4/00]).

Intern/Resident, Form #B, Certificate of Professional Education (rev. [~~8/99~~ 4/00]).

[*Application for Temporary License for Intern/Resident Training Program (rev. 4/00).*

Report of Clinical Rotations (rev. 4/00).]

Instructions for Completing an Application for a Limited License to Practice Medicine as a Full-time Faculty Member or as a Full-time Fellow (rev. [~~8/99~~ 4/00]).

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

Form #G - Request for Status Report of Education Commission for Foreign Medical Graduates Certification (rev. [~~10/97~~ 4/00]).

[*Form #L – Certificate of Professional Education (rev. 4/00).*

Continued Competency Activity and Assessment Form (rev. 4/00).]

Instructions for Reinstatement of Medicine and Surgery or Osteopathy Licensure Application (rev. [~~4/00~~ 5/00]).

Instructions for Completing Reinstatement of Chiropractic Licensure Application (rev. 4/00).

Instructions for Reinstatement of Podiatry Licensure Application (rev. 4/00).

Instructions for Medicine and Surgery or Osteopathy Licensure Application After Reinstatement Denied or License Revoked (rev. 8/99).

Application for Reinstatement of License to Practice Medicine/Osteopathy After Petition for Reinstatement Denied or License Revoked (rev. 8/99).

[~~American Medical Association, Physician Profile Service Order Form for Licensure Application or Renewal (rev. 8/99).~~]

Reinstatement, State Questionnaire Form (rev. [~~7/98~~ 4/00]).

Reinstatement, Activity Questionnaire Form (rev. [~~7/98~~ 4/00]).

Reinstatement, Disciplinary Inquiries to Federation of State Medical Boards (rev. [~~7/98~~ 4/00]).

Renewal Notice and Application (rev. 2/00).

VA.R. Doc. No. R00-51; Filed December 12, 2000, 11:31 a.m.



FORMS

TITLE 4. CONSERVATION AND NATURAL RESOURCES

DEPARTMENT OF MINES, MINERALS AND ENERGY

EDITOR'S NOTICE: The following forms have been amended by the Department of Mines, Minerals and Energy. Any amended or added forms are reflected in the listing. The forms are not being published due to the large number. The forms are available for public inspection at the Department of Mines, Minerals and Energy, Ninth Street Office Building, 202 North 9th Street, Richmond, VA 23219, or at the department's Abingdon, Big Stone Gap, or Charlottesville offices. Copies of the forms may be obtained from Cheryl Cashman, Department of Mines, Minerals and Energy, Ninth Street Office Building, 202 North 9th Street, Richmond, VA 23219, telephone (804) 692-3213.

Title of Regulation: 4 VAC 25-30-10 et seq. Minerals Other than Coal Surface Mining Regulations.

FORMS

Mineral Mining Annual Tonnage Report, DMM-146 (rev. 9/98).
Permit/License Application, DMM-101 (rev. 9/98).
Request for Release of Mine Map, DMM-155/DM-MR-1 (rev. 3/97).
Notice of Application to Mine, DMM-103 (rev. 11/94).
Statement Listing the Names and Addresses of Adjoining Property Owners, DMM-103a (rev. 4/88 12/00; included in DMM-103).
Yearly Progress Report, DMM-105 (rev. 12/94).
Surety Bond, DMM-107 (rev. 4/98).
Legend, DMM-109 (rev. 11/94).
Relinquishment of Mining Permit, DMM-112 (rev. 11/94).
Request for Amendment, DMM-113 (rev. 2/95).
Consolidated Biennial Report of Waivered Counties, Cities and Towns, DMM-116 (rev. 12/99).
Biennial Waivered Counties, Cities and Towns Report of Individual Mining Companies, DMM-117 (rev. 12/99).
Consent for Right of Entry on Surface Mined Orphaned Land, DMM-120 (rev. 12/99).
Mineral Mining Annual Tonnage Report, DMM-146 (rev. 11/94).
E & T Service Evaluation, DMM-152 (rev. 9/00).
Request for Release of Mine Map, DMM-155 (rev. 11/94).
Notice of Operator Intent, DMM-156 (rev. 1/95).
License Renewal Application, DMM-157 (rev. 9/98).

Request Form, DMM-158 (eff. 9/00).

Title of Regulation: 4 VAC 25-40-10 et seq. Safety and Health Regulations for Mineral Mining.

FORMS

Permit/License Application, DMM-101 (rev. 9/99).
Notice of Application to Mine, DMM-103 (rev. 9/99).
Statement Listing the Names and Addresses of Adjoining Property Owners, DMM-103a (rev. 4/88 12/00; included in DMM-103).
Yearly Progress Report, DMM-105 (rev. 11/94).
Surety Bond, DMM-107 (rev. 9/99).
Legend, DMM-109 (rev. 9/99).
Relinquishment of Mining Permit, DMM-112 (rev. 9/99).
Request for Amendment, DMM-113 (rev. 7/99).
Consolidated Biennial Report of Waivered Counties, Cities and Towns, DMM-116 (rev. 6/90).
Biennial Waivered Counties, Cities and Towns Report of Individual Mining Companies, DMM-117 (rev. 6/90).
Consent for Right of Entry on Surface Mined Orphaned Land, DMM-120 (rev. 8/87).
Mineral Mining Annual Tonnage Report, DMM-146 (rev. 9/99).
E & T Service Evaluation, DMM-152 (rev. 9/00).
Request for Release of Mine Map, DMM-155/DM-MR-1 (rev. 9/99).
Notice of Operator Intent, DMM-156 (rev. 9/99).
License Renewal Application, DMM-157 (rev. 9/99).
Request Form, DMM-158 (eff. 9/00).
Permit Transfer Acceptance, DMM-161 (eff. 9/99).

Title of Regulation: 4 VAC 25-130-10 et seq. Coal Surface Mining Reclamation Regulations.

FORMS

Anniversary Notification, DMLR-PT-028 (eff. 9/99).
Change Order Justification, DMLR-AML-065 (eff. 8/99).
Ground Water Monitoring Report, DMLR-PT-101 (rev. 11/99).
Application for Exemption Determination (Extraction of Coal Incidental to the Extraction Of Other Minerals), DMLR-211 (rev. 4/96).
Applicant Violator System (AVS) Ownership Control Information, DMLR-AML-003 (rev. 1/95).
Consent for Right of Entry-Exploratory, DMLR-AML-122 (rev. 3/98).
Consent for Right of Entry-Construction, DMLR-AML-123 (rev. 3/98).

Forms

Consent for Right of Entry-Construction Lien Waiver, DMLR-AML-174 (rev. 3/91).

License for Performance--Acid Mine Drainage Investigations and Monitoring (Abandoned Mine Land Program), DMLR-AML-175c (11/96).

License for Performance--Acid Mine Drainage Reclamation and Construction (Abandoned Mine Land Program), DMLR-AML-176c, (rev. 12/96).

Consent for Right of Entry-Ingress/Egress, DMLR-AML-177 (rev. 3/98).

Application for Recertification: DMLR Endorsement/Blaster's Certification, DMLR-BCME-03 (rev. 6/95).

Application for DMLR Endorsement: Blaster's Certification (Coal Surface Mining Operation), DMLR-BCME-04 (rev. 6/95).

Geology and Hydrology Information Part A through E, DMLR-CP-186 (rev. 3/86).

Sediment and Pond Design Data Sheet, DMLR-CP-187 (rev. 12/85).

Notice of Temporary Cessation, DMLR-ENF-220 (rev. 2/96).

Application for Small Operator's Assistance, DMLR-OA-106 (rev. 12/85).

Lands Unsuitable Petition, DMLR-OA-131 (rev. 12/85).

Application for Permit for Coal Exploration and Reclamation Operations (which Remove More Than 250 Tons) and NPDES, DMLR-PS-062 (rev. 12/85).

Chapter 19-Statement for Third Party-Certificate of Deposit, DMLR-PS-093 (rev. 12/85).

Cognovit Note, Part I and II, DMLR-PS-095 (rev. 12/85).

Application-Coal Surface Mining Reclamation Fund, DMLR-PS-162 (rev. 7/89).

Application for Release of Bond-Estimated Cost, DMLR-PS-212 (rev. 3/88).

Application for Release of Bond-Reclamation Fund, DMLR-PS-213 (rev. 3/88).

Example - Waiver (300 Feet from Dwelling), DMLR-PT-223 (rev. 2/96).

Verification That Application Was On Public Display, DMLR-PS-236 (rev. 5/90).

Surety Bond, DMLR-PT-013 (rev. 10/95).

Surety Bond-Federal Lands, DMLR-PT-013A (rev. 10/95).

Map Legend, DMLR-PT-017 (rev. ~~9/99~~ 10/00).

Form Letter From Banks Issuing CD's For Coal Operators, DMLR-PT-026A (rev. 1/95).

Operator's Seeding Report, DMLR-PT-011 (rev. 4/96).

Request for Relinquishment, DMLR-PT-027 (rev. 4/96).

Water Supply Inventory List, DMLR-PT-030 (rev. 4/96).

Application for Permit for Coal Surface Mining and Reclamation Operations and National Pollutant Discharge Elimination Systems (NPDES), DMLR-PT-034 (rev. 2/99).

Application for Permit: Coal Surface Mining and Reclamation Operations, DMLR-PT-034D (rev. 8/98).

Coal Exploration Notice, DMLR-PT-051 (rev. 11/98).

Well Construction Data Sheet, DMLR-PT-053 (rev. 4/96).

Sediment Basin Design Data Sheet, DMLR-PT-086 (rev. 10/95).

Impoundment Construction and Annual Certification, DMLR-PT-092 (rev. 10/95).

Road Construction Certification, DMLR-PT-098 (rev. 10/95).

Ground Water Monitoring Report, DMLR-PT-101 (rev. 2/95).

Rainfall Monitoring Report, DMLR-PT-102 (rev. 8/98).

Pre-Blast Survey, DMLR-PT-104 (rev. 10/95).

Excess Spoil Fills and Refuse Embankments Construction Certification, DMLR-PT-105 (rev. 4/96).

Stage-Area Storage Computations, DMLR-PT-111 (rev. 10/95).

NPDES Discharge Monitoring Report, DMLR-PT-119 (rev. 2/95).

Water Monitoring Report -- Electronic File/Printout Certification, DMLR-PT-119C (rev. 5/95; included in DMLR-PT-119).

Coal Surface Mining Reclamation Fund Application, DMLR-PT-162 (rev. 4/96).

Conditions -- Coal Surface Mining Reclamation Fund, DMLR-PT-167 (rev. 10/95).

Coal Surface Mining Reclamation Fund Tax Reporting Form, DMLR-PT-178 (rev. 10/95).

Surface Water Monitoring Report, DMLR-PT-210 (rev. 8/98).

Application For Performance Bond Release, DMLR-PT-212 (rev. 4/96).

Public Notice: Application for Transfer, Assignment, or Sale of Permit Rights under Chapter 19 of Title 45.1 of the Code of Virginia, DMLR-PT-219 (8/96).

Public Notice: Application for Bond Reduction Under Chapter 19 of Title 45.1 of the Code of Virginia--Cost Estimate, Phase I, DMLR-PT-225 (rev. 4/96).

Public Notice: Application for Bond Reduction Under Chapter 19 of Title 45.1 of the Code of Virginia--Cost Estimate, Phase II, DMLR-PT-226 (rev. 4/96).

Public Notice: Application for Bond Reduction Under Chapter 19 of Title 45.1 of the Code of Virginia--Cost Estimate, Phase III, DMLR-PT-227 (rev. 4/96).

Public Notice: Application for Bond Reduction Under Chapter 19 of Title 45.1 of the Code of Virginia--Pool Bonding, Incremental Bond Reduction, DMLR-PT-228 (rev. 4/96).

Public Notice: Application for Bond Reduction Under Chapter 19 of Title 45.1 of the Code of Virginia--Pool Bonding, Entire Permit Bond Reduction, DMLR-PT-229 (rev. 9/95).

Public Notice: Application for Bond Reduction Under Chapter 19 of Title 45.1 of the Code of Virginia--Pool Bonding, Entire Permit Bond Release, DMLR-PT-230 (rev. 4/96).

Affidavit (Permit Application Information: Ownership and Control Information and Violation History Information), DMLR-PT-240 (rev. 12/98).

Stream Channel Diversion(s) Certification, DMLR-PT-233 (rev. 2/96).

Quarterly Acid-Base Monitoring Report, DMLR-PT-239 (rev. 6/95).

Affidavit (No Legal Change in a Company's Identity), DMLR-PT-250 (rev. 12/98).

Blasting Plan Data, DMLR- PT-103 (rev. 4/96).

Affidavit (Reclamation Fee Payment), DMLR-PT-244 (rev. 2/96).

Application - National Pollutant Discharge Elimination System (NPDES) Permit - Short Form C, DMLR- PT-128 (rev. 5/96).

National Pollutant Discharge Elimination System (NPDES) Short Form C - Instructions, DMLR-PT-128A (rev. 5/96).

Impoundment Inspection Report, DMLR-PT-251 (rev. 12/93).

Water Sample Tag, DMLR-TS-107 (rev. 3/83).

Surface Water Baseline Data Summary, DMLR-TS-114 (rev. 4/82).

Diversion Design Computation Sheet, DMLR-TS-120 (rev. 12/85).

Sediment Channel Design Data Sheet, DMLR-TS-127 (rev. 12/85).

Virginia Stream Survey, DMLR-TS-217 (rev. 1/87).

Line Transect - Forest Land Count, DMLR-PT-224 (rev. 2/96).

Applicant Violator System (AVS) Ownership & Control Information, DMLR-AML-003 (rev. 4/97).

Application for Permit Renewal Coal Surface Mining and Reclamation Operations, DMLR-PT-034R (eff. 6/97).

Application for Coal Exploration Permit and National Pollutant Discharge Elimination System Permit, DMLR-PT-062 (formerly DMLR-PS-062) (rev. 6/97).

Conditions--Coal Surface Mining Reclamation Fund, DMLR-PT-167 (rev. 10/95).

Vibration Observations, DMLR-ENF-032V (eff. 9/97).

Application for Small Operator Assistance, DMLR-PT-106 (formerly CP-106) (rev. 9/97).

Application--National Pollutant Discharge Elimination System Application Instructions, DMLR-PT-128 (rev. 9/97).

Blasting Plan Data, DMLR-PT-103 (rev. 10/97).

Request for Relinquishment, DMLR-PT-027 (rev. 1/98).

Written Findings, DMLR-PT-237 (rev. 1/98).

Irrevocable Standby Letter of Credit, DMLR-PT-255 (rev. 7/98).

DMLR-AML-312, Affidavit (eff. 7/98).

Title of Regulation: 4 VAC 25-170-10 et seq. Geothermal Energy Regulations.

FORMS

Registration Form for Drillers, Owners and Operators of Geothermal Wells, DGO-G-01 (rev. 6/89).

Application for Exploration Permit, DGO-G-02 (rev. 6/89).

Application if Well Involves Drilling, Redrilling or Deepening, DGO-G-02A (rev. 6/89; included in DGO-G-02).

Geothermal Resource Well Operator's Bond, DGO-G-03 (rev. 6/89).

Geothermal Well Plat, DGO-G-04 (rev. 6/89).

Certification of Location of New Well, DGO-G-04A (rev. 6/89; included in DGO-G-04).

Report on Completion of Well Work, DGO-G-05 (rev. 6/89).

Report on Completion of Drilling, Redrilling or Deepening, DGO-G-05A (rev. 6/89; included in DGO-G-5).

Notice of Intent to Plug or Abandon, and Affidavit, DGO-G-05B (rev. 6/89; included in DGO-G-5).

Casing and Tubing Program, DGO-G-05C (rev. 6/89; included in DGO-G-5; included in DGO-G-5).

Driller's Log, DGO-G-05D (rev. 6/89; included in DGO-G-5).

Notice of Intent to Proceed, DGO-G-06 (rev. 6/89).

Geothermal Resource Production or Injection Report, DGO-G-07 (rev. 6/89).

Groundwater Monitoring Report, DGO-G-08 (rev. 6/89).

Geothermal Fluid Monitoring Report, DGO-G-09 (rev. 6/89).

Notification of Chemical Cleaning of a Geothermal Well, DGO-G-10 (rev. 6/89).

Surveyor's Report on Subsidence, DGO-G-11 (rev. 6/89).

Application for Reclassification of a Geothermal Area, DGO-G-12 (rev. 6/89).

Request for Permission to Engage in Sequential Utilization, DGO-G-13 (rev. 6/89).

Application for Exemption from Injection Requirement, DGO-G-14 (rev. 6/89).

FORMS IMPLEMENTING CHAPTERS 14.2 THROUGH 14.4 OF TITLE 45.1 OF THE CODE OF VIRGINIA REGARDING COAL MINE SAFETY

License Application for Coal Mining, DMME DM-CM-1 (rev. 9/96).

Forms

Coal Mining Schedule, DM-CM-2 (rev. ~~4/27/96~~ 1/00).

~~Notice of Operator~~ Request for Change in Licensing Mine License Application Information, ~~DM-LI-01~~ DM-LI-1 (rev. ~~6/94~~ 3/00).

Blasting-Solid Shooting Plan, DM-MS-B-001 (rev. 7/94).

Notice of Operator Intent, DM-NI-01 (rev. 7/94).

Notification of Right to Appeal To The Department of Mines, Minerals and Energy, DM-NRA-01 (rev. 7/94).

Roof Control Plan Quick Change Form, DM-RFQC (rev. 4/95).

Underground Mine Risk Assessment, DM-RAU-1 (8/95).

Surface Mine, Auger, Highwall Miner Risk Assessment, DM-RAS-1 (8/95).

Request for Release of Mine Map, DM-MR-1/DMM-155 (rev. 3/97).

FORMS IMPLEMENTING CHAPTER 21 OF TITLE 45.1
OF THE CODE OF VIRGINIA REGARDING
EXPLORATION FOR URANIUM ORE

Uranium Exploration Activity-Operator's Surety Bond, DMM-U-B (rev. ~~12/85~~ 12/00).

Notice of Application for Uranium Exploration Permit, DMM-U-1 (rev. ~~12/85~~ 12/00).

General Description of Uranium Exploration Activity, DMM-U-2 (rev. ~~12/85~~ 12/00).

Notice of Intent to Plug and Abandon Uranium Exploration Test Hole, DMM-U-3 (rev. ~~12/85~~ 12/00).

Application to Complete Uranium Exploration Hole as a Water Well, DMM-U-4 (rev. ~~12/85~~ 12/00).

Report of Completion of Plugging a Uranium Exploration Hole-Affidavit, DMM-U-5 (rev. ~~12/85~~ 12/00).

Uranium Exploration Hole Plat, DM-U-6 (rev. ~~12/85~~ 12/00).

Plugging Details, DMM-U-7 (rev. ~~12/85~~ 12/00).



TITLE 6. CRIMINAL JUSTICE AND CORRECTIONS

DEPARTMENT OF CRIMINAL JUSTICE SERVICES

EDITOR'S NOTICE: The following forms have been added by the Department of Criminal Justice Services. The forms are available for public inspection at the Department of Criminal Justice Services, 805 East Broad Street, 10th Floor, Richmond, VA 23219. Copies of the forms may be obtained from Judith Kirkendall, Department of Criminal Justice Services, 805 East Broad Street, 10th Floor, Richmond, VA 23219, telephone (804) 786-8003.

Title of Regulation: 6 VAC 20-190-10 et seq. Regulations for Breath Alcohol Testing.

FORMS

Intoxilyzer 5000 Monthly Preventive Maintenance/Simulator Solution Change Checklist, DFS-70-036A (rev. 3/98).

Operational Checklist for Intoxilyzer 5000, DFS-70-037 (rev. 8/97).

Breath Test Analysis Log, DFS-70-025 (5/97).

**DEPARTMENT OF CRIMINAL JUSTICE SERVICES
DIVISION OF FORENSIC SCIENCE
OPERATIONAL CHECKLIST FOR INTOXYLIZER 5000**

Subject Name: _____ Date: _____
 Arresting Officer: _____ Operator: _____

- Advise subject that he/she has the rights to observe the process and to see the blood alcohol reading.
- Observation time begins _____
- While serialing "DIVISION OF FORENSIC SCIENCE", flashing "PUSH BUTTON", TIME, and DATE, depress the START TEST BUTTON.
- Answer each instrument prompt. Check information for accuracy before depressing the ENTER (↵) key.
 OPER NAME = _____ Swipe DFS Operator License through reader.
 ENTER PIN NO. = _____ Type 5 digit PIN number. (↵)
 OPER REVIEW Y/N _____ Type "Y" (↵) Review all data for accuracy. Press the Enter Key to review data and then type "N" (↵) to accept data.
 SUB LAST NAME = _____ Type subject's last name. (↵)
 SUB FIRST NAME = _____ Type subject's first name. (↵)
 MIDDLE INITIAL = _____ Type subject's middle initial and suffix (if needed). (↵)
 DOB = (MMDDYYYY) _____ Type subject's birth date using format shown. (↵)
 If unknown, enter today's date.
 SUB SEX = M/F _____ Type "M" or "F". (↵)
 SUB DRIV LIC = _____ Type subject's driver's license number. Leave blank if unknown. (↵)
 STATE OF ISSUE = _____ Type a 2-letter designation for the state of issue. (↵)
 EXPIRES = (MMYY) _____ Type license expiration date using format shown. (↵)
 COURT = _____ Type name of court. (↵)
 SUBJ REVIEW Y/N _____ Type "Y" (↵) Review all data for accuracy. Use backspace to delete entries and retype to correct. Enter (↵) to accept data.
 SUBJ REVIEW Y/N _____ Type "N" (↵)
- Observe instrument diagnostics from PROM CHECK through CIRCUITRY OK; then observe AIR BLANK and SIMULATOR XXXX.
 Record simulator results (first 2 digits only) _____ Grams per 210 liters of breath.
- AIR BLANK, PLEASE BLOW - Ask subject if he/she has burped, belched, etc. during the last 20 minutes; have subject blow into instrument. After sample, the mouthpiece should be removed and retained for the next sample. Wait 2 minutes for next sample.
- SUBJECT TEST, AIR BLANK, PLEASE BLOW - Ask subject if he/she has burped, belched, etc.; have subject blow into instrument. After sample, the mouthpiece should be removed. If third sample is required, then retain the mouthpiece and wait 2 minutes for the next sample.
- If a third sample is required, SUBJECT TEST, AIR BLANK, PLEASE BLOW - Ask subject if he/she has burped, belched, etc.; have subject blow into instrument. After sample, remove and discard the mouthpiece.
- SUBJECT TEST, FINAL RESULT .XX - Record final result _____ Grams per 210 liters of breath.
- Tear off and sign Certificate of Blood Alcohol Analysis.
- Record test in logbook.

DFS-70-037 (REV. 08/97)

**DEPARTMENT OF CRIMINAL JUSTICE SERVICES
DIVISION OF FORENSIC SCIENCE
INTOXYLIZER 5000 MONTHLY PREVENTIVE
MAINTENANCE / SIMULATOR SOLUTION
CHANGE CHECKLIST**

Instrument Serial No. _____ Date _____
 Instrument Location _____
 Simulator Solution Lot No. _____

*****INSTRUCTIONS***:** This form must be completed on or about the first of each month or before instrument prompt indicates SOL CHANGE FAIL or after the second consecutive OUT OF TOLERANCE. Attach the original copy of SIMULATOR CAL. CHECKS (Certificate of Analysis) to original copy of this form. Monthly, send the original of this form(s) and DFS page(s) of logbook to:

Breath Alcohol Program
 Division of Forensic Science
 P. O. Box 999
 Richmond, VA 23208

OPER NAME = - Swipe DFS Operator License through reader.
 ENTER PIN NO. = - Type 5 digit PIN (↵).
 OPER REVIEW Y/N - Review information.

- Press F9 to turn off Simulator.
- Disconnect Simulator Vapor Port Hose and Simulator Return Port Hose at quick disconnect.
- Remove padlock and locking plate from Simulator Bracket.
- Remove Simulator from Simulator Bracket and Unscrew Simulator Jar.
- Place Simulator Top on paper towels and dispose of solution.
- Dry out Simulator Jar.
- Verify seal intact on simulator solution. _____ (Initial)
- Pour DFS approved pre-mixed simulator solution into Simulator Jar and screw Simulator Jar onto Top.
- Place Simulator into Simulator Bracket.
- Place locking plate and padlock onto Simulator Bracket.
- Connect Simulator Vapor Port Hose and Simulator Return Port Hose.
- Press F9 to turn on simulator.
- Check Simulator Power and Heater Lamp Lights.
- Monitor Simulator Thermometer until it reads 33.8 - 34.2° C.
- At correct temperature, press "START TEST" button.
- Instrument Prompts -
- When instrument prompts "SUB LAST NAME", Press F3.
- Type in solution lot no., Press ENTER.
- Instrument runs self test mode and prints 4 SIMULATOR(s) on Certificate of Analysis.
- Record results of 4th SIMULATOR 0. _____
- Record in logbook as "New Simulator Solution" and enter lot number.

PRINT Operator's Name _____
 Operator's Signature _____
 Breath Alcohol License No. _____

ORIGINAL COPY - SEND TO DIVISION OF FORENSIC SCIENCE **DFS-70-036A (REV 03/98)**

Forms

BREATH TEST ANALYSIS LOG

Date	Time of Test	Name of Subject	Instrument Serial No.	Operator's Name	Operator's License No.	Agency	Subject Results	Simulator Results

ORIGINAL COPY — Do not remove from logbook

DPS-70-025 (5/97)

BREATH TEST ANALYSIS LOG

Date	Time of Test	Name of Subject	Instrument Serial No.	Operator's Name	Operator's License No.	Agency	Subject Results	Simulator Results

D.F.S. COPY
 Mail on or before the 10th day of the month following the month of analysis.
 Send with Monthly Maintenance to:

Division of Forensic Science
 P.O. Box 998
 Richmond, Virginia 23218
 Attention: Breath Test Program

DPS-70-025 (5/97)

TITLE 9. ENVIRONMENT

STATE WATER CONTROL BOARD

EDITOR'S NOTICE: The following form has been amended by the State Water Control Board. The form is available for public inspection at the State Water Control Board, Department of Environmental Quality, 629 East Main Street, Richmond, VA 23219. Copies of the form may be obtained from Cindy Berndt, Department of Environmental Quality, 629 East Main Street, Richmond, VA 23219, telephone (804) 698-4378.

Title of Regulation: 9 VAC 25-630-10 et seq. Virginia Pollution Abatement General Permit Regulation for Poultry Waste Management.

FORMS

Registration Statement, VPA General Permit for Poultry Waste Management, RS VPG2 (~~eff. 10/1/00~~ rev. 12/1/00).

**REGISTRATION STATEMENT
VPA GENERAL PERMIT FOR POULTRY WASTE MANAGEMENT**

PLEASE TYPE OR PRINT ALL INFORMATION ALL PARTS OF THIS FORM MUST BE COMPLETED

1. Grower's Name: _____
Mailing Address: _____
Telephone Number: _____

2. The location of the confined poultry feeding operation:

3. Contact Person or Operator's Name (other than the poultry grower, if necessary):

Telephone Number: _____

4. The best time of day and day of the week to contact the poultry grower or contact person:
Time: _____ Day: _____

5. Does the facility have an existing VPA permit? YES ___ NO ___ Permit Number: _____

6. Provide the types of poultry and the maximum numbers of each type to be grown at the facility at any one time

<u>POULTRY TYPE</u>	<u>MAXIMUM NUMBER</u>
_____	_____
_____	_____
_____	_____

7. Identify the method of dead bird disposal: _____

8. Are new poultry growing houses under construction or planned for construction? YES ___ NO ___

9. Attach to the registration statement a copy of the nutrient management plan approved by the Department of Conservation and Recreation and a copy of the letter certifying approval of the plan.

10. **Certification:** "I certify that notice of the registration statement for any confined poultry feeding operation that proposes construction of poultry growing houses after December 1, 2000 has been given to all owners or residents of property that adjoins the property on which the confined poultry feeding operation will be located. This notice included the types and numbers of poultry which will be grown at the facility and the address and phone number of the appropriate Department of Environmental Quality regional office to which comments relevant to the permit may be submitted.

I certify under penalty of law that all the requirements of the Board for the general permit are being met and that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, the information submitted is to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false information including the possibility of fine and imprisonment for knowing violations."

Signature: _____ Date: _____

Print Name: _____

For DEQ Use Only: Accepted ___ Not Accepted ___ Initials ___ Date ___

RS VPG2 12/1/00

REGISTRATION STATEMENT INSTRUCTIONS

VPA GENERAL PERMIT FOR POULTRY WASTE MANAGEMENT

General

A Registration Statement must be submitted when a confined poultry feeding operation makes application to the Department of Environmental Quality for coverage under the VPA General Permit for Poultry Waste Management. Contact the nearest DEQ regional office if you have questions about filing this form.

Section 1 Grower Information

Give the name, mailing address and telephone number of the person to whom this permit will be issued.

Section 2 Location

Give a location for the operation other than the grower's mailing address (e.g. Rt. 653, 1 mile west of Rt. 702)

Section 3 Contact Person or Operator Information

If there is a person other than the grower who manages daily activities at the operation being permitted or who should be contacted for site visits, give that person's name and phone number. If these are the same as the grower information, write "SAME AS ABOVE".

Section 4 Contact Time

Please provide the best time and day of the week for DEQ to make contact with the grower or contact person during regular working hours.

Section 5 Existing Permits

List the number of any expiring or currently effective permits issued to the poultry feeding operation under the VPA permit program

Section 6 Animal Information

Indicate the type of poultry grown on this operation and the maximum numbers of each type that the operation will have at any one time.

Section 7 Method of Dead Bird Disposal

Indicate how daily mortalities are disposed of. Note that while composting, incineration, rendering and burial are allowable methods of disposal under the Code of Virginia, operations that use burial for disposal of daily mortalities are not allowed coverage under the general permit. They will have to apply for an individual VPA permit. Contact DEQ for further information if you use burial for disposal of daily mortalities. Burial of entire flocks under § 3.1-726 of the Code of Virginia and burial of partial flocks under the Solid Waste Management Act (§ 10.1-1400) are allowed under the general permit.

Section 8 New Construction

Indicate if you are building or plan to build new poultry growing houses at this operation. Note that growers who are building new growing houses must notify all owners or occupants of property bordering the operation, including land where litter will be spread, that they are applying for coverage under the general permit. This notice must include the types and maximum number of poultry on the operation and the address and phone number of the DEQ regional office to which they can send comments relative to the operation's ability to comply with the permit. DEQ must allow 30 days from the date you file the registration statement for these comment to be submitted and considered. Failure to provide this notice to neighboring property owners/occupants will invalidate your coverage under the general permit if you are going to build new growing houses. The notice is not required if new houses are not going to be constructed.

You should also be aware that the permit has the following restriction on the siting of new growing houses: "New, expanded or replacement poultry growing houses that are constructed after December 1, 2000 shall not be located within a 100-year floodplain unless they are part of an existing, ongoing confined poultry feeding operation and are constructed so that the poultry and poultry litter are housed above the 100-year flood elevation or otherwise protected from floodwaters through construction of berms or similar best management flood control structures."

Section 9 Nutrient Management Plan (NMP)

State law requires that every poultry feeding operation seeking coverage under the VPA general permit have a Nutrient Management Plan. A copy of the operation's Nutrient Management Plan and a copy of the letter from the Virginia Department of Conservation and Recreation approving the operation's NMP must be attached to the Registration Statement.

Section 10 Certification

The Certification must bear an original signature in ink, photocopies are not acceptable. State statutes provide for severe penalties for submitting false information on this Registration Statement. State regulations require this Registration Statement to be signed as follows:

For a corporation: by a responsible corporate officer, which means: (i) president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision making functions, or (ii) the manager of one or more manufacturing, production, or operating facilities employing more than 250 persons or having gross annual sales or expenditures exceeding \$25 million (in second-quarter 1980 dollars), if authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures;

For a partnership or sole proprietorship: by a general partner or the proprietor; or

For a municipality, state, Federal, or other public facility: by either a principal executive officer or ranking elected official.

RS VPG2 12/1/00

GOVERNOR

GOVERNOR'S COMMENTS ON PROPOSED REGULATIONS

TITLE 9. ENVIRONMENT

VIRGINIA WASTE MANAGEMENT BOARD

Title of Regulation: **9 VAC 20-130-10 et seq. Regulations for the Development of Solid Waste Management Plans.**

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 based on the information and public comment currently available.

/s/ James S. Gilmore, III
Governor
Date: October 11, 2000

VA.R. Doc. No. R00-60; Filed December 4, 2000, 1:56 p.m.

Title of Regulation: **9 VAC 20-140-10 et seq. Regulations for the Certification of Recycling Machinery and Equipment for Tax Exemption Purposes.**

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 based on the information and public comment currently available.

/s/ James S. Gilmore, III
Governor
Date: October 19, 2000

VA.R. Doc. No. R00-59; Filed December 4, 2000, 1:56 p.m.

TITLE 18. PROFESSIONAL AND OCCUPATIONAL LICENSING

BOARD OF MEDICINE

Title of Regulation: **18 VAC 85-40-10 et seq. Regulations Governing the Practice of Respiratory Care Practitioners.**

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 based on the information and public comment currently available.

/s/ James S. Gilmore, III
Governor
Date: October 19, 2000

VA.R. Doc. No. R99-8; Filed December 4, 2000, 1:56 p.m.

Title of Regulation: **18 VAC 85-50-10 et seq. Regulations Governing the Practice of Physician Assistants.**

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 based on the information and public comment currently available.

/s/ James S. Gilmore, III
Governor
Date: October 19, 2000

VA.R. Doc. No. R99-9; Filed December 4, 2000, 1:56 p.m.

BOARD OF NURSING

Title of Regulation: **18 VAC 90-50-10 et seq. Regulations Governing the Certification of Massage Therapists.**

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 based on the information and public comment currently available.

/s/ James S. Gilmore, III
Governor
Date: October 19, 2000

VA.R. Doc. No. R00-44; Filed December 4, 2000, 1:56 p.m.

BOARD OF SOCIAL WORK

Title of Regulation: **18 VAC 140-20-10 et seq. Regulations Governing the Practice of Social Work.**

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 based on the information and public comment currently available.

/s/ James S. Gilmore, III
Governor
Date: October 19, 2000

VA.R. Doc. No. R00-31; Filed December 4, 2000, 1:56 p.m.

TITLE 19. PUBLIC SAFETY

DEPARTMENT OF STATE POLICE

Title of Regulation: **19 VAC 30-40-10 et seq. Standards and Specifications for the Stickers or Decals Used by Cities, Counties and Towns in Lieu of License Plates.**

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 based on the information and public comment currently available.

/s/ James S. Gilmore, III
Governor
Date: October 11, 2000

VA.R. Doc. No. R00-10; Filed December 4, 2000, 1:56 p.m.

Title of Regulation: 19 VAC 30-150-5 et seq. Regulations Relating to Standards and Specifications for Overdimensional Warning Lights.

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 based on the information and public comment currently available.

/s/ James S. Gilmore, III
Governor
Date: October 11, 2000

VA.R. Doc. No. R00-6; Filed December 4, 2000, 1:56 p.m.

Title of Regulation: 19 VAC 30-160-5 et seq. Regulations Relating to Standards and Specifications for the Safety Lights for Farm Tractors in Excess of 108 Inches in Width.

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 based on the information and public comment currently available.

/s/ James S. Gilmore, III
Governor
Date: October 11, 2000

VA.R. Doc. No. R00-5; Filed December 4, 2000, 1:56 p.m.

Title of Regulation: 19 VAC 30-165-10 et seq. Regulations Relating to Standards and Specifications for Purple Warning Lights Used by Vehicles Leading or Escorting Funeral Processions.

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 based on the information and public comment currently available.

/s/ James S. Gilmore, III
Governor
Date: October 11, 2000

VA.R. Doc. No. R00-176; Filed December 4, 2000, 1:56 p.m.



GENERAL NOTICES/ERRATA

STATE AIR POLLUTION CONTROL BOARD

Notice of Periodic Review of Regulations Pursuant to Executive Order 25(98)

Pursuant to Executive Order 25(98), the Department of Environmental Quality, on behalf of the State Air Pollution Control Board, will review the regulations listed below. The purpose of the review is to determine whether the regulations should be terminated, amended, or retained in their current form. The review of the regulations will be guided by the principles listed in Executive Order 25(98).

The department and the board are seeking comment regarding whether the regulations meet their established goals and whether the regulations are written clearly and easily understandable by affected persons.

9 VAC 5 CHAPTER 10, GENERAL DEFINITIONS

The regulation establishes general definitions in support of other provisions of the Regulations for the Control and Abatement of Air Pollution (9 VAC 5 Chapter 10 through 9 VAC 5 Chapter 80).

The general definitions impose no regulatory requirements in and of themselves but provide support to other provisions of the Regulations for the Control and Abatement of Air Pollution (9 VAC 5 Chapter 10 through 9 VAC 5 Chapter 80). Therefore, there are no specific and measurable goals the definitions are intended to achieve.

Each general definition will be reviewed in conjunction with the particular regulatory provision with which it is associated.

9 VAC 5 CHAPTER 20, GENERAL PROVISIONS

The regulation establishes general administrative and air quality program provisions that support other provisions of the Regulations for the Control and Abatement of Air Pollution (9 VAC 5 Chapter 10 through 9 VAC 5 Chapter 80).

The goals of the regulation are to (i) protect public health and welfare with the least possible cost and intrusiveness to the citizens and businesses of the Commonwealth; (ii) ensure that the general administrative and air quality program functions that support the Regulations for the Control and Abatement of Air Pollution (9 VAC 5 Chapter 10 through 9 VAC 5 Chapter 80) are efficiently administered; and (iii) establish provisions enabling the board and department to carry out source surveillance and compliance activities.

9 VAC 5 CHAPTER 30, AMBIENT AIR QUALITY STANDARDS

The regulation establishes primary air quality standards which, allowing an adequate margin of safety, are necessary to protect the public health and secondary air quality standards which are necessary to protect the public welfare from any known or anticipated adverse effects associated with the presence of air pollutants in the ambient air.

The goals of the regulation are to: (i) protect public health and welfare with the least possible cost and intrusiveness to the citizens and businesses of the Commonwealth; (ii) define

levels of air quality which, allowing an adequate margin of safety, are necessary to protect the public health; and (iii) define more stringent levels of air quality which are necessary to protect the public welfare from any known or anticipated adverse effects associated with the presence of air pollutants in the ambient air.

9 VAC 5 CHAPTER 40, EMISSIONS STANDARDS FOR EXISTING SOURCES

The regulation establishes emission standards, consisting of emission limits and control technology requirements, and other requirements which control levels of criteria, designated and welfare-related pollutants being emitted into the ambient air. Also, it establishes source surveillance requirements which (i) provide the enforcement basis, specify test methods and procedures, and specify procedures for continuous or process parameter monitoring for determining compliance with the emission standards; and (ii) require the owner to provide certain notifications, records and reports in order that the department may determine compliance with emission standards and other applicable requirements.

The goals of the regulation are to: (i) protect public health and/or welfare with the least possible cost and intrusiveness to the citizens and businesses of the Commonwealth; (ii) ensure that owners comply with air pollution emission limits and control technology requirements in order to control levels of criteria and designated pollutants being emitted into the ambient air; (iii) prohibit emissions which would contribute to nonattainment of any air quality standard or interference with maintenance of any standard, or adversely impact public health and/or welfare; (iv) enable the department to carry out source surveillance and compliance activities; (v) prevent the release of hazardous air pollutants and to prevent the creation of a nuisance from open burning; and (vi) enhance the ability of local governments to regulate open burning.

The specific articles of 9 VAC 5 Chapter 40 on which the department is seeking comment are listed below:

ARTICLE 2, ODOR

ARTICLE 5, SYNTHESIZED PHARMACEUTICAL PRODUCTS MANUFACTURING OPERATIONS

ARTICLE 6, RUBBER TIRE MANUFACTURING OPERATIONS

ARTICLE 7, INCINERATORS

ARTICLE 9, COKE OVENS

ARTICLE 10, ASPHALT CONCRETE PLANTS

ARTICLE 11, PETROLEUM REFINERY OPERATIONS

ARTICLE 12, CHEMICAL FERTILIZER MANUFACTURING OPERATIONS

ARTICLE 14, SAND AND GRAVEL PROCESSING OPERATIONS AND STONE QUARRYING AND PROCESSING OPERATIONS

ARTICLE 15, COAL PREPARATION PLANTS

ARTICLE 16, PORTLAND CEMENT PLANTS

ARTICLE 17, WOODWORKING OPERATIONS

ARTICLE 18, PRIMARY AND SECONDARY METAL OPERATIONS

ARTICLE 19, LIGHTWEIGHT AGGREGATE PROCESS OPERATIONS

ARTICLE 20, FEED MANUFACTURING OPERATIONS

ARTICLE 21, SULFURIC ACID PRODUCTION UNITS

ARTICLE 22, SULFUR RECOVERY OPERATIONS

ARTICLE 23, NITRIC ACID PRODUCTION UNITS

ARTICLE 24, SOLVENT METAL CLEANING OPERATIONS

ARTICLE 25, VOLATILE ORGANIC COMPOUND STORAGE AND TRANSFER OPERATIONS

ARTICLE 26, LARGE APPLIANCE COATING APPLICATION SYSTEMS

ARTICLE 27, MAGNET WIRE COATING APPLICATION SYSTEMS

ARTICLE 28, AUTOMOBILE AND LIGHT DUTY TRUCK COATING APPLICATION SYSTEMS

ARTICLE 29, CAN COATING APPLICATION SYSTEMS

ARTICLE 30, METAL COIL COATING APPLICATION SYSTEMS

ARTICLE 31, PAPER AND FABRIC COATING APPLICATION SYSTEMS

ARTICLE 32, VINYL COATING APPLICATION SYSTEMS

ARTICLE 33, METAL FURNITURE COATING APPLICATION SYSTEMS

ARTICLE 34, MISCELLANEOUS METAL PARTS AND PRODUCTS COATING APPLICATION SYSTEMS

ARTICLE 35, FLATWOOD PANELING COATING APPLICATION SYSTEMS

ARTICLE 36, GRAPHIC ARTS PRINTING PROCESSES

ARTICLE 39, ASPHALT PAVING OPERATIONS

ARTICLE 40, OPEN BURNING

ARTICLE 45, LITHOGRAPHIC PRINTING PROCESSES

9 VAC 5 CHAPTER 50, NEW AND MODIFIED STATIONARY SOURCES

The regulation establishes standards of performance, consisting of emission limits and control technology requirements, and other requirements which control levels of criteria, designated and welfare-related pollutants being emitted into the ambient air. Also, establishes source surveillance requirements which (i) provide the enforcement basis, specify test methods and procedures, and specify procedures for continuous or process parameter monitoring for determining compliance with the standards of performance; and (ii) require the owner to provide certain notifications, records and reports in order that the department

may determine compliance with standards of performance and other applicable requirements.

The goals of the regulation are to (i) protect public health and/or welfare with the least possible cost and intrusiveness to the citizens and businesses of the Commonwealth; (ii) ensure that owners comply with air pollution emission limits and control technology requirements in order to control levels of criteria and designated pollutants being emitted into the ambient air; (iii) prohibit emissions which would contribute to nonattainment of any air quality standard or interference with maintenance of any standard, or adversely impact public health and/or welfare; and (iv) enable the department to carry out source surveillance and compliance activities.

The specific articles of 9 VAC 5 Chapter 50 on which the department is seeking comment are listed below:

ARTICLE 2, ODOROUS EMISSIONS

ARTICLE 6, STANDARDS OF PERFORMANCE FOR REGULATED MEDICAL WASTE INCINERATORS

9 VAC 5 CHAPTER 70, AIR POLLUTION EPISODE PREVENTION

The regulation establishes procedures for preventing the air quality from reaching levels which could cause significant harm to public health.

The goals of the regulation are to: (i) protect public health and welfare with the least possible cost and intrusiveness to the citizens and businesses of the Commonwealth; and (ii) prevent the air quality from reaching levels which could cause significant harm to public health.

9 VAC 5 CHAPTER 80, PERMITS FOR STATIONARY SOURCES

The regulation establishes new source review permit programs (prevention of significant deterioration areas, nonattainment areas, minor sources, and hazardous air pollutants) whereby owners are required to obtain a permit prior to beginning construction of a new facility or the expansion to an existing one. Establishes a federal operating permit program (Title V) whereby owners of regulated major facilities are required to obtain a renewable permit to operate the facility. Also, establishes a state operating permit program used to establish source-specific regulatory requirements.

The goals of the regulation are to: (i) protect public health and welfare with the least possible cost and intrusiveness to the citizens and businesses of the Commonwealth; (ii) enhance the department's ability to ensure compliance with all applicable federal requirements under the Clean Air Act and specific requirements under the state code through the issuance and enforcement of federal (Title V) operating permits; (iii) identify and clarify for the department and source owner exactly which air quality program requirements are applicable to the permitted source through the issuance and enforcement of federal (Title V) operating permits; (iv) provide an administrative mechanism to impose source-specific regulatory requirements with the flexibility to address the individual needs of sources through the issuance and enforcement of state operating permits; (v) provide a

General Notices/Errata

mechanism to administer certain air quality control program requirements without the need for federal oversight through the issuance and enforcement of state operating permits; (vi) prevent the construction, modification, or operation of facilities that will prevent or interfere with the attainment or maintenance of any ambient air quality standard through the issuance and enforcement of new source review permits; (vii) ensure that new facilities or expansions to existing facilities will be designed, built, and equipped to operate without causing or exacerbating a violation of any ambient air quality standard through the issuance and enforcement of new source review permits; (viii) ensure that new facilities or expansions to existing facilities will be designed, built, and equipped to comply with case-by-case control technology determinations and other requirements through the issuance and enforcement of new source review permits ; (ix) prevent the construction, modification, or operation of major facilities that will not use maximum achievable control technology to limit emissions of hazardous air pollutants through the issuance and enforcement of new source review permits; (x) ensure that there is no significant deterioration of air quality throughout the Commonwealth through the issuance and enforcement of new source review permits for new major facilities or major expansions locating in prevention of significant deterioration areas; and (xi) ensure that emission increases from new major facilities or major expansions to existing facilities are offset by emission reductions from existing facilities by an equal or greater amount through the issuance and enforcement of new source review permits for new major facilities or major expansions locating in nonattainment areas.

The specific article of 9 VAC 5 Chapter 80 on which the department is seeking comment is listed below:

ARTICLE 8, PERMITS FOR MAJOR STATIONARY SOURCES AND MAJOR MODIFICATIONS LOCATING IN PREVENTION OF SIGNIFICANT DETERIORATION AREAS

9 VAC 5 CHAPTER 150, REGULATION FOR TRANSPORTATION CONFORMITY

The regulation establishes criteria and procedures for the transportation planning organizations to determine whether federally-funded transportation plans, programs and projects are in conformance with state plans for attaining and maintaining national ambient air quality standards.

The goals of the regulation are to: (i) protect public health and/or welfare with the least possible cost and intrusiveness to the citizens and businesses of the Commonwealth; (ii) ensure that federally-funded transportation plans, programs and projects are in conformance with state plans for attaining and maintaining national ambient air quality standards; and (iii) prohibit emissions which would contribute to nonattainment of the national air quality standards or interference with maintenance of the standards.

9 VAC 5 CHAPTER 160, REGULATION FOR GENERAL CONFORMITY

The regulation establishes criteria and procedures for federal agencies to determine whether federal actions are in conformance with state plans for attaining and maintaining national ambient air quality standards.

The goals of the regulation are to: (i) protect public health and welfare with the least possible cost and intrusiveness to the citizens and businesses of the Commonwealth; (ii) ensure that new facilities or expansions to existing facilities will be designed, built, and equipped without causing them to prevent or interfere with the attainment or maintenance of any ambient air quality standard; (iii) ensure that federal actions conform with state air quality plans and programs; and (iv) prohibit emissions which would contribute to nonattainment of the national air quality standards or interference with maintenance of the standards.

9 VAC 5 CHAPTER 170, REGULATION FOR GENERAL ADMINISTRATION

The regulation establishes general administrative provisions that support other provisions of the regulatory programs of the State Air Pollution Control Board.

The goals of the regulation are to: (i) protect public health and welfare with the least possible cost and intrusiveness to the citizens and businesses of the Commonwealth; (ii) ensure that the general administrative functions of the regulatory programs of the State Air Pollution Control Board are efficiently administered; and (iii) ensure a consistent application of the general administrative requirements for all regulatory programs.

9 VAC 5 CHAPTER 190, VARIATION FOR MERCK STONEWALL PLANT

The regulation establishes a variance from most regulatory requirements of the State Air Pollution Control Board for the Stonewall Plant operated by Merck and Co., Inc. and located in Elkton, Virginia.

The goals of the regulation are to: (i) protect public health and welfare with the least possible cost and intrusiveness to the citizens and businesses of the Commonwealth; and (ii) allow variance from the regulations in such a manner as to enable operational flexibility while protecting public health and welfare.

Comments on the above will be accepted until 4:30 p.m., February 1, 2001. Comments may be submitted by mail, facsimile transmission, email, and must be submitted to Robert A. Mann, Director, Office of Air Regulatory Development, Department of Environmental Quality, P.O. Box 10009, Richmond, Virginia 23240 (email: ramann@deq.state.va.us) (fax number (804) 698-4510). Comments by facsimile transmission will be accepted only if followed by receipt of the signed original within one week. Comments by email will be accepted only if the name, address, and phone number of the commenter are included.

STATE CORPORATION COMMISSION

AT RICHMOND, NOVEMBER 28, 2000

COMMONWEALTH OF VIRGINIA, ex rel:

STATE CORPORATION COMMISSION

CASE NO. CLK000311

Ex Parte: In the matter concerning
revised State Corporation Commission
Rules of Practice and Procedure

ORDER SETTING MATTER FOR HEARING

By Order entered on July 18, 2000, the Commission docketed this matter and caused the Proposed Rules of Practice and Procedure ("Proposed Rules") to be published in the Virginia Register of Regulations, and directed interested persons wishing to comment, propose modifications or supplements to, or request hearing on the Proposed Rules to submit such comments, proposed modifications or supplements to the Proposed Rules on or before September 22, 2000. The matter was continued for further orders of the Commission.

In response to the Commission's July 18, 2000, Order for Notice and Comment or Requests for Hearing, the Commission received nine comments from interested parties. These commentators offered helpful, insightful comments on and revisions to the Proposed Rules.

Appalachian Power Company, d/b/a American Electric Power, has also requested a hearing "be scheduled to permit oral argument on the Proposed Rules." The Company represented that it "sees no need to require the submission of formal testimony or the scheduling of an evidentiary hearing." No other party requested a hearing or indicated an interest in submitting evidence in this proceeding. We agree with American Electric Power that the issues to be determined in this proceeding appear to be purely legal in nature. The comments that have been submitted, in many cases, address similar and interrelated concerns. Therefore, the Commission finds that this matter should be scheduled for oral argument of counsel on the Proposed Rules and that the parties and the Staff should attempt to narrow the issues to be determined at the hearing by having pre-hearing conferences.

Accordingly, IT IS ORDERED THAT:

(1) A public hearing is hereby scheduled before the Commission for January 9, 2001, at 10:00 a.m., in the Commission's Courtroom, Second Floor, Tyler Building, 1300 East Main Street, Richmond, Virginia, for the purpose of hearing legal argument on the Proposed Rules and comments thereto.

(2) Prior to the scheduled hearing date, the Staff meet with the parties that have submitted comments, and attempt to narrow the issues to be argued at the hearing.

(3) Any person desiring to make a statement at the public hearing concerning the Proposed Rules need only appear at 9:45 a.m. on the day of the hearing and identify himself or herself to the Bailiff as a public witness.

AN ATTESTED COPY HEREOF shall be sent by the Clerk of the Commission to: Rebecca W. Hartz, Esquire, Assistant Attorney General, Office of the Attorney General, 900 East Main Street, Richmond, Virginia 23219; James C. Dimitri, Esquire, McGuireWoods LLP, Counsel to Virginia Electric and Power Company, One James Center, 901 East Cary Street, Richmond, Virginia 23219-4030; Richard D. Gary, Esquire, Hunton & Williams, Counsel to Verizon, Riverfront Plaza, East Tower, 951 East Byrd Street, Richmond, Virginia 23219-4074; Wilma R. McCarey, Esquire, General Attorney and Government Affairs Vice President, AT&T Communications of Virginia, Inc., Room 3-D, 3033 Chain Bridge Road, Oakton, Virginia 22185; Donald R. Hayes, Senior Attorney, Washington Gas Light Company, 1100 H Street, N.W., Washington, D.C. 20080; Kodwo Gharthey-Tagoe, Esquire, McGuireWoods LLP, Counsel to Columbia Gas of Virginia, Inc., One James Center, 901 East Cary Street, Richmond, Virginia 23219-4030; John W. Montgomery, Jr., Esquire, Counsel to Cox Virginia Telcom, Inc., 4900 Cutshaw Avenue, Suite 200, Richmond, Virginia 23230; John A. Pirko, Esquire, LeClair Ryan, P.C., Counsel to Old Dominion Electric Cooperative and the Virginia, Maryland & Delaware Association of Electric Cooperatives, Innsbrook Corporate Center, 4201 Dominion Boulevard, Suite 200, Glen Allen, Virginia 23060; Michael J. Quinan, Esquire, Woods, Rogers & Hazlegrove, Counsel to AEP-VA, 823 East Main Street, Suite 1200, Richmond, Virginia 23209; Robert M. Gillespie, Esquire, Christian & Barton, 909 East Main Street, Suite 1200, Richmond, Virginia 23219; and the Commission's Office of General Counsel.

DEPARTMENT OF CRIMINAL JUSTICE SERVICES

Division of Forensic Science Notice Regarding Breath Alcohol Testing Devices

In accordance with 6 VAC 20-190-180 of the Regulations for Breath Alcohol Testing and under the authority of § 18.2-268.9 of the Code of Virginia, the following devices are approved for use as preliminary breath test devices:

1. The ALCOLYSER, manufactured by Lyon Laboratories, Ltd., Cardiff, Wales, United Kingdom.
2. The PREVENT, manufactured by BHP Diagnostix, West Chester, Pennsylvania.
3. The A.L.E.R.T. (Alcohol Level Evaluation Road Tester), Models J2A, J3A, and J3AC, manufactured by Alcohol Countermeasure Systems, Inc., Port Huron, Michigan.
4. The ALCO-SENSOR, ALCO-SENSOR II, ALCO-SENSOR III, and ALCO-SENSOR IV, manufactured by Intoximeters, Inc., St. Louis, Missouri.
5. The CMI SD 2, manufactured by Lyon Laboratories, Barry, United Kingdom.
6. The LIFE LOC PBA 3000*, manufactured by Life Loc Inc., Wheat Ridge, Colorado.

*When used in the direct sensing mode only.

General Notices/Errata

In accordance with 6 VAC 20-190-100 of the Regulations for Breath Alcohol Testing and under the authority of § 18.2-268.9 of the Code of Virginia, for evidential breath test devices, mouthpieces that are compatible with the specific testing device are approved as supplies for use in conducting breath tests on approved breath test devices

DELETE references to ampuls as approved supplies.

In accordance with 6 VAC 20-190-90 of the Regulations for Breath Alcohol Testing and under the authority of § 18.2-268.9 of the Code of Virginia, the following breath test device is approved for use in conducting breath tests:

1. The Intoxilyzer, Model 5000, CD/FG5 [previously listed as the 768VA], equipped with the Virginia test protocol, simulator monitor, and external printer, manufactured by CMI, Inc., Owensboro, Kentucky.

The following instruments are no longer on the approved list:

The Breathalyzer, Model 900A, manufactured by the Stephenson Corporation, Red Bank, New Jersey.

The Breathalyzer, Model 900A, manufactured by Smith & Wesson, Corp., Springfield, Massachusetts.

The Breathalyzer, Model 900A, manufactured by National Draeger, Inc., Pittsburgh, Pennsylvania.

The Intoximeter, Model 3000, equipped with the Virginia field module and external printer, manufactured by Intoximeters, Inc., Richmond, California.

DEPARTMENT OF ENVIRONMENTAL QUALITY

Notice of Public Meeting and Public Comment Regarding TMDL in Accotink Creek

The Department of Environmental Quality (DEQ) and the Department of Conservation and Recreation (DCR) seek written and oral comments from interested persons on the development of a Total Maximum Daily Load (TMDL) for fecal coliform bacteria on a 4.5 mile segment of Accotink Creek. This impaired segment is located in Fairfax County and begins at the confluence of Crooks Branch and extends to Lake Accotink. Accotink Creek is identified in Virginia's 1998 § 303(d) TMDL Priority List and Report as impaired due to violations of the state's water quality standard for fecal coliform bacteria.

Section 303(d) of the federal Clean Water Act and § 62.1-44.19:7 C of the Code of Virginia require DEQ to develop TMDLs for pollutants responsible for each impaired water contained in Virginia's § 303(d) TMDL Priority List and Report.

The third public meeting on the development of the Accotink Creek fecal coliform TMDL will be held on Thursday, January 25, 2001, at 7:30 p.m. in the City of Fairfax's City Hall, Room 306, 10455 Armstrong Street, City of Fairfax.

The public comment period will end on January 31, 2001. A fact sheet on the development of the TMDL for fecal coliform bacteria on Accotink Creek is available upon request.

Questions or information requests should be addressed to Bryant H. Thomas. Written comments should include the name, address, and telephone number of the person submitting the comments and should be sent to Mr. Bryant H. Thomas, Department of Environmental Quality, 13901 Crown Court, Woodbridge, Virginia 22193, telephone (703) 583-3828, Fax (703) 583-3841, or e-mail bthomas@deq.state.va.us.

STATE WATER CONTROL BOARD

Proposed Consent Special Order Caroline County School Board Bowling Green Elementary School Sewage Treatment Plant

The State Water Control Board (board) proposes to issue a consent special order (order) to Caroline County School Board (permittee) regarding Bowling Green Elementary School Sewage Treatment Plant (STP) located in Caroline County, Virginia.

The Bowling Green Elementary School Sewage Treatment Plant is subject to VPDES Permit No. VA0029726. The order requires that the permittee eliminate the discharge from the STP and connect to the Town of Bowling Green's Sewage Treatment Plant and provides interim effluent permit limitations for ammonia, total suspended solids and biochemical oxygen demand.

On behalf of the board, the Department of Environmental Quality's Northern Virginia Regional Office will receive written comments relating to the order through January 30, 2001. Please address comments to Susan A. Oakes, Northern Virginia Regional Office, Department of Environmental Quality, 13901 Crown Court, Woodbridge, Virginia 22193. Please address comments sent via e-mail to saoakes@deq.state.va.us. In order to be considered, comments provided by e-mail must include the commenter's name, address, and telephone number. Please write or visit the Woodbridge address, or call (703) 583-3863 in order to examine or to obtain a copy of the order.

Proposed Consent Special Order Caroline County School Board Bowling Green Primary School Sewage Treatment Plant

The State Water Control Board (board) proposes to issue a consent special order (order) to Caroline County (permittee) regarding Bowling Green Primary School Sewage Treatment Plant (STP) located in Caroline County, Virginia.

The Bowling Green Primary School Sewage Treatment Plant is subject to VPDES Permit No. VA0029734. The order requires that the permittee eliminate the discharge from the STP and connect to the Town of Bowling Green's Sewage Treatment Plant and provides interim effluent permit limitations for ammonia, total suspended solids and biochemical oxygen demand.

On behalf of the board, the Department of Environmental Quality's Northern Virginia Regional Office will receive written comments relating to the order through January 30, 2001. Please address comments to Susan A. Oakes, Northern Virginia Regional Office, Department of Environmental Quality, 13901 Crown Court, Woodbridge, Virginia 22193. Please address comments sent via e-mail to saoakes@deq.state.va.us. In order to be considered, comments provided by e-mail must include the commenter's name, address, and telephone number. Please write or visit the Woodbridge address, or call (703) 583-3863, in order to examine or to obtain a copy of the order.

VIRGINIA CODE COMMISSION

Notice to State Agencies

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

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

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

Internet: Forms and other *Virginia Register* resources may be printed or downloaded from the *Virginia Register* web page:
<http://legis.state.va.us/codecomm/register/regindex.htm>

FORMS:

NOTICE of INTENDED REGULATORY ACTION - RR01
NOTICE of COMMENT PERIOD - RR02
PROPOSED (Transmittal Sheet) - RR03
FINAL (Transmittal Sheet) - RR04
EMERGENCY (Transmittal Sheet) - RR05
NOTICE of MEETING - RR06
AGENCY RESPONSE TO LEGISLATIVE OBJECTIONS - RR08

ERRATA

BOARD OF EDUCATION

Title of Regulation: 8 VAC 20-80-10 et seq. Regulations Governing Special Education Programs for Children with Disabilities in Virginia.

Publication: 17:5 VA.R. 706-791 November 20, 2000.

Corrections to Final Regulation:

Page 708, 8 VAC 20-80-10, definition of "caseload," line 1, insert "total" between "the" and "number"

Page 710, 8 VAC 20-80-10, definition of "home tutoring," line 3, after "superintendent" insert "as an alternative to attendance in a public or private school"

Page 720, subdivision 18 of 8 VAC 20-80-30, line 4, strike "annually"

Page 720, subdivision 23 of 8 VAC 20-80-30, line 6, insert "to provide services" before the period

Page 721, 8 VAC 20-80-40 B 6, line 2, insert "in its jurisdiction," after "jail"

Page 723, 8 VAC 20-80-45 D, line 11, change "to" to "from"

Page 728, 8 VAC 20-80-54 C 5, line 1, insert "a" between "of" and "surrogate"

Page 731, 8 VAC 20-80-54 G 2 a, lines 6-8, strike "The procedures in 8 VAC 20-80-62 D shall be used to meet the reasonable measures requirement."

Page 732, 8 VAC 20-80-56 B 1 and 2, change "school division" to "local educational agency"

Page 735, 8 VAC 20-80-56 K 3, column 2, line 1, unstrike "local" and strike "agency"

Page 741, 8 VAC 20-80-62 D 9, line 2, after "parent" insert "or parents"

Page 743, 8 VAC 20-80-62 F 7 b, line 4, unstrike "without"

Page 758, 8 VAC 20-80-70 D 1 e, line 2, change "8 VAC 20-80-68 B 5" to "8 VAC 20-80-68 C 5"

Page 774, 8 VAC 20-80-76 M 1, line 1, change "calendar" to "business"

Page 774, 8 VAC 20-80-76 N 1, line 5, strike "these"

Page 779, 8 VAC 20-80-80 D 1 c, line 2, strike "public"

Page 786, 8 VAC 20-80-152 B 2, line 2, change "the" to "a" and strike "or parents"



Page 788, 8 VAC 20-80-160 B 9, line 4, strike "related"

Page 789, 8 VAC 20-80-160 C 2 b (14), line 6, change "bad" to "bed"

Page 790, Appendix A, Figure 1, last row, second column, change "Figure 21" to "Figure 2"


CALENDAR OF EVENTS

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 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

at least five days before the meeting date so that suitable arrangements can be made.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Contact: Reginald B. Reynolds, Executive Director, Virginia Cattle Industry Board, P.O. Box 9, Daleville, VA 24083, telephone (540) 992-1992, FAX (540) 992-4632.


Virginia State Apple Board

† **January 3, 2001 - 9:30 a.m.** -- Open Meeting
Rowe's Restaurant, Route 250, Staunton, Virginia. 

A meeting to hear and approve the minutes from the last board meeting; review the board's current financial statement, delinquent accounts, tax collections for the 2000 crop season; and discuss the upcoming proposed tax assessment increase. 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 Nancy Israel.


Contact: Nancy L. Israel, Program Director, Virginia State Apple Board, 1100 Bank St., Suite 1012, Richmond, VA 23219, telephone (804) 371-6104, FAX (804) 371-7786.

Virginia Cattle Industry Board

† **February 21, 2001 - 10:30 a.m.** -- Open Meeting
The Homestead, Hot Springs, Virginia. 

A regular business meeting to approve the minutes from the November 2000 meeting, in addition to reviewing the financial statement for the fiscal year 99-00 and finances from October 1, 2000 through February 1, 2001. Staff will give program updates for the state and national level checkoff activities. Election of chairperson(s) will take place as well as appointments to committees for the newly appointed board members. 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


Virginia Charity Food Assistance Advisory Board

† **February 8, 2001 - 10:30 a.m.** -- Open Meeting
Washington Building, 1100 Bank Street, 2nd Floor, Board Room, Richmond, Virginia. 

A routine meeting to discuss issues related to food insecurity. The board will entertain public comment at the conclusion of all other business for a period not to exceed 30 minutes. Any person who needs any accommodation in order to participate at the meeting should contact Steven W. Thomas at least five days before the meeting date so that suitable arrangements can be made.

Contact: Steven W. Thomas, Executive Director, Virginia Charity Food Assistance Advisory Board, 1100 Bank St., Room 809, Richmond, VA, telephone (804) 786-3936, FAX (804) 371-7788.


Virginia Horse Industry Board

February 7, 2001 - 9 a.m. -- Open Meeting
Middleburg Agricultural Experiment Station, 5527 Sullivans Mill Road, 1st Floor, Conference Room, Middleburg, Virginia. 

The board will review the minutes of the last meeting, review planned projects for 2001, and discuss the upcoming grant review period and process. 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, 1100 Bank St., Suite 1004, Richmond, VA 23219, telephone (804) 786-5842, FAX (804) 371-7786.


Virginia Irish Potato Board

† **January 15, 2001 - 7 p.m.** -- Open Meeting
Eastern Shore Agricultural Research and Extension Center,
Painter, Virginia. 

A meeting to hear and, if appropriate, approve minutes of the last meeting and for the presentation of the board's financial statement. The board will discuss and consider programs (promotion, research, and education), the annual budget and other business that may be presented. The board will entertain public comment at the conclusion of all other business for a period not to exceed 30 minutes. Any person who needs any 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: J. W. Nottingham, Program Director, Virginia Irish Potato Board, P.O. Box 26, Onley, VA 23418, telephone (757) 787-5867, FAX (757) 787-5973.


Virginia Pesticide Control Board

† **January 18, 2001 - 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 person identified in this notice at least five days before the meeting date so that suitable arrangements can be made.

Contact: Dr. Marvin A. Lawson, Program Manager, Pesticide Control Board, Washington Bldg., 1100 Bank St., 4th Floor, Richmond, VA 23219, telephone (804) 371-6558, FAX (804) 371-8598, e-mail jknight@vdacs.state.va.us.

Virginia Sheep Industry Board

January 5, 2001 - 11 a.m. -- Open Meeting
Sheraton Inn, 1400 East Market Street, Harrisonburg, Virginia. 

The board will hear the financial report and reports on the USDA Wildlife Services, Virginia Food Festival, Chesapeake Heritage Arts and Fiber Festival, and the State Fair Market Lamb Show. The board will discuss a Virginia Sheep Industry directory. 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: Mike Carpenter, Program Director, Livestock Marketing Services, Department of Agriculture and Consumer Services, 116 Reservoir St., Harrisonburg, VA 22801, telephone (540) 434-0779, FAX (540) 434-5607.


ALCOHOLIC BEVERAGE CONTROL BOARD

January 4, 2001 - 9:30 a.m. -- Public Hearing
Department of Alcoholic Beverage Control, 2901 Hermitage Road, Richmond, Virginia. 

A meeting to receive and discuss reports and activities from staff members. Other matters for discussion are not yet determined.

Contact: W. Curtis Coleburn, Secretary to the Board, Department of Alcoholic Beverage Control, 2901 Hermitage Rd., P.O. Box 27491, Richmond, VA 23261, telephone (804) 213-4409, FAX (804) 213-4442.


ALZHEIMER'S DISEASE AND RELATED DISORDERS COMMISSION

† **January 25, 2001 - 10 a.m.** -- Open Meeting
Virginia Department for the Aging, 1600 Forest Avenue, Suite 102, Richmond, Virginia.  (Interpreter for the deaf provided upon request)


A regular business meeting. Public comments are welcome.

Contact: Janet Honeycutt, Virginia Department for the Aging, 1600 Forest Ave., Suite 102, Richmond, VA 23229, telephone (804) 662-9341.

ART AND ARCHITECTURAL REVIEW BOARD


January 5, 2001 - 10 a.m. -- Public Hearing
February 2, 2001 - 10 a.m. -- Public Hearing
† **March 2, 2001 - 10 a.m.** - Open Meeting
Science Museum of Virginia, 2500 West Broad Street, Forum Room, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A monthly meeting to review projects submitted by state agencies.


Contact: Richard L. Ford, AIA, Chairman, Art and Architectural Review Board, 1011 E. Main St., Room 221, Richmond, VA 23219, telephone (804) 643-1977, FAX (804) 643-1981, (804) 786-6152/TTY 

Calendar of Events

BOARD FOR ASBESTOS AND LEAD


February 15, 2001 - 10 a.m. -- Open Meeting
Department of Professional and Occupational Regulation,
3600 West Broad Street, Conference Room 5W, Richmond,
Virginia. 

A meeting to discuss 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, Virginia 23230, telephone (804) 367-2648, FAX (804) 367-6128, (804) 367-9753/TTY , e-mail asbestos@dpor.state.va.us.

COMPREHENSIVE SERVICES FOR AT-RISK YOUTH AND FAMILIES


State Executive Council

February 28, 2001 - 9 a.m. -- Open Meeting
† March 28, 2001 - 9 a.m. -- Open Meeting
Department of Social Services, 730 East Broad Street, Lower Level, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting to provide for interagency programmatic and fiscal policies and oversee the administration of funds appropriated under the Act. Advise the SHHR and the Governor. Agenda is posted on the web a week prior to the meeting.

Contact: Alan G. Saunders, Director, Comprehensive Services for At-Risk Youth and Families, 1604 Santa Rosa Rd., Suite 137, Richmond, VA 23229, telephone (804) 662-9815, FAX (804) 62-9831, e-mail AGS992@central.dss.state.va.us.


BOARD FOR BARBERS AND COSMETOLOGY

† January 22, 2001 - 8:30 a.m. -- Open Meeting
Department of Professional and Occupational Regulation,
3600 West Broad Street, 5th Floor, Richmond, Virginia 
(Interpreter for the deaf provided upon request)


Three board members will be present to conduct a review of case files on an individual basis. There will be no public comment period 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 interpretative services should contact the department at least 10 days prior to the meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.

Contact: Robert Tortolani, Board Administrator, 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.

BOARD FOR THE BLIND AND VISION IMPAIRED

January 16, 2001 - 10 a.m. -- Open Meeting
Department for the Visually Handicapped, 397 Azalea Avenue, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

The Board for the Blind and Vision Impaired is an advisory board responsible for advising the governor, the secretary of health and human resources, the commissioner, and the general assembly on the delivery of public services to the blind and the protection of their rights. The board also reviews and comments on policies, budget and request for appropriations for the department. At this regular meeting, 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 Blind and Vision Impaired, 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.


CEMETERY BOARD

† January 24, 2001 - 9:30 a.m. -- Open Meeting
Department of Professional and Occupational Regulation,
3600 West Broad Street, Richmond, Virginia.


A general business 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, e-mail cemetery@dpor.state.va.us.

CHESAPEAKE BAY LOCAL ASSISTANCE BOARD

† January 11, 2001 - 10 a.m. -- Open Meeting
James Monroe Building, 101 North 14th Street, Conference Room E, Main Level, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting to consider adopting the revisions to 9 VAC 10-20-10 et. seq. or, alternatively, next steps in the process. Public comment will be taken during the meeting.

Contact: Scott Crafton, Regulatory Coordinator, Chesapeake Bay Local Assistance Department, James Monroe Bldg., 101 N. 14th St., 17th Floor, Richmond, VA 23219, telephone (804) 225-3440, FAX (804) 225-3447, toll-free (800) 243-7229, (800) 243-7229/TTY , e-mail scrafton@cblad.state.va.us.

† February 14, 2001 - Noon -- Open Meeting
James Monroe Building, 101 North 14th Street, 17th Floor, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting of the board's Grants Committee to consider the FY02 Competitive Grants Program applications for

funding. No comments from the public will be entertained at the Grants Committee meeting; however, written comments are welcome.

Contact: Margaret H. Reynolds, Grants Program Manager, Chesapeake Bay Local Assistance Department, James Monroe Bldg., 101 N. 14th St., 17th Floor, Richmond, VA 23219, telephone (804) 225-3440, FAX (804) 225-3447, toll-free (800) 243-7229, (804) 243-7229/TTY ☎, e-mail mreynolds@cblad.state.va.us.

STATE CHILD FATALITY REVIEW TEAM

† **January 19, 2001 - 10 a.m.** -- Open Meeting
Department of Health, 400 East Jackson Street, Richmond, Virginia. ♿

A business meeting. The meeting will be open to the public from 10 a.m. to 10:45 a.m. The remainder of the meeting will be closed to discuss confidential case information.

Contact: Suzanne J. Keller, Coordinator, Department of Health, 400 E. Jackson St., Richmond, VA 23219, telephone (804) 786-1047, FAX (804) 371-8595, e-mail skeller@vdh.state.va.us.

STATE BOARD FOR COMMUNITY COLLEGES

January 24, 2001 - 3 p.m. -- Open Meeting
Virginia Community College System, James Monroe Building, 101 North 14th Street, 15th Floor, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

Meetings of the Academic and Student Affairs; Audit, Budget and Finance; Facilities; and Personnel Committees. Public comment will be taken at the beginning of each committee meeting.

Contact: D. Susan Hayden, Public Relations Manager, State Board for Community Colleges, James Monroe Bldg., 101 N. 14th St., 15th Floor, Richmond, VA 23219, telephone (804) 225-2126, FAX (804) 371-0085, (804) 371-8504/TTY ☎

January 25, 2001 - 9 a.m. -- Open Meeting
Virginia Community College System, James Monroe Building, 101 North 14th Street, 15th Floor, Godwin-Hamel Board Room, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A regularly scheduled meeting. Public comment will be heard at the beginning of the meeting.

Contact: D. Susan Hayden, Public Relations Manager, State Board for Community Colleges, James Monroe Bldg., 101 N. 14th St., 15th Floor, Richmond, VA 23219, telephone (804) 225-2126, FAX (804) 371-0085, (804) 371-8504/TTY ☎

COMPENSATION BOARD

January 9, 2001 - 2 p.m. -- Open Meeting
Compensation Board, Ninth Street Office Building, 202 North 9th Street, 10th Floor, Richmond, Virginia. ♿

A board meeting with Constitutional Officer Association Presidents regarding upcoming legislation for the 2001 Session of the General Assembly.

Contact: Cindy P. 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.

January 23, 2001 - 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

Cave Board

January 27, 2001 - 1 p.m. -- Open Meeting
Endless Caverns, New Market, Virginia. ♿ (Interpreter for the deaf provided upon request)

Committee meetings at 11 a.m. followed by a full board meeting at 1 p.m.

Contact: Lawrence Smith, Natural Area Protection Manager, Department of Conservation and Recreation, 203 Governor St., Richmond, VA 23219, telephone (804) 371-6205, e-mail lsmith@dcr.state.va.us.

Virginia Land Conservation Foundation


January 4, 2001 - 9:30 a.m. -- Open Meeting
NOTE: CHANGE IN MEETING LOCATION
General Assembly Building, 9th and Broad Streets, House Room C, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A regular business meeting.


Contact: Silas Davenport, VLCF Special Assistant, Department of Conservation and Recreation, 203 Governor St., Suite 302, Richmond, VA 23219, telephone (804) 786-5678, e-mail sdavenport@dcr.state.va.us.


Calendar of Events

BOARD FOR CONTRACTORS

† **January 10, 2001 - 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 regularly scheduled meeting of the board which will address policy and procedural issues, review and render case decisions on matured complaints against licensees, and other 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 closed meeting. The department fully complies with the Americans for Disabilities Act. Persons desiring to participate in the meeting and require special accommodations or interpreter services should contact Nancy Taylor Feldman.

Contact: Nancy Taylor Feldman, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-2785, FAX (804) 367-2474, (804) 367-9753/TTY , e-mail contractors@dpor.state.va.us.

† **February 7, 2001 - 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 regular meeting of the Tradesman Committee to consider matters of interest relating to tradesmen and backflow workers and other appropriate matters pertaining to the tradesman section of the Board for Contractors.

Contact: Robert F. Tortolani, Regulatory Boards Administrator, Board for Contractors, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-2607, FAX (804) 367-2474, (804) 367-9753/TTY , e-mail tortolani@dpor.state.va.us.


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† **February 21, 2001 - 2 p.m.** -- Public Hearing
Department of Professional and Occupational Regulation,
3600 West Broad Street, Richmond, Virginia.


March 5, 2001 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board for Contractors intends to amend regulations entitled: **18 VAC 50-22-10 et seq. Board for Contractors Regulations.** The purpose of the proposed action is to amend existing regulations governing the licensure of Class A, B, and C contractors to clarify the definitions section; clarify entry requirements; and modify the procedures and provisions regarding renewal, reinstatement, and the standards of practice and conduct.

Statutory Authority: §§ 54.1-201 and 54.1-1102 of the Code of Virginia.


Contact: Nancy Taylor 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 or (804) 367-9753/TTY , e-mail contractors@dpor.state.va.us.

BOARD OF CORRECTIONS

† **January 16, 2001 - 10 a.m.** -- Open Meeting
Board of Corrections, 6900 Atmore Drive, Board Room,
Richmond, Virginia. 


A meeting of the Correctional Services/Policy and Regulations Committee to discuss correctional services/policy and regulations matters for possible presentation to the full board.

Contact: Barbara Reyes, Executive Secretary, Department of Corrections, 6900 Atmore Dr., Richmond, VA 23225, telephone (804) 674-3288, FAX (804) 674-3509, e-mail reyesbb@vadoc.state.va.us.

† **January 17, 2001 - 8:30 a.m.** -- Open Meeting
Board of Corrections, 6900 Atmore Drive, Board Room,
Richmond, Virginia. 

A meeting to discuss administrative matters for possible presentation to the full board.

Contact: Barbara Reyes, Executive Secretary, Department of Corrections, 6900 Atmore Dr., Richmond, VA 23225, telephone (804) 674-3288, FAX (804) 674-3509, e-mail reyesbb@vadoc.state.va.us.

† **January 17, 2001 - 10 a.m.** -- Open Meeting
Board of Corrections, 6900 Atmore Drive, Board Room,
Richmond, Virginia. 

A meeting to discuss matters that may be presented to the full board. Public comment will be received.

Contact: Barbara Reyes, Executive Secretary, Department of Corrections, 6900 Atmore Dr., Richmond, VA 23225, telephone (804) 674-3288, FAX (804) 674-3509, e-mail reyesbb@vadoc.state.va.us.

DEPARTMENT FOR THE DEAF AND HARD-OF-HEARING

† **February 6, 2001 - 6 p.m.** -- Public Hearing
Department of Rehabilitative Services, 8004 Franklin Farms Drive, Lee Building, 1st Floor Conference Room, Richmond, Virginia.

March 2, 2001 - 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 for the Deaf and Hard-of-Hearing intends to amend regulations entitled: **22 VAC 20-30-10 et seq. Regulations Governing Interpreter Services for the Deaf and Hard of Hearing.** The purpose of the proposed amendments is to add a clear statement of fees, add provisions for a grievance

procedure, provide for separate interpreting and transliterating assessments, and clarify confidentiality.


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

Contact: Laurie Malheiros, Interpreter Programs Manager, Department for the Deaf and Hard-of-Hearing, 1602 Rolling Hills Dr., Suite 203, Richmond, VA 23229, telephone (804) 662-9502 (V/TTY), FAX (804) 662-9718 and toll-free 1-800-552-7197 (V/TTY).

BOARD OF DENTISTRY

January 5, 2001 - 10 a.m. -- Open Meeting


January 19, 2001 - 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)

An informal conference committee will hear possible violations of the regulations governing the practice of dentistry. No public comment will be heard.

Contact: Marcia J. Miller, Executive Director, Board of Dentistry, 6606 West Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9906, FAX (804) 662-7246, e-mail mjmiller@dhp.state.va.us.

† January 25, 2001 - 10 a.m. -- Open Meeting

Department of Health Professions, 6606 West Broad Street, 5th Floor, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

An examination calibration for the full board. No public comment will be heard.


Contact: Marcia J. Miller, Executive Director, Board of Dentistry, 6606 West Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9906, FAX (804) 662-7246, e-mail mjmiller@dhp.state.va.us.

DESIGN-BUILD/CONSTRUCTION MANAGEMENT REVIEW BOARD

† January 22, 2001 - 11 a.m. -- Open Meeting

† February 26, 2001 - 11 a.m. -- Open Meeting

† March 19, 2001 - 11 a.m. -- Open Meeting


Virginia War Memorial, 621 Belvidere Street, Auditorium, Richmond, Virginia.  (Interpreter for the deaf provided upon request)


A monthly meeting to review requests submitted by localities to use Design-Build or Construction Management type contracts. Please contact the Division of Engineering and Buildings to confirm meeting.


Contact: Freddie M. Adcock, Administrative Assistant, Department of General Services, 805 E. Broad St., Rm. 101, Richmond, VA 23219, telephone (804) 786-3263, FAX (804) 371-7934, (804) 786-6152/TTY , e-mail fadcock@dgs.state.va.us.


BOARD OF EDUCATION

† January 8, 2001 - 7 p.m. -- Public Hearing

Falls Church High School, 7521 Jaguar Trail, Falls Church, Virginia.  (Interpreter for the deaf provided upon request)

Lake Taylor High School, 1384 Kempsville Road, Norfolk, Virginia.  (Interpreter for the deaf provided upon request)

Petersburg High School, 3101 Johnson Road, Petersburg, Virginia.  (Interpreter for the deaf provided upon request)


Marion Senior High School, 848 Stage Street, Marion, Virginia.  (Interpreter for the deaf provided upon request)

Hearings to solicit public comment on the proposed revisions to the Standards of Learning for History and Social Science. The History and Social Science Standards of Learning identify the essential content, processes, and skills for each grade level and/or courses in these areas. The proposed standards are available on the Internet at <http://www.pen.k12.va.us/VDOE/Instruction/historysolrevise.pdf>. Registration of speakers will begin at 6:30 p.m. Speakers will have three minutes to speak and should bring copies of their comments for the Board of Education. Comments may also be mailed by January 8, 2001, to the contact person indicated below.


Contact: Dr. Beverly Thurston, Specialist--History and Social Science, Department of Education, P.O. Box 2120, James Monroe Bldg., 101 N. 14th St., 25th Floor, Richmond, VA 23219, telephone (804) 225-2893, FAX (804) 225-2524, e-mail bthursto@mail.vak12ed.edu.

January 11, 2001 - 9 a.m. -- Open Meeting

February 15, 2001 - 9 a.m. -- Open Meeting

Richmond City School Board, 301 North 9th Street, Meeting Room, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

March 22, 2001 - 9 a.m. -- Open Meeting


Location to be announced.  (Interpreter for the deaf provided upon request)

A regular monthly meeting. Persons may register to speak at the meeting by calling Margaret Roberts. Persons requesting services of an 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 23218, telephone (804) 225-2540, FAX (804) 225-2524, e-mail mroberts@mail.vak12ed.edu.

State Special Education Advisory Committee

January 10, 2001 - 9 a.m. -- Open Meeting

Holiday Inn Central, 3207 North Boulevard, Richmond, Virginia.  (Interpreter for the deaf provided upon request)


A meeting with representatives of the Virginia Interagency Coordinating Committee (VICC) to discuss the state special education self-assessment. This is a working session, and public comment will not be received.

Calendar of Events

Contact: Cathy Pomfrey, Office of Student Support Services, Department of Education, P.O. Box 2120, 101 N. 14th St., 25th Floor, Richmond, VA 23218, telephone (804) 225-2402, FAX (804) 225-2524.

January 11, 2001 - 9:15 a.m. -- Open Meeting


January 12, 2001 - 9:15 a.m. -- Open Meeting

Holiday Inn Central, 3207 North Boulevard, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A quarterly meeting of the committee. Public comment will be received from 9:45 a.m. to 10 a.m. each day.


Contact: Cathy Pomfrey, Office of Student Support Services, Department of Education, P.O. Box 2120, 101 N. 14th St., 25th Floor, Richmond, VA 23218, telephone (804) 225-2402, FAX (804) 225-2524.

DEPARTMENT OF ENVIRONMENTAL QUALITY


† January 4, 2001 - 7 p.m. -- Public Hearing
Montgomery Regional Solid Waste Authority, 555 County Drive, Conference Room, Christiansburg, Virginia. 

A public hearing to receive comments on the draft permit amendment for the Mid-County Landfill located near Blacksburg.

Contact: Paul Farrell, Jr., Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4214, e-mail epfarrell@deq.state.va.us.

† January 25, 2001 - 7:30 p.m. -- Open Meeting
Fairfax City Hall, 10455 Armstrong Street, Room 306, Fairfax, Virginia. 

The third public meeting to receive comments on the development of a total maximum daily load for fecal coliform bacteria on a 4.5 mile segment of Accotink Creek located in Fairfax County.

Contact: Bryant H. Thomas, Department of Environmental Quality, 13901 Crown Court, Woodbridge, VA 22193, telephone (703) 583-3828, FAX (703) 583-3841, (804) 698-4021/TTY , e-mail bthomas@deq.state.va.us.


Virginia Environmental Education Advisory Committee

January 25, 2001 - 10 a.m. -- Open Meeting
Department of Game and Inland Fisheries, 4010 West Broad Street, Richmond, Virginia. 

A meeting of the Structure of Environmental Education Workgroup.


Contact: Ann Regn, Environmental Education Coordinator, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4442 or e-mail amregn@deq.state.va.us.

BOARD OF FUNERAL DIRECTORS AND EMBALMERS

† January 17, 2001 - 9 a.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 1, Richmond, Virginia. 


A meeting to discuss general board business. 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 St., 4th Floor, Richmond, VA, telephone (804) 662-9907, FAX (804) 662-9523, e-mail CEmma-Leigh@dhp.state.va.us.


† January 31, 2001 - 9 a.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 3, Richmond, Virginia. 

A meeting 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, telephone (804) 662-9907, FAX (804) 662-9523, e-mail CEmma-Leigh@dhp.state.va.us.

February 28, 2001 - 9 a.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room 1, Richmond, Virginia. 

A meeting of the Legislative Committee to review legislation from the 2001 Session of the General Assembly and possible proposals for the 2002 Session of the General Assembly. Public comment will be received at the beginning of the meeting.


Contact: Elizabeth Young Tisdale, Executive Director, Board of Funeral Directors and Embalmers, 6606 W. Broad St., 4th Floor, Richmond, VA 23230, telephone (804) 662-9907, FAX (804) 662-9523, (804) 662-7197/TTY , e-mail etisdale@dhp.state.va.us.

DEPARTMENT OF HEALTH

January 25, 2001 - 10 a.m. -- Open Meeting
Natural Resources Building, 900 Natural Resources Drive, Fontaine Research Park, Charlottesville, Virginia. 

A meeting of the Biosolids Use Regulations Advisory Committee to discuss implementation issues concerning the Biosolids Use Regulations involving land application, distribution and marketing of biosolids.

Contact: C. M. Sawyer, Ph.D., Director of Wastewater Engineering, Department of Health, Main Street Station, 1500 E. Main St., Room 308, Richmond, VA 23219, telephone (804) 786-1755, FAX (804) 786-5567, e-mail csawyer@vdh.state.va.us.

January 25, 2001 - 1 p.m. -- Open Meeting
Natural Resources Building, 900 Natural Resources Drive, Fontaine Research Park, Charlottesville, Virginia. 

A meeting of the Biosolids Use Information Committee to discuss issues involving land application of biosolids and the agricultural use of biosolids as governed by the Biosolids Use Regulations.

Contact: C. M. Sawyer, Ph.D., Director of Wastewater Engineering, Department of Health, Main Street Station, 1500 E. Main St., Room 109, Richmond, VA 23219, telephone (804) 786-1755, FAX (804) 786-5567, e-mail csawyer@vdh.state.va.us.

STATE COUNCIL OF HIGHER EDUCATION FOR VIRGINIA

† **January 16, 2001 - 9 a.m.** -- Open Meeting
James Monroe Building, 101 North 14th Street, Richmond, Virginia.

A regular meeting. Agenda materials will be available on the website at www.schev.edu approximately one week prior to the meeting.

Contact: Lee Ann Rung, Assistant to the Executive Director, State Council of Higher Education for Virginia, 101 N. 14th St., Richmond, VA 23219, telephone (804) 225-2602.

STATEWIDE INDEPENDENT LIVING COUNCIL

† **January 17, 2001 - 1 p.m.** -- Open Meeting
Department of Rehabilitative Services, 8004 Franklin Farms Drive, Richmond, Virginia. (Interpreter for the deaf provided upon request)

A quarterly meeting.

Contact: Jim Rothrock, Statewide Independent Living Council, 1802 Marroit Rd., Richmond, VA 23229, telephone (804) 673-0119, FAX (804) 282-7118.

LIBRARY BOARD

January 19, 2001 - 8:15 a.m. -- Open Meeting
March 19, 2001 - 8:15 a.m. -- Open Meeting
The Library of Virginia, 800 East Broad Street, Richmond, Virginia. (Interpreter for the deaf provided upon request)

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 (Interpreter for the deaf provided upon request), e-mail jtaylor@lva.lib.va.us.

COMMISSION ON LOCAL GOVERNMENT

January 8, 2001 - 10 a.m. -- Open Meeting
Pocahontas Building, 900 East Main Street, Suite 103, Richmond, Virginia. (Interpreter for the deaf provided upon request)

A regular meeting to consider such matters as may be presented.

Contact: Barbara Bingham, Administrative Assistant, Commission on Local Government, 900 E. Main St., Suite 103, Richmond, VA 23219-3513, telephone (804) 786-6508, FAX (804) 371-7999, (800) 828-1120/TTY (Interpreter for the deaf provided upon request), e-mail bbingham@clg.state.va.us.

VIRGINIA MANUFACTURED HOUSING BOARD

January 18, 2001 - 10 a.m. -- Open Meeting
The Jackson Center, 501 North 2nd Street, Richmond, Virginia. (Interpreter for the deaf provided upon request)

A regular meeting to address licensing issues, handle complaints and claims against licensees in the program, conduct fact-findings regarding complaints and claims, and carry out administration of the Manufactured Housing Licensing and Transaction Recovery Fund Regulations.

Contact: Curtis L. McIver, Associate Director, Department of Housing and Community Development, State Building Code Administrative Office, 501 N. 2nd St., Richmond, VA 23219, telephone (804) 371-7160, FAX (804) 371-7092, (804) 371-7089/TTY (Interpreter for the deaf provided upon request), e-mail cmciver@dhcd.state.va.us.

BOARD OF MEDICINE

January 5, 2001 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board of Medicine intends to amend regulations entitled: **18 VAC 85-40-10 et seq. Regulations Governing the Practice of Respiratory Care Practitioners.** The purpose of the proposed amendments is to establish an inactive license for respiratory care practitioners.

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

Calendar of Events

Public comments may be submitted until January 5, 2001, to Elaine J. Yeatts, Department of Health Professions, 6606 West Broad Street, 4th Floor, Richmond, VA 23230-1717.

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.

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January 5, 2001 - 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 85-50-10 et seq. Regulations Governing the Practice of Physician Assistants.** The purpose of the proposed amendments is to establish an inactive license for practitioners who do not intend to actively practice in Virginia.

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

Public comments may be submitted until January 5, 2001, to Elaine J. Yeatts, Department of Health Professions, 6606 West Broad Street, 4th Floor, Richmond, VA 23230-1717.

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.

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January 11, 2001 - 9 a.m. -- Public Hearing
Department of Health Professions, 6606 West Broad Street, 4th Floor, Richmond, Virginia.

February 16, 2001 - 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 85-80-10 et seq. Regulations Governing the Licensure of Occupational Therapists.** Amendments are proposed to establish requirements for evidence of continued competency in renewal or reinstatement of licensure and for inactive license.

Statutory Authority: §§ 54.1-103, 54.1-2400 and 54.1-2912.1 of the Code of Virginia.

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.

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January 10, 2001 - 1 p.m. -- Public Hearing
Department of Health Professions, 6606 West Broad Street, 4th Floor, Conference Room 4, Richmond, Virginia.

February 16, 2001 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board of Medicine intends to amend regulations entitled: **18 VAC 85-101-10 et seq. Regulations Governing the Licensure of Radiologic Technologists and Radiologic Technologists-Limited.** The purpose of the proposed amendments is to establish requirements for evidence of continued competency to renew or reinstate a license and for an inactive license.

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

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.

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January 10, 2001 - 9 a.m. -- Public Hearing
Department of Health Professions, 6606 West Broad Street, 4th Floor, Conference Room 4, Richmond, Virginia.

February 16, 2001 - 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 85-110-10 et seq. Regulations Governing the Practice of Licensed Acupuncturists.** Amendments are proposed to establish an inactive licensure and requirements for reactivation of status.

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

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.

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† January 26, 2001 - 1 p.m. -- Public Hearing
Department of Health Professions, 6606 West Broad Street, Richmond, Virginia.

March 3, 2001 - 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 adopt regulations entitled: **18 VAC 85-120-10 et seq. Regulations Governing the Certification of Athletic Trainers.** The purpose of the proposed regulation is to establish criteria for certification of athletic trainers, fees for applicants and certificate holders, and requirements for renewal or reinstatement of certification.

Statutory Authority: §§ 54.1-2400 and 54.1-2957.4 of the Code of Virginia.

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 or (804) 662-7197/TTY ☎

Informal Conference Committee

† **January 5, 2001 - 8:30 a.m.** -- Open Meeting
January 26, 2001 - 8:45 a.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street, Richmond, Virginia. ♿

† **February 1, 2001 - 9:30 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 ☎

STATE MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES BOARD

January 10, 2001 - 6 p.m. -- Open Meeting
Virginia Housing Development Authority, 601 South Belvidere Street, Conference Room 1, Richmond, Virginia ♿
(Interpreter for the deaf provided upon request)

A regular meeting.

Contact: Marlene Butler, Executive Secretary, Department of Mental Health, Mental Retardation and Substance Abuse Services, Jefferson Bldg., 1220 Bank St., 13th Floor, Richmond, VA 23219, telephone (804) 786-7945, FAX (804) 371-2308, e-mail mbutler@dmhmrsas.state.va.us.

† **January 25, 2001 - 10 a.m.** -- Open Meeting
† **January 26, 2001 - 10 a.m.** -- Open Meeting
Department of Mental Health, Mental Retardation and Substance Abuse Services, 1220 Bank Street, Richmond, Virginia ♿ (Interpreter for the deaf provided upon request)

Orientation and a regular meeting. A public comment period will be scheduled.

Contact: Marlene Butler, Executive Secretary, Department of Mental Health, Mental Retardation and Substance Abuse Services, Jefferson Bldg., 1220 Bank St., 13th Floor, Richmond, VA 23219, telephone (804) 786-7945, FAX (804) 371-2308, e-mail mbutler@dmhmrsas.state.va.us.

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February 4, 2001 - 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 Mental Health, Mental Retardation and Substance Abuse Services Board intends to repeal regulations entitled: **12 VAC 35-110-10 et seq. Rules and Regulations to Assure the Rights of Residents of Facilities Operated by the Department of Mental Health, Mental Retardation and Substance Abuse Services.** This regulation was designed to protect the legal and human rights of all residents of facilities operated by the Department of Mental Health, Mental Retardation and Substance Abuse Services. The provisions of this regulation are being incorporated into 12 VAC 35-115-10 et seq.

Statutory Authority: §§ 37.1-10 and 37.1-84.1 of the Code of Virginia.

Contact: Margaret S. Walsh, Director, Office of Human Rights, Department of Mental Health, Mental Retardation and Substance Abuse Services, P.O. Box 1797, Richmond, VA 23218-1797, telephone (804) 786-3988 or FAX (804) 371-2308.

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January 10, 2001 - 5 p.m. -- Public Hearing
Hollins Branch Library, 6624 Peters Creek Road, Roanoke, Virginia.

January 10, 2001 - 6 p.m. -- Public Hearing
Virginia Housing Development Authority, 601 South Belvidere, Richmond, Virginia.

January 11, 2001 - 5 p.m. -- Public Hearing
Chesapeake City Hall Council Chamber, 306 Cedar Road, Chesapeake, Virginia.

February 4, 2001 - 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 Mental Health, Mental Retardation and Substance Abuse Services Board intends to adopt regulations entitled: **12 VAC 35-115-10 et seq. Rules and Regulations to Assure the Rights of Individuals Receiving Services from Providers of Mental Health, Mental Retardation and Substance Abuse Services.** The proposed regulation will protect the legal and human rights of individuals who receive treatment in programs and facilities operated, funded and licensed by the Department of Mental Health, Mental Retardation and Substance Abuse Services.

Statutory Authority: §§ 37.1-10 and 37.1-84.1 of the Code of Virginia.

Contact: Margaret S. Walsh, Director, Office of Human Rights, Department of Mental Health, Mental Retardation and Substance Abuse Services, P.O. Box 1797, Richmond, VA 23218-1797, telephone (804) 786-3988 or FAX (804) 371-2308.

Calendar of Events

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February 4, 2001 - 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 Mental Health, Mental Retardation and Substance Abuse Services Board intends to repeal regulations entitled: **12 VAC 35-120-10 et seq. Rules and Regulations to Assure the Rights of Patients of Psychiatric Hospitals and Other Psychiatric Facilities Licensed by the Department of Mental Health, Mental Retardation and Substance Abuse Services.** This regulation was designed to protect the legal and human rights of all persons admitted to inpatient psychiatric programs licensed by the Department of Mental Health, Mental Retardation and Substance Abuse Services. The provisions of this regulation are being incorporated into 12 VAC 35-115-10 et seq.

Statutory Authority: §§ 37.1-10 and 37.1-84.1 of the Code of Virginia.

Contact: Margaret S. Walsh, Director, Office of Human Rights, Department of Mental Health, Mental Retardation and Substance Abuse Services, P.O. Box 1797, Richmond, VA 23218-1797, telephone (804) 786-3988 or FAX (804) 371-2308.

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February 4, 2001 - 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 Mental Health, Mental Retardation and Substance Abuse Services Board intends to repeal regulations entitled: **12 VAC 35-130-10 et seq. Rules and Regulations to Assure the Rights of Clients in Community Programs Licensed or Funded by the Department of Mental Health, Mental Retardation and Substance Abuse Services.** This regulation was designed to protect the legal and human rights of consumers of community programs funded or licensed by the Department of Mental Health, Mental Retardation and Substance Abuse Services. The provisions of this regulation are being incorporated into 12 VAC 35-115-10 et seq.

Statutory Authority: §§ 37.1-10 and 37.1-84.1 of the Code of Virginia.

Contact: Margaret S. Walsh, Director, Office of Human Rights, Department of Mental Health, Mental Retardation and Substance Abuse Services, P.O. Box 1797, Richmond, VA 23218-1797, telephone (804) 786-3988 or FAX (804) 371-2308.

STATE MILK COMMISSION

January 10, 2001 - 10:30 a.m. -- Open Meeting
Department of Mines, Minerals and Energy, 900 Natural Resources Drive, Room 2054, Charlottesville, Virginia. ☎

A regular meeting of the commission to consider industry issues, distributor licensing, base transfers, fiscal matters, and reports from staff of the agency. The commission will review and discuss subdivisions 6 (b) and (c) of 2 VAC 15-20-100 to determine if regulatory action should be commenced. Any persons requiring special accommodation should notify Edward C. Wilson Jr. at least five days prior to the meeting so that suitable arrangements can be made.

Contact: Edward C. Wilson, Jr., Deputy Administrator, State Milk Commission, Ninth St. Office Bldg., 202 N. Ninth St., Room 915, Richmond, VA 23219, telephone (804) 786-2013, FAX (804) 786-3779, (804) 786-2013/TTY ☎, e-mail ewilson@smc.state.va.us.

DEPARTMENT OF MINES, MINERALS AND ENERGY

January 25, 2001 - 10 a.m. -- Public Hearing
Department of Mines, Minerals and Energy, Buchanan-Smith Building, Route 23 South, Rooms 218 and 219, Big Stone Gap, Virginia.

February 16, 2001 - 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 Mines, Minerals and Energy intends to amend regulations entitled: **4 VAC 25-90-10 et seq. Regulations Governing the Use of Diesel-Powered Equipment in Underground Coal Mines.** The regulation sets forth the requirements for operation and maintenance, ventilation, air quality, fire protection, and fuel for diesel engines being used in underground coal mining.

Statutory Authority: §§ 45.1-161.3, 45.1-161.106, 45.1-107 and 45.1-161.206 of the Code of Virginia.

Contact: Frank Linkous, Mine Chief, Department of Mines, Minerals and Energy, P.O. Drawer 900, Big Stone Gap, VA 24219, telephone (540) 523-8100 or (540) 828-1120/TTY ☎

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January 25, 2001 - 10 a.m. -- Public Hearing
Department of Mines, Minerals and Energy, Buchanan-Smith Building, Route 23 South, Rooms 218 and 219, Big Stone Gap, Virginia.

February 16, 2001 - 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 Mines, Minerals and Energy intends to **repeal** regulations entitled: **4 VAC 25-100-10 et seq. Regulation**

Governing Vertical Ventilation Holes and Mining near Gas and Oil Wells and adopt regulations entitled: 4 VAC 25-101-10 et seq. Regulation Governing Vertical Ventilation Holes and Mining near Gas and Oil Wells. The purpose of the proposed action is to establish guidelines that govern drilling, equipping and operating of vertical ventilation holes that are used to remove methane gas from underground coal mines. This regulation is being developed to replace the existing regulation that is being repealed.

Statutory Authority: §§ 45.1-161.3, 45.1-161.106, 45.1-161.121, 45.1-161.254 and 45.1-161.292 of the Code of Virginia.

Contact: Frank Linkous, Mine Chief, Department of Mines, Minerals and Energy, P.O. Drawer 900, Big Stone Gap, VA 24219, telephone (540) 523-8100 or (540) 828-1120/TTY ☎

MOTOR VEHICLE DEALER BOARD

January 8, 2001 - 9 a.m. -- Open Meeting
Department of Motor Vehicles, 2300 West Broad Street, Room 702, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

Committees will meet as follows:

Dealer Practices Committee - 9 a.m.
Franchise Law Committee - 10 a.m.
Licensing Committee - 10:45 a.m.
Transaction Recovery Fund Committee - 1:30 p.m.
Advertising Committee - 2:15 p.m.
Personnel Committee - 3 p.m.

Meetings may begin later, but not earlier than scheduled. Meeting end times are approximate. Any person who needs any accommodation in order to participate in the meeting should contact the board at least 10 days before the meeting so that suitable arrangements can be made.

Contact: Alice R. Weedon, Administrative Assistant, Motor Vehicle Dealer Board, 2201 W. Broad St., Suite 104, Richmond, VA 23220, telephone (804) 367-1100, FAX (804) 367-1053, toll-free (877) 270-0203, e-mail dboard@mvb.state.va.us.

January 9, 2001 - 8:30 a.m. -- Open Meeting
Department of Motor Vehicles, 2300 West Broad Street, Room 702, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A meeting of the full board. Prior to the meeting the following committees will meet:

Finance Committee - 8:30 a.m. -- Room 702
Finance and Personnel Committee - 9:15 a.m. -- Room 702
Full board - 9:30 a.m. -- Room 702

Meetings may begin later, but not earlier than scheduled. Meeting end times are approximate. Any person who needs any accommodation in order to participate in the meeting should contact the board at least 10 days before the meeting so that suitable arrangements can be made.

Contact: Alice R. Weedon, Administrative Assistant, Motor Vehicle Dealer Board, 2201 W. Broad St., Suite 104, Richmond, VA 23220, telephone (804) 367-1100, FAX (804) 367-1053, toll-free (877) 270-0203, e-mail dboard@mvb.state.va.us.

VIRGINIA MUSEUM OF FINE ARTS

January 2, 2001 - 8 a.m. -- Open Meeting
Virginia Museum of Fine Arts, 2800 Grove Avenue, Main Lobby Conference Room, Richmond, Virginia. ♿

A monthly meeting for staff to brief the Executive Committee. Public comment will not be received.

Contact: Suzanne Broyles, Acting Secretary of the Museum, Virginia Museum of Fine Arts, 2800 Grove Avenue, Richmond, VA 23221, telephone (804) 340-1503, FAX (804) 340-1502, (804) 340-1401/TTY ☎, e-mail sbroyles@vmfa.state.va.us.

January 9, 2001 - 8 a.m. -- Open Meeting
Virginia Museum of Fine Arts, 2800 Grove Avenue, Main Lobby Conference Room, Richmond, Virginia. ♿

A monthly meeting held for staff to brief the Executive Committee. Public comment will not be received.

Contact: Suzanne Broyles, Acting Secretary of the Museum, Virginia Museum of Fine Arts, 2800 Grove Ave., Richmond, Virginia 23221, telephone (804) 340-1503, FAX (804) 340-1502, (804) 340-1401/TTY ☎, e-mail sbroyles@vmfa.state.va.us.

BOARD OF NURSING

January 5, 2001 - 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 Nursing intends to amend regulations entitled: **18 VAC 90-50-10 et seq. Regulations Governing the Certification of Massage Therapists.** The purpose of the proposed amendments is to increase application, renewal and other fees charged to applicants and regulated entities in order to cover the expenditures for the regulatory and disciplinary functions of the board.


Statutory Authority: §§ 54.1-113 and 54.1-2400 of the Code of Virginia.

Public comments may be submitted until January 5, 2001.


Contact: Nancy K. Durrett, Executive Director, Board of Nursing, 6606 W. Broad St., 4th Floor, Richmond, VA 23230-1717, telephone (804) 662-9909 or FAX (804) 662-9943.

Calendar of Events

Special Conference Committee


January 4, 2001 - 8:30 a.m. -- Open Meeting
February 12, 2001 - 8:30 a.m. -- Open Meeting
February 13, 2001 - 8:30 a.m. -- Open Meeting
February 15, 2001 - 8:30 a.m. -- Open Meeting
February 22, 2001 - 8:30 a.m. -- Open Meeting
February 23, 2001 - 8:30 a.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room, 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.

January 22, 2001 - 8:30 a.m. -- Open Meeting
January 24, 2001 - 8:30 a.m. -- Open Meeting
January 25, 2001 - 8:30 a.m. -- Open Meeting
† March 19, 2001 - 8:30 a.m. -- Open Meeting
† March 21, 2001 - 8:30 a.m. -- Open Meeting
† March 22, 2001 - 8:30 a.m. -- Open Meeting
Department of Health Professions, 6606 West Broad Street, 5th Floor, Conference Room, Richmond, Virginia. 

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.


OLD DOMINION UNIVERSITY

January 22, 2001 - 3 p.m. -- Open Meeting
February 19, 2001 - 3 p.m. -- Open Meeting
March 19, 2001 - 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


† February 2, 2001 - 9 a.m. -- Open Meeting
Department of Professional and Occupational Regulation, 3600 West Broad Street, 4th Floor, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting to discuss regulatory review and other matters requiring board action, including disciplinary cases. A public comment period will be held at the beginning of the meeting. All meetings 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 interpretative services should contact the department at least 10 days prior to the meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.


Contact: Nancy Taylor Feldman, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., 4th Floor, Richmond, VA 23230-4917, telephone (804) 367-2785, FAX (804) 367-2474, (804) 367-9753/TTY , e-mail opticians@dpor.state.va.us.


VIRGINIA BOARD FOR PEOPLE WITH DISABILITIES

NOTE: CHANGE IN MEETING DATE


January 4, 2001 - 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.

Contact: Brian S. Parsons, Director, 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, (804) 786-0016/TTY 

† February 21, 2001 - 9 a.m. -- Open Meeting
Virginia Housing Development Authority, 601 South Belvidere Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting of the board.

Contact: Nan Pemberton, 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, (804) 786-0016/TTY , e-mail pembernj@vbpd.state.va.us.

DEPARTMENT OF STATE POLICE

January 5, 2001 - 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 State Police intends to amend regulations entitled: **19 VAC 30-40-10 et seq. Standards and Specifications for the Stickers or Decals Used by Cities, Counties, and Towns in Lieu of Licensure Plates.** The proposed amendment relates to the placement of stickers used by counties, cities, and towns in lieu of license plates.

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

Public comments may be submitted until January 5, 2001, to Major Jerry S. Conner, P.O. Box 27472, Richmond, VA 23261-7472.

Contact: Dennis W. Robertson, Captain, Department of State Police, P.O. Box 27472, Richmond, VA 23472-7472, telephone (804) 378-3472 or FAX (804) 378-3487.

January 5, 2001 - 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 State Police intends to amend regulations entitled: **19 VAC 30-150-10 et seq. Regulations Relating to Standards and Specifications for Overdimensional Warning Lights.** The proposed amendments make the regulation consistent with the Society of Automotive Engineers (SAE) Standards J575, J578, J579, and J845, upon which the standards and specifications are based.

Statutory Authority: §§ 46.2-1005 and 46.2-1026 of the Code of Virginia.

Public comments may be submitted until January 5, 2001, to Major Jerry S. Conner, P.O. Box 27472, Richmond, VA 23261-7472.

Contact: Dennis W. Robertson, Captain, Department of State Police, P.O. Box 27472, Richmond, VA 23472-7472, telephone (804) 378-3472 or FAX (804) 378-3487.

January 5, 2001 - 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 State Police intends to amend regulations entitled: **19 VAC 30-160-5 et seq. Regulations Relating to Standards and Specifications for the Safety Lights for Farm Tractors in Excess of 108 Inches in Width.** The proposed amendments make the regulation consistent with the Society of Automotive Engineers (SAE) Standards J575 and J974, upon which the standards and specifications are based.

Statutory Authority: §§ 46.2-1005 and 46.2-1102 of the Code of Virginia.

Public comments may be submitted until January 5, 2001, to Major Jerry S. Conner, P.O. Box 27472, Richmond, VA 23261-7472.

Contact: Dennis W. Robertson, Captain, Department of State Police, P.O. Box 27472, Richmond, VA 23472-7472, telephone (804) 378-3472 or FAX (804) 378-3487.

January 5, 2001 - 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 State Police intends to adopt regulations entitled: **19 VAC 30-165-10 et seq. Regulations Relating to Standards and Specifications for Purple Warning Lights Used by Vehicles Leading or Escorting Funeral Processions.** The proposed regulation was promulgated in response to an amendment during the 1999 Session of the General Assembly to § 46.2-1025 of the Code of Virginia, which authorizes flashing purple warning lights on vehicles used to lead or provide escorts for funeral processions.

Statutory Authority: §§ 46.2-1005 and 46.2-1025 of the Code of Virginia.

Public comments may be submitted until January 5, 2001, to Major Jerry S. Conner, P.O. Box 27472, Richmond, VA 23261-7472.

Contact: Dennis W. Robertson, Captain, Department of State Police, P.O. Box 27472, Richmond, VA 23472-7472, telephone (804) 378-3472 or FAX (804) 378-3487.

BOARD OF PSYCHOLOGY

January 19, 2001 - 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 amendment is to establish a temporary license with an 18-month term limit for residents in clinical psychology and residents in school psychology who have achieved a passing score on the Examination for Professional Practice in Psychology. Upon passing the state examinations and successful completion of the residency requirements, the temporary license will be replaced with a permanent license.

Statutory Authority: §§ 54.1-2400 and 54.1-3605 of the Code of Virginia.

Contact: Janet Delorme, Deputy Executive Director, Board of Psychology, 6606 W. Broad St., 4th Floor, Richmond, VA 23230, telephone (804) 662-9575 or FAX (804) 662-9943.

BOARD OF PSYCHOLOGY

January 19, 2001 - 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 amendment is to establish a temporary license with an 18-month term limit for residents in clinical psychology and residents in school

Calendar of Events

psychology who have achieved a passing score on the Examination for Professional Practice in Psychology. Upon passing the state examinations and successful completion of the residency requirements, the temporary license will be replaced with a permanent license.

Statutory Authority: §§ 54.1-2400 and 54.1-3605 of the Code of Virginia.

Contact: Janet Delorme, Deputy Executive Director, Board of Psychology, 6606 W. Broad St., 4th Floor, Richmond, VA 23230, telephone (804) 662-9575 or FAX (804) 662-9943.

REAL ESTATE APPRAISER BOARD

† **January 16, 2001 - 10 a.m.** -- Open Meeting
Department of Professional and Occupational Regulation,
3600 West Broad Street, Richmond, Virginia.

A general business meeting.

Contact: Karen W. O'Neal, Assistant Director, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA, telephone (804) 367-2039, FAX (804) 367-2475, e-mail reappraiser@dpor.state.va.us.


VIRGINIA RESOURCES AUTHORITY

January 9, 2001- 9 a.m. -- Open Meeting
February 13, 2001 - 9 a.m. -- Open Meeting
March 13, 2001 - 9 a.m. -- Open Meeting
Virginia Resources Authority, Eighth and Main Building, 707 East Main Street, Second Floor Conference Room, Richmond, Virginia.

A regular meeting of the Board of Directors to (i) review and, if appropriate, approve the minutes from the most recent monthly meeting; (ii) review the authority's operations for the prior month; (iii) review applications for loans submitted to the authority for approval; (iv) consider loan commitments for approval and ratification under its various programs; (v) approve the issuance of any bonds; (vi) review the results of any bond sales; and (vii) consider such other matters and take such other actions as it may deem appropriate. Various committees of the Board of Directors may also meet immediately before or after the regular meeting and consider matters within their purview. The planned agenda of the meeting and any committee meetings will be available at the offices of the authority one week prior to the date of the meeting. Any person who needs any accommodation in order to participate in the meeting should contact the authority at least 10 days before the meeting so that suitable arrangements can be made.

Contact: Benjamin M. Hoyle, Executive Assistant, Virginia Resources Authority, 707 E. Main St., Suite 1350, Richmond, VA 23219, telephone (804) 644-3100, FAX (804) 644-3109, e-mail bhoyle@vra.state.va.us.

SEWAGE HANDLING AND DISPOSAL APPEAL REVIEW BOARD

† **January 24, 2001 - 10 a.m.** -- Open Meeting
† **February 28, 2001 - 10 a.m.** -- Open Meeting
Henrico County Human Services, 8600 Dixon Powers Road, Board Room, 2nd Floor, Richmond, Virginia. 

A meeting to hear appeals of denials of applications for permits to construct a septic system.

Contact: Susan Sherertz, Board Secretary, Department of Health, P.O. Box 2448, Room 115, Richmond, VA 23185, telephone (804) 371-4236, FAX (804) 225-4003, e-mail ssherertz@vdh.state.va.us.

STATE BOARD OF SOCIAL SERVICES

February 16, 2001 - 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 40-690-10 et seq. Virginia Child Care Provider Scholarship Program (formerly Child Day Care Scholarship Programs)**. This regulation is being amended to reflect the administration of the current child care scholarship program. The current regulation was written to administer two different scholarship programs. The two scholarship programs are the CDA credentialing program and the college tuition program. The CDA credentialing scholarship program ended in 1995. The college tuition scholarship program still exists. All references to the CDA credentialing scholarship program have been removed.

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

Contact: Rhonda Harrell, Program Development Consultant, Division of Licensing Programs, Department of Social Services, 730 E. Broad St., Richmond, VA 23219, telephone (804) 692-1775.

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February 16, 2001 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the State Board of Social Services intends to repeal regulations entitled: **22 VAC 40-900-10 et seq. Community Services Block Grant Guidelines**. This action will repeal the outdated and excessive regulation for the Community Services Block Grant Program.

Statutory Authority: §§ 2.1-590 and 63.1-25 of the Code of Virginia.

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

February 16, 2001 - 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 adopt regulations entitled: **22 VAC 40-901-10 et seq. Community Services Block Grant Program.** The purpose of the proposed regulation is to detail the formula used for the distribution of Community Services Block Grant funds to local community action agencies. The regulation will also require that community action agencies provide matching funds equal to 20% of the grant award.

Statutory Authority: §§ 2.1-590 and 63.1-25 of the Code of Virginia.

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

January 19, 2001 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 63.1-25 of the Code of Virginia that the State Board of Social Services intends to repeal regulations entitled: **22 VAC 40-230-10 et seq. Agency Placement Adoptions - Preplacement Services.** The purpose of the proposed action is to repeal this regulation. The requirement for development of an adoptive placement plan will be incorporated into foster care policies and procedures to be implemented at the point in time that adoption is selected as the goal for the child.

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

Contact: Brenda Kerr, Adoption Policy Consultant, Department of Social Services, 730 E. Broad St., Richmond, VA 23219, telephone (804) 692-1290.

January 19, 2001 - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 63.1-25 of the Code of Virginia that the State Board of Social Services intends to repeal regulations entitled: **22 VAC 40-480-10 et seq. Relocation Assistance General Relief Program.** This regulation provides information to local departments of social services on relocation assistance for general relief recipients. This assistance has not been used in at least five years and is unnecessary and recommended for repeal.

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

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

January 23, 2001 - 9 a.m. -- Open Meeting
Hanover Department of Social Services, 12304 Washington Highway, Ashland, Virginia. 

A meeting to discuss legislative issues and proposals.

Contact: Pat Rengnerth, State Board Liaison, State Board of Social Services, 730 E. Broad St., Richmond, VA 23219-1849, telephone (804) 692-1826, FAX (804) 692-1962, toll-free (800) 552-3431.

BOARD OF SOCIAL WORK


January 5, 2001 - 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 Social Work intends to amend regulations entitled: **18 VAC 140-20-10 et seq. Regulations Governing the Practice of Social Work.** The purpose of the proposed action is to comply with a statutory mandate to develop regulations to implement continuing education requirements for licensure renewal.

Statutory Authority: §§ 54.1-2400 and 54.1-3705.

Contact: Janet Delorme, Deputy Executive Director, Board of Social Work, 6606 W. Broad St., 4th Floor, Richmond, VA 23230, telephone (804) 662-9575, FAX (804) 662-9943 or (804) 662-7197/TTY 

VIRGINIA SOIL AND WATER CONSERVATION BOARD


January 18, 2001 - 9 a.m. -- Open Meeting
Natural Resources Conservation Service, 1606 Santa Rosa Road, Richmond, 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.

DEPARTMENT OF TECHNOLOGY PLANNING

Virginia Geographic Information Network Advisory Board

† **January 4, 2001 - 1:30 p.m.** -- Open Meeting
Department of Transportation, 1401 East Broad Street, 3rd Floor, Conference Room, Richmond, Virginia. 


A regular business meeting.

Contact: William Shinar, VGIN Coordinator, Department of Technology Planning, 110 S. 7th St., Suite 135, Richmond,

Calendar of Events

VA 23219, telephone (804) 786-8175, FAX (804) 371-2795, e-mail bshinar@vgin.state.va.us.


TRANSPORTATION SAFETY BOARD

† **January 25, 2001 - 10 a.m.** -- Open Meeting
Department of Transportation, 1401 East Broad Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting to discuss transportation safety issues.

Contact: Angelisa Jennings, Management Analyst, Transportation Safety Board, 2300 W. Broad St., Richmond, VA 23269, telephone (804) 367-2026, FAX (804) 367-6031.

COMMONWEALTH TRANSPORTATION BOARD

† **January 17, 2001 - 2 p.m.** -- Open Meeting
Department of Transportation, 1221 East Broad Street, Auditorium, Richmond, 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.

† **January 18, 2001 - 10 a.m.** -- Open Meeting
Department of Transportation, 1221 East Broad Street, Auditorium, Richmond, 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.

VIRGINIA MILITARY INSTITUTE


† **February 10, 2001 - 8:30 a.m.** -- Open Meeting
Virginia Military Institute, Turman Room, Preston Library, Lexington, Virginia. 

A regular meeting of the Board of Visitors to hear committee reports and remarks of the superintendent. The Board of Visitors does not provide an opportunity for public comment at this meeting. Public comment is

received at the first meeting of the academic year, usually in August.


Contact: Colonel Edwin L. Dooley, Jr., Secretary, Virginia Military Institute, Superintendent's Office, Lexington, VA 24450, telephone (540) 464-7206.

VIRGINIA VOLUNTARY FORMULARY BOARD

† **February 1, 2001 - 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 the Formulary that became effective July 27, 1998, and the most recent supplement to that revision. Copies of the proposed revisions are available for inspection at the Bureau of Pharmacy Services, Virginia Department of Health, Monroe Building, 101 North 14th Street, Room S-45, Richmond, VA 23219. Written comments sent to the above address and received prior to 5 p.m. on February 1, 2001, will be made a part of the hearing record and considered by the board.


Contact: James K. Thomson, Director, Bureau of Pharmacy Services, Department of Health, 101 N. 14th St., S-45, Richmond, VA 23219, telephone (804) 786-4326.

† **March 1, 2001 - 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, Monroe Building, 101 N. 14th St., Room S-45, Richmond, VA 23219, telephone (804) 786-4326.

VIRGINIA WAR MEMORIAL FOUNDATION

† **January 9, 2001 - Noon** -- Open Meeting
Virginia War Memorial, 621 Belvidere Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting of the Board of Trustees. The public is welcome and public comments will be accepted at the conclusion of the meeting.

Contact: Sandra H. Williams, Associate Director, Department of General Services, 621 S. Belvidere St., Richmond, VA 23220, telephone (804) 786-2060, FAX (804) 786-6652, (804) 786-6152/TTY , e-mail swilliams@vawarmemorial.state.va.us.


VIRGINIA WASTE MANAGEMENT BOARD


January 5, 2001 - 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 20-130-10 et seq. Regulations for the Development of Solid Waste Management Plans.** The purpose of the proposed amendments requires counties, cities and towns to develop complete, revised solid waste management plans.

Statutory Authority: § 10.1-1411 of the Code of Virginia.

Contact: Daniel S. Gwinner, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4218 or FAX (804) 698-4327, email dsgwinner@deq.state.va.us.

January 9, 2001 - 11 a.m. -- Public Hearing
Department of Environmental Quality, Northern Regional Office, 13901 Crown Court, Woodbridge, Virginia. 
(Interpreter for the deaf provided upon request)


January 11, 2001 - 1 p.m. -- Public Hearing
Department of Environmental Quality, West Central Regional Office, 2019 Peters Creek Road, Roanoke, Virginia. 
(Interpreter for the deaf provided upon request)

February 2, 2001 - 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 Virginia Waste Management Board intends to amend regulations entitled: **9 VAC 20-140-10 et seq. Regulations for the Certification of Recycling Machinery and Equipment for Tax Exemption Purposes.** The proposed amendments remove requirements for submittal of proof of purchase price and for equipment to be in a fixed location to qualify for state income tax credit and clarify what is not covered by the regulation.


Statutory Authority: §§ 58.1-338, 58.1-439.7, 58.1-439.8 and 58.1-3661 of the Code of Virginia.

Contact: Daniel S. Gwinner, Virginia Waste Management Board, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4218, e mail dsgwinner@deq.state.va.us.

† **February 5, 2001 - 1:30 p.m.** -- Public Hearing
Salem Church Library, 2607 Salem Church Road, Library Room B, Fredericksburg, Virginia. 
(Interpreter for the deaf provided upon request)

† **February 6, 2001 - 10:30 a.m.** -- Public Hearing
Department of Environmental Quality, Tidewater Regional Office, 5636 Southern Boulevard, Virginia Beach, Virginia.


† **February 13, 2001 - 1 p.m.** -- Public Hearing

Department of Environmental Quality, West Central Regional Office, 3019 Peters Creek Road, Roanoke, Virginia. 
(Interpreter for the deaf provided upon request)


A public hearing to receive comments on the proposed amendments to the Financial Assurance for Solid Waste Management Facilities Regulations.

Contact: Melissa Porterfield, Virginia Waste Management Board, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4238, e-mail mporterfi@deq.state.va.us.


† **January 31, 2001 - 1 p.m.** -- Open Meeting

† **February 7, 2001 - 1 p.m.** -- Open Meeting
Department of Environmental Quality, 629 East Main Street, Richmond, Virginia. 

The Technical Advisory Committee (15A) for Amendment of the Hazardous Waste Management Regulations (9 VAC 20-60-10 et seq.) will meet in two sessions to consider any modifications that may be appropriate to the regulations. All aspects of the regulations are possible subjects of discussion by the committee. The last comprehensive review of the regulations was Amendment 14 (1999). Amendment 14 included a change in the regulation's structure by incorporating similar federal text into the Commonwealth's regulations by reference and deleting large portions of text that was redundant to the newly incorporated federal text. On July 11, 2000, the Virginia Waste Management Board adopted the date of July 1, 2000, as the date of the federal text that was incorporated into the Commonwealth's regulations. This action coincidentally incorporated many changes that were amendments to the federal regulations, which were adopted after the date of incorporated federal text as previously defined by Amendment 14. The committee may consider whether adjustments or exceptions to the Commonwealth's regulations should be made in those parts related to incorporation of federal text. It may consider further use of the incorporation of federal regulation and additional removal of text that is redundant to federal regulatory text incorporated by reference. It may consider correction of errors and any other change it feels will be a constructive change to the regulations.

Contact: Robert G. Wickline, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4213, FAX (804) 698-4327, (804) 698-4021/TTY , e-mail rgwickline@deq.state.va.us.

† **February 7, 2001 - 9 a.m.** -- Open Meeting

† **March 7, 2001 - 9 a.m.** -- Open Meeting
Department of Environmental Quality, 629 East Main Street, Richmond, Virginia. 

A meeting of the advisory committee assisting the department in developing proposed amendments to the Voluntary Remediation Regulation.

Contact: Melissa Porterfield, Virginia Waste Management Board, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4238, e-mail mporterfi@deq.state.va.us.

Calendar of Events

STATE WATER CONTROL BOARD

January 8, 2001 - Public comments may be submitted until 4 p.m. on 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 25-115-10 et seq. General Virginia Pollutant Discharge Elimination System (VPDES) Permit Regulation for Seafood Processing Facilities.** The purpose of the proposed amendment is to reissue general permit VAG52 which will expire on July 24, 2001. This general permit regulation sets forth guidelines for the permitting of wastewater discharges from seafood processing facilities.

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


Contact: Michael B. Gregory, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4065 or FAX (804) 698-4032, e-mail mbgregory@deq.state.va.us.

INDEPENDENT


VIRGINIA RETIREMENT SYSTEM

February 13, 2001 - Noon -- Open Meeting

March 14, 2001 - 3 p.m. -- Open Meeting


Virginia Retirement System Headquarters, 1200 East Main Street, Richmond, Virginia. 

A regular meeting of the Investment Advisory Committee.


Contact: Darla K. Glazier, Office Manager, Virginia Retirement System, P.O. Box 2500, Richmond, VA 23218, telephone (804) 649-8059, FAX (804) 786-1541, toll-free (888) 827-3847, (804) 344-3190/TTY , e-mail dglazier@vrs.state.va.us.

February 15, 2001 - 1 p.m. -- Open Meeting


March 15, 2001 - 1 p.m. -- Open Meeting

Virginia Retirement System Headquarters, 1200 East Main Street, Richmond, Virginia. 

A regular meeting of the Board of Trustees.

Contact: Darla K. Glazier, Office Manager, Virginia Retirement System, P.O. Box 2500, Richmond, VA 23218, telephone (804) 649-8059, FAX (804) 786-1541, toll-free (888) 827-3847, (804) 344-3190/TTY , e-mail dglazier@vrs.state.va.us.

February 15, 2001 - 10 a.m. -- Open Meeting


Virginia Retirement System Headquarters, 1200 East Main Street, Richmond, Virginia. 

The following committees will meet:

Benefits and Actuarial Committee - 10 a.m.


Audit and Compliance Committee - 11 a.m.

Administration and Personnel Committee - Noon

Contact: Darla K. Glazier, Office Manager, Virginia Retirement System, P.O. Box 2500, Richmond, VA 23218, telephone (804) 649-8059, FAX (804) 786-1541, toll-free (888) 827-3847, (804) 344-3190/TTY , e-mail dglazier@vrs.state.va.us.

LEGISLATIVE


VIRGINIA CODE COMMISSION

† **January 5, 2001 - 10 a.m.** -- Open Meeting
General Assembly Building, 9th and Broad Streets, 6th Floor, Speaker's Conference Room, Richmond, Virginia. 

Agenda items include Title 63.1 recodification and Administrative Law Advisory Committee workplan and budget review.

Contact: Jane D. Chaffin, Registrar of Regulations, General Assembly Bldg., 910 Capitol St., Richmond, VA 23219, telephone (804) 786-3591, e-mail jchaffin@leg.state.va.us.


VIRGINIA FREEDOM OF INFORMATION ADVISORY COUNCIL

† **March 14, 2001 - 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.

Contact: Maria J.K. Everett, Executive Director, Virginia Freedom of Information Advisory Council, General Assembly Building, 910 Capitol St., 2nd Floor, Richmond, VA 23219, telephone (804) 225-3056, FAX (804) 371-0169, toll-free (866) 448-4100, e-mail meverett@leg.state.va.us.


HAMPTON ROADS THIRD CROSSING BRIDGE-TUNNEL COMMISSION

January 15, 2001 - 4 p.m. -- Open Meeting
General Assembly Building, 9th and Broad Streets, 6th Floor, Speakers Conference Room, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting to be held in conjunction with the Hampton Roads Caucus to update caucus members on the plans for the Hampton Roads Third Crossing Bridge-Tunnel. Questions regarding the agenda should be addressed to Alan Wambold, Division of Legislative Services, (804) 786-3591. Individuals requiring interpreter services or other special assistance should contact the committee operations office at least 10 working days prior to the meeting.

Contact: Dawn B. Smith, House Committee Operations, P.O. Box 406, Richmond, VA 23218, telephone (804) 698-1540 or (804) 786-2369/TTY 

JOINT COMMISSION ON TECHNOLOGY AND SCIENCE

January 9, 2001 - 10 a.m. -- Open Meeting
General Assembly Building, 9th and Broad Streets, House Room D, Richmond, Virginia. 

A review of committee final reports and the commission's legislative agenda.

Contact: Mitchell P. Goldstein, Director, Joint Commission on Technology and Science, 910 Capitol St., Second Floor, Richmond, VA 23219, telephone (804) 786-3591, e-mail MGoldstein@leg.state.va.us.

CHRONOLOGICAL LIST

OPEN MEETINGS

January 2, 2001

Museum of Fine Arts, Virginia
- Executive Committee

January 3

† Agriculture and Consumer Services, Department of
- Virginia State Apple Board

January 4

Alcoholic Beverage Control Board
Conservation and Recreation, Department of
- Virginia Land Conservation Foundation
Nursing, Board of
- Special Conference Committee
People with Disabilities, Virginia Board for
† Technology Planning, Department of
- Virginia Geographic Information Network Advisory Board

January 5

Agriculture and Consumer Services, Department of
- Virginia Sheep Industry Board
Art and Architectural Review Board
† Code Commission, Virginia
Dentistry, Board of
† Medicine, Board of

January 8

Local Government, Commission on
Motor Vehicle Dealer Board
- Advertising Committee
- Dealer Practices Committee
- Franchise Law Committee
- Licensing Committee
- Personnel Committee
- Transaction Recovery Fund Committee

January 9

Compensation Board
Motor Vehicle Dealer Board
Museum of Fine Arts, Virginia
- Executive Committee
Resources Authority, Virginia
Technology and Science, Joint Commission on

† War Memorial Foundation, Virginia

January 10

† Contractors, Board for
Education, Board of
- State Special Education Advisory Committee
Milk Commission, State
Mental Health, Mental Retardation and Substance Abuse Services Board, State

January 11

† Chesapeake Bay Local Assistance Board
Education, Board of
- State Special Education Advisory Committee

January 12

Education, Board of
- State Special Education Advisory Committee

January 15

† Agriculture and Consumer Services, Department of
- Virginia Irish Potato Board
Hampton Roads Third Crossing Bridge-Tunnel Commission

January 16

† Blind and Vision Impaired, Board for the
† Corrections, Board of
- Correctional Services/Policy and Regulations Committee
† Higher Education, State Council of
† Real Estate Appraiser Board

January 17

† Corrections, Board of
- Administration Committee
† Funeral Directors and Embalmers, Board of
† Independent Living Council, Statewide
† Transportation Board, Commonwealth

January 18

† Agriculture and Consumer Services, Department of
- Virginia Pesticide Control Board
Manufactured Housing Board, Virginia
Soil and Water Conservation Board, Virginia
† Transportation Board, Commonwealth

January 19

Dentistry, Board of
† Child Fatality Review Team, State
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

January 22

† Barbers and Cosmetology, Board for
† Design-Building/Construction Management Review Board
Old Dominion University
- Executive Committee
Nursing, Board of

Calendar of Events

January 23

Compensation Board
Social Services, State Board of

January 24

† Cemetery Board
Community Colleges, State Board for
Nursing, Board of
† Sewage Handling and Disposal Appeal Review Board

January 25

† Alzheimer's Disease and Related Disorders
Commission
Community Colleges, State Board for
† Dentistry, Board of
† Environmental Quality, Department of
- Environmental Education Advisory Committee,
Virginia
Health, Department of
- Biosolids Use Information Committee
- Biosolids Use Regulations Advisory Committee
† Mental Health, Mental Retardation and Substance
Abuse Services Board, State
Nursing, Board of
† Transportation Safety Board

January 26

Medicine, Board of
† Mental Health, Mental Retardation and Substance
Abuse Services Board, State

January 27

Conservation and Recreation, Department of
- Cave Board

January 31

† Funeral Directors and Embalmers, Board of
† Waste Management Board, Virginia

February 1

† Medicine, Board of
- Informal Conference Committee
† Voluntary Formulary Board, Virginia

February 2

Art and Architectural Review Board
† Opticians, Board for

February 7

Agriculture and Consumer Services, Department of
- Virginia Horse Industry Board
† Contractors, Board for
- Tradesman Committee
† Waste Management Board, Virginia

February 8

† Agriculture and Consumer Services, Department of
- Virginia Charity Food Assistance Advisory Board

February 10

† Virginia Military Institute
- Board of Visitors

February 12

Nursing, Board of
- Special Conference Committee

February 13

Nursing, Board of
- Special Conference Committee
Resources Authority, Virginia
Retirement System, Virginia
- Investment Advisory Committee

February 14

† Chesapeake Bay Local Assistance Board
- Grants Committee

February 15

Asbestos and Lead, Board for
Education, Board of
Nursing, Board of
- Special Conference Committee
Retirement System, Virginia
- Board of Trustees
- Administration and Personnel Committee
- Audit and Compliance Committee
- Benefits and Actuarial Committee

February 19

Old Dominion University
- Board of Visitors Executive Committee

February 21

† Agriculture and Consumer Services, Department of
- Virginia Cattle Industry Board
† People with Disabilities, Virginia Board for

February 22

Nursing, Board of
- Special Conference Committee

February 23

Nursing, Board of
- Special Conference Committee

February 26

† Design-Building/Construction Management Review
Board

February 28

† At-Risk Youth and Families, Comprehensive Services
for
- State Executive Council
Funeral Directors and Embalmers, Board of
- Legislative Committee
† Sewage Handling and Disposal Appeal Review Board

March 1

† Voluntary Formulary Board, Virginia

March 2

† Art and Architectural Review Board

March 7

† Waste Management Board, Virginia

March 13

Resources Authority, Virginia

March 14

† Freedom of Information Advisory Council, Virginia
Retirement System, Virginia

March 15

Retirement System, Virginia

March 19

† Design-Building/Construction Management Review Board

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

† Nursing, Board of Old Dominion University

- Board of Visitors Executive Committee

March 21

† Nursing, Board of

March 22

Education, Board of

† Nursing, Board of

March 28

† At-Risk Youth and Families, Comprehensive Services for

- State Executive Council

PUBLIC HEARINGS

January 4, 2001

† Environmental Quality, Department of

January 8

† Education, Board of

January 9

Waste Management Board, Virginia

January 10

Medicine, Board of

Mental Health, Mental Retardation and Substance Abuse Services Board, State

January 11

Medicine, Board of

Mental Health, Mental Retardation and Substance Abuse Services Board, State

Waste Management Board, Virginia

January 25

† Environmental Quality, Department of
Mines, Minerals and Energy, Department of

January 26

† Medicine, Board of

February 1

† Voluntary Formulary Board, Virginia

February 5

† Waste Management Board, Virginia

February 6

† Deaf and Hard-of-Hearing, Department for the

† Waste Management Board, Virginia