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CUMULATIVE TABLE OF VIRGINIA ADMINISTRATIVE CODE SECTIONS ADOPTED, AMENDED, OR REPEALED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printed below lists regulation sections, by Virginia Administrative Code (VAC) title, that have been amended, added or repealed in the *Virginia Register* since the regulations were originally published or last supplemented in VAC (the Spring 2006 VAC Supplement includes final regulations published through *Virginia Register* Volume 22, Issue 9, dated January 9, 2006). 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 2. Agriculture			
2 VAC 5-20-10 through 2 VAC 5-20-40	Amended	22:11 VA.R. 1761-1764	3/10/06
2 VAC 5-20-30	Erratum	22:13 VA.R. 2153	--
2 VAC 5-390-180	Amended	22:14 VA.R. 2201	2/27/06
Title 4. Conservation and Natural Resources			
4 VAC 5-36-50	Erratum	22:14 VA.R. 2216	--
4 VAC 15-20-130	Amended	22:19 VA.R. 2599	7/1/06
4 VAC 15-20-160	Amended	22:19 VA.R. 2600	7/1/06
4 VAC 15-40-30	Amended	22:19 VA.R. 2601	7/1/06
4 VAC 15-40-200	Amended	22:19 VA.R. 2601	7/1/06
4 VAC 15-40-285	Added	22:19 VA.R. 2601	7/1/06
4 VAC 15-50-71	Amended	22:19 VA.R. 2601	7/1/06
4 VAC 15-50-110	Amended	22:19 VA.R. 2602	7/1/06
4 VAC 15-50-120	Amended	22:19 VA.R. 2602	7/1/06
4 VAC 15-70-10	Amended	22:19 VA.R. 2602	7/1/06
4 VAC 15-70-60	Added	22:19 VA.R. 2602	7/1/06
4 VAC 15-90-22	Added	22:19 VA.R. 2603	7/1/06
4 VAC 15-90-70	Amended	22:19 VA.R. 2603	7/1/06
4 VAC 15-90-80	Amended	22:19 VA.R. 2604	7/1/06
4 VAC 15-90-90	Amended	22:19 VA.R. 2605	7/1/06
4 VAC 15-90-91	Added	22:19 VA.R. 2605	7/1/06
4 VAC 15-90-100 through 4 VAC 15-90-121	Repealed	22:19 VA.R. 2608-2609	7/1/06
4 VAC 15-90-141	Repealed	22:19 VA.R. 2609	7/1/06
4 VAC 15-90-160	Repealed	22:19 VA.R. 2609	7/1/06
4 VAC 15-90-170	Repealed	22:19 VA.R. 2609	7/1/06
4 VAC 15-90-190 through 4 VAC 15-90-220	Repealed	22:19 VA.R. 2609-2610	7/1/06
4 VAC 15-90-291	Added	22:19 VA.R. 2610	7/1/06
4 VAC 15-90-292	Added	22:19 VA.R. 2610	7/1/06
4 VAC 15-110-20	Amended	22:19 VA.R. 2613	7/1/06
4 VAC 15-120-10	Amended	22:19 VA.R. 2614	7/1/06
4 VAC 15-170-21	Added	22:19 VA.R. 2614	7/1/06
4 VAC 15-190-10	Amended	22:19 VA.R. 2614	7/1/06
4 VAC 15-200-10	Amended	22:19 VA.R. 2614	7/1/06
4 VAC 15-210-10 and 4 VAC 15-210-20	Amended	22:19 VA.R. 2615	7/1/06
4 VAC 15-230-21	Added	22:19 VA.R. 2615	7/1/06
4 VAC 15-230-40	Repealed	22:19 VA.R. 2615	7/1/06
4 VAC 15-230-61	Added	22:19 VA.R. 2616	7/1/06
4 VAC 15-240-10	Amended	22:19 VA.R. 2616	7/1/06
4 VAC 15-240-20	Amended	22:19 VA.R. 2616	7/1/06
4 VAC 15-240-31	Amended	22:19 VA.R. 2616	7/1/06
4 VAC 15-320-25	Amended	22:19 VA.R. 2617	7/1/06
4 VAC 15-320-100	Amended	22:16 VA.R. 2370	5/17/06
4 VAC 15-330-50	Amended	22:19 VA.R. 2623	7/1/06
4 VAC 15-330-140	Amended	22:19 VA.R. 2623	7/1/06
4 VAC 15-330-160	Amended	22:19 VA.R. 2623	7/1/06

Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
4 VAC 15-340-10	Amended	22:19 VA.R. 2624	7/1/06
4 VAC 15-340-30	Amended	22:19 VA.R. 2624	7/1/06
4 VAC 15-340-40	Amended	22:19 VA.R. 2624	7/1/06
4 VAC 15-360-10	Amended	22:19 VA.R. 2625	7/1/06
4 VAC 15-360-30	Amended	22:19 VA.R. 2626	7/1/06
4 VAC 15-360-70	Added	22:19 VA.R. 2626	7/1/06
4 VAC 20-20-20	Amended	22:10 VA.R. 1551	12/22/05
4 VAC 20-20-50	Amended	22:10 VA.R. 1551	12/22/05
4 VAC 20-20-50 emer	Amended	22:10 VA.R. 1682	12/28/05-1/27/06
4 VAC 20-20-50	Amended	22:12 VA.R. 2033	1/27/06
4 VAC 20-252-55	Amended	22:15 VA.R. 2280	3/2/06
4 VAC 20-252-150	Amended	22:15 VA.R. 2280	3/2/06
4 VAC 20-530-10	Amended	22:12 VA.R. 2034	1/27/06
4 VAC 20-530-20	Amended	22:12 VA.R. 2034	1/27/06
4 VAC 20-530-20 emer	Amended	22:14 VA.R. 2208	3/2/06-3/31/06
4 VAC 20-530-20	Amended	22:16 VA.R. 2371	3/31/06
4 VAC 20-530-23	Repealed	22:12 VA.R. 2034	1/27/06
4 VAC 20-530-26	Repealed	22:12 VA.R. 2034	1/27/06
4 VAC 20-530-29	Repealed	22:12 VA.R. 2034	1/27/06
4 VAC 20-530-30	Amended	22:12 VA.R. 2034	1/27/06
4 VAC 20-530-30 emer	Amended	22:14 VA.R. 2208	3/2/06-3/31/06
4 VAC 20-530-30	Amended	22:16 VA.R. 2371	3/31/06
4 VAC 20-530-31	Added	22:12 VA.R. 2035	1/27/06
4 VAC 20-530-31 emer	Amended	22:14 VA.R. 2208	3/2/06-3/31/06
4 VAC 20-530-31	Amended	22:16 VA.R. 2371	3/31/06
4 VAC 20-530-32 emer	Added	22:14 VA.R. 2209	3/2/06-3/31/06
4 VAC 20-530-32	Added	22:16 VA.R. 2371	3/31/06
4 VAC 20-530-35	Repealed	22:12 VA.R. 2035	1/27/06
4 VAC 20-560-20 emer	Amended	22:16 VA.R. 2387	3/30/06-4/28/06
4 VAC 20-560-20	Amended	22:19 VA.R. 2626	4/28/06
4 VAC 20-560-40 emer	Amended	22:16 VA.R. 2388	3/30/06-4/28/06
4 VAC 20-560-40	Amended	22:19 VA.R. 2627	4/28/06
4 VAC 20-560-50 emer	Amended	22:16 VA.R. 2388	3/30/06-4/28/06
4 VAC 20-560-50	Amended	22:19 VA.R. 2628	4/28/06
4 VAC 20-720-40	Amended	22:10 VA.R. 1552	1/1/06
4 VAC 20-720-40 emer	Amended	22:12 VA.R. 2043	2/1/06-2/28/06
4 VAC 20-720-50	Amended	22:10 VA.R. 1552	1/1/06
4 VAC 20-720-50 emer	Amended	22:12 VA.R. 2043	2/1/06-2/28/06
4 VAC 20-720-70	Amended	22:10 VA.R. 1553	1/1/06
4 VAC 20-720-75	Amended	22:10 VA.R. 1553	1/1/06
4 VAC 20-900-25	Amended	22:10 VA.R. 1553	12/22/05
4 VAC 20-900-30	Amended	22:10 VA.R. 1554	12/22/05
4 VAC 20-910-45	Amended	22:10 VA.R. 1555	12/30/05
4 VAC 20-950-47 emer	Amended	22:10 VA.R. 1682	1/1/06-1/30/06
4 VAC 20-950-47	Amended	22:12 VA.R. 2035	2/1/06
4 VAC 20-950-48 emer	Amended	22:10 VA.R. 1683	1/1/06-1/30/06
4 VAC 20-950-48	Amended	22:12 VA.R. 2035	2/1/06
4 VAC 20-1040-20	Amended	22:10 VA.R. 1555	1/1/06
4 VAC 20-1100-10 through 4 VAC 20-1100-30	Added	22:19 VA.R. 2628	7/1/06
4 VAC 25-31 (Forms)	Amended	22:16 VA.R. 2389	--
4 VAC 25-35 (Forms)	Amended	22:16 VA.R. 2389	--
4 VAC 25-40 (Forms)	Amended	22:16 VA.R. 2389	--
4 VAC 25-130 (Forms)	Amended	22:16 VA.R. 2390	--
Title 6. Criminal Justice and Corrections			
6 VAC 20-190-10 through 6 VAC 20-190-200	Repealed	22:10 VA.R. 1556-1559	2/22/06
6 VAC 20-210-10 through 6 VAC 20-210-110	Repealed	22:10 VA.R. 1561-1562	2/22/06

Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
6 VAC 20-220-20 through 6 VAC 20-220-80	Repealed	22:10 VA.R. 1559-1560	2/22/06
6 VAC 20-240-10 through 6 VAC 20-240-120	Added	22:11 VA.R. 1764-1768	3/8/06
6 VAC 20-260-10 through 6 VAC 20-260-360 emer	Added	22:12 VA.R. 2044-2053	2/20/06-2/19/07
6 VAC 40-20-10 through 6 VAC 40-20-200	Added	22:10 VA.R. 1556-1559	2/22/06
6 VAC 40-20 (Forms)	Added	22:16 VA.R. 2392	--
6 VAC 40-30-10 through 6 VAC 40-30-80	Added	22:10 VA.R. 1559-1560	2/22/06
6 VAC 40-40-10 through 6 VAC 40-40-110	Added	22:10 VA.R. 1561-1562	2/22/06
Title 9. Environment			
9 VAC 5-50-250	Amended	22:10 VA.R. 1563	*
9 VAC 5-50-270	Amended	22:10 VA.R. 1563	*
9 VAC 5-50-280	Amended	22:10 VA.R. 1564	*
9 VAC 5-80-1100	Amended	22:10 VA.R. 1564	*
9 VAC 5-80-1110	Amended	22:10 VA.R. 1565	*
9 VAC 5-80-1310	Repealed	22:10 VA.R. 1569	*
9 VAC 5-80-1605	Amended	22:10 VA.R. 1571	*
9 VAC 5-80-1615	Amended	22:10 VA.R. 1571	*
9 VAC 5-80-1625	Amended	22:10 VA.R. 1583	*
9 VAC 5-80-1635	Added	22:10 VA.R. 1583	*
9 VAC 5-80-1645	Added	22:10 VA.R. 1584	*
9 VAC 5-80-1655	Added	22:10 VA.R. 1584	*
9 VAC 5-80-1665	Added	22:10 VA.R. 1584	*
9 VAC 5-80-1675	Added	22:10 VA.R. 1584	*
9 VAC 5-80-1685	Added	22:10 VA.R. 1584	*
9 VAC 5-80-1695	Added	22:10 VA.R. 1584	*
9 VAC 5-80-1700	Repealed	22:10 VA.R. 1585	*
9 VAC 5-80-1705	Added	22:10 VA.R. 1585	*
9 VAC 5-80-1710	Repealed	22:10 VA.R. 1586	*
9 VAC 5-80-1715	Added	22:10 VA.R. 1586	*
9 VAC 5-80-1720	Repealed	22:10 VA.R. 1586	*
9 VAC 5-80-1725	Added	22:10 VA.R. 1586	*
9 VAC 5-80-1730	Repealed	22:10 VA.R. 1586	*
9 VAC 5-80-1735	Amended	22:10 VA.R. 1586	*
9 VAC 5-80-1740	Repealed	22:10 VA.R. 1587	*
9 VAC 5-80-1745	Added	22:10 VA.R. 1587	*
9 VAC 5-80-1750	Repealed	22:10 VA.R. 1587	*
9 VAC 5-80-1755	Added	22:10 VA.R. 1587	*
9 VAC 5-80-1760	Repealed	22:10 VA.R. 1587	*
9 VAC 5-80-1765	Amended	22:10 VA.R. 1587	*
9 VAC 5-80-1770	Repealed	22:10 VA.R. 1588	*
9 VAC 5-80-1775	Added	22:10 VA.R. 1588	*
9 VAC 5-80-1780	Repealed	22:10 VA.R. 1590	*
9 VAC 5-80-1785	Amended	22:10 VA.R. 1590	*
9 VAC 5-80-1790	Repealed	22:10 VA.R. 1591	*
9 VAC 5-80-1795	Added	22:10 VA.R. 1591	*
9 VAC 5-80-1800	Repealed	22:10 VA.R. 1591	*
9 VAC 5-80-1805	Added	22:10 VA.R. 1591	*
9 VAC 5-80-1810	Repealed	22:10 VA.R. 1591	*
9 VAC 5-80-1815	Added	22:10 VA.R. 1591	*
9 VAC 5-80-1820	Repealed	22:10 VA.R. 1591	*
9 VAC 5-80-1825	Amended	22:10 VA.R. 1591	*
9 VAC 5-80-1830	Repealed	22:10 VA.R. 1592	*
9 VAC 5-80-1835	Added	22:10 VA.R. 1592	*
9 VAC 5-80-1845	Added	22:10 VA.R. 1593	*

* Notice of Suspension of Regulatory Process and Reopening of Public Comment Period (22:13 VA.R. 2131-2132)

Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
9 VAC 5-80-1855	Added	22:10 VA.R. 1596	*
9 VAC 5-80-1840	Repealed	22:10 VA.R. 1593	*
9 VAC 5-80-1850	Repealed	22:10 VA.R. 1596	*
9 VAC 5-80-1860	Repealed	22:10 VA.R. 1597	*
9 VAC 5-80-1865	Added	22:10 VA.R. 1597	*
9 VAC 5-80-1870 through 9 VAC 5-80-1920	Repealed	22:10 VA.R. 1602	*
9 VAC 5-80-1925	Added	22:10 VA.R. 1602	*
9 VAC 5-80-1930	Repealed	22:10 VA.R. 1603	*
9 VAC 5-80-1935	Added	22:10 VA.R. 1603	*
9 VAC 5-80-1940	Repealed	22:10 VA.R. 1603	*
9 VAC 5-80-1945	Added	22:10 VA.R. 1603	*
9 VAC 5-80-1950	Repealed	22:10 VA.R. 1604	*
9 VAC 5-80-1955	Added	22:10 VA.R. 1604	*
9 VAC 5-80-1960	Repealed	22:10 VA.R. 1604	*
9 VAC 5-80-1965	Added	22:10 VA.R. 1604	*
9 VAC 5-80-1970	Repealed	22:10 VA.R. 1604	*
9 VAC 5-80-1975	Added	22:10 VA.R. 1604	*
9 VAC 5-80-1985	Added	22:10 VA.R. 1605	*
9 VAC 5-80-1995	Added	22:10 VA.R. 1605	*
9 VAC 5-80-2000 through 9 VAC 5-80-2020	Amended	22:10 VA.R. 1605-1617	*
9 VAC 5-80-2040 through 9 VAC 5-80-2070	Amended	22:10 VA.R. 1617-1620	*
9 VAC 5-80-2090	Amended	22:10 VA.R. 1620	*
9 VAC 5-80-2091	Added	22:10 VA.R. 1620	*
9 VAC 5-80-2110 through 9 VAC 5-80-2140	Amended	22:10 VA.R. 1621-1624	*
9 VAC 5-80-2141 through 9 VAC 5-80-2144	Added	22:10 VA.R. 1624-1634	*
9 VAC 5-80-2180	Amended	22:10 VA.R. 1634	*
9 VAC 5-80-2200 through 9 VAC 5-80-2240	Amended	22:10 VA.R. 1635-1637	*
9 VAC 25-194-40	Amended	22:16 VA.R. 2372	5/17/06
9 VAC 25-194-70	Amended	22:16 VA.R. 2372	5/17/06
9 VAC 25-260-310	Amended	22:11 VA.R. 1768	1/12/06
9 VAC 25-260-410	Amended	22:11 VA.R. 1768	1/12/06
9 VAC 25-260-530	Amended	22:11 VA.R. 1768	1/12/06
9 VAC 25-660-10	Erratum	22:12 VA.R. 2063	--
9 VAC 25-660-60	Erratum	22:12 VA.R. 2063	--
9 VAC 25-660-70	Erratum	22:12 VA.R. 2063	--
9 VAC 25-670-10	Erratum	22:12 VA.R. 2063	--
9 VAC 25-670-70	Erratum	22:12 VA.R. 2063	--
9 VAC 25-670-100	Erratum	22:12 VA.R. 2063	--
9 VAC 25-680-70	Erratum	22:12 VA.R. 2063	--
9 VAC 25-680-80	Erratum	22:12 VA.R. 2063	--
9 VAC 25-680-100	Erratum	22:12 VA.R. 2063	--
9 VAC 25-690-30	Erratum	22:12 VA.R. 2063	--
9 VAC 25-690-50	Erratum	22:12 VA.R. 2063	--
9 VAC 25-690-100	Erratum	22:12 VA.R. 2063	--
9 VAC 25-720-60	Erratum	22:12 VA.R. 2064	--
9 VAC 25-720-110	Amended	22:16 VA.R. 2378	5/17/06
9 VAC 25-720-120	Erratum	22:12 VA.R. 2064	--
Title 10. Finance and Financial Institutions			
10 VAC 5-200-80	Amended	22:11 VA.R. 1769	3/1/06
10 VAC 5-160-10	Amended	22:18 VA.R. 2514	9/1/06
10 VAC 5-160-20	Amended	22:18 VA.R. 2514	9/1/06
10 VAC 5-160-30	Amended	22:18 VA.R. 2515	9/1/06
10 VAC 5-160-60	Added	22:18 VA.R. 2516	9/1/06
Title 11. Gaming			
11 VAC 10-20-240	Amended	22:11 VA.R. 1771	3/8/06
11 VAC 10-20-260	Amended	22:15 VA.R. 2281	3/7/06

Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
Title 12. Health			
12 VAC 5-590-370	Amended	22:15 VA.R. 2282	5/3/06
12 VAC 5-590-400	Amended	22:15 VA.R. 2306	5/3/06
12 VAC 5-590-410	Amended	22:15 VA.R. 2307	5/3/06
12 VAC 5-590-440	Amended	22:15 VA.R. 2310	5/3/06
12 VAC 5-590-540, Appendices B and N	Amended	22:15 VA.R. 2313	5/3/06
12 VAC 30-50-10	Amended	22:16 VA.R. 2382	7/3/06
12 VAC 30-50-120	Amended	22:16 VA.R. 2383	7/3/06
12 VAC 30-50-140	Amended	22:16 VA.R. 2383	7/3/06
12 VAC 30-50-150	Amended	22:16 VA.R. 2385	7/3/06
12 VAC 30-80-40	Amended	22:14 VA.R. 2202	5/1/06
12 VAC 30-80-190	Amended	22:14 VA.R. 2204	5/1/06
12 VAC 30-80-190 emer	Amended	22:14 VA.R. 2209	5/1/06-4/30/07
12 VAC 30-120-10 through 12 VAC 30-120-60	Repealed	22:10 VA.R. 1638	2/22/06
12 VAC 30-120-211	Amended	22:19 VA.R. 2629	6/28/06
12 VAC 30-120-213	Amended	22:19 VA.R. 2632	6/28/06
12 VAC 30-120-215	Amended	22:19 VA.R. 2633	6/28/06
12 VAC 30-120-217	Amended	22:19 VA.R. 2637	6/28/06
12 VAC 30-120-219	Amended	22:19 VA.R. 2639	6/28/06
12 VAC 30-120-221	Amended	22:19 VA.R. 2640	6/28/06
12 VAC 30-120-223	Amended	22:19 VA.R. 2641	6/28/06
12 VAC 30-120-225	Amended	22:19 VA.R. 2643	6/28/06
12 VAC 30-120-227	Amended	22:19 VA.R. 2647	6/28/06
12 VAC 30-120-229	Amended	22:19 VA.R. 2648	6/28/06
12 VAC 30-120-231	Amended	22:19 VA.R. 2649	6/28/06
12 VAC 30-120-233	Amended	22:19 VA.R. 2650	6/28/06
12 VAC 30-120-237	Amended	22:19 VA.R. 2653	6/28/06
12 VAC 30-120-241	Amended	22:19 VA.R. 2654	6/28/06
12 VAC 30-120-243	Repealed	22:19 VA.R. 2656	6/28/06
12 VAC 30-120-245	Amended	22:19 VA.R. 2658	6/28/06
12 VAC 30-120-247	Amended	22:19 VA.R. 2658	6/28/06
12 VAC 30-120-249	Amended	22:19 VA.R. 2660	6/28/06
12 VAC 30-120-490 through 12 VAC 30-120-550	Repealed	22:10 VA.R. 1638	2/22/06
12 VAC 30-120-900 through 12 VAC 30-120-980	Added	22:10 VA.R. 1638-1661	2/22/06
12 VAC 30-141-500	Amended	22:16 VA.R. 2385	7/3/06
12 VAC 35-45-10	Amended	22:10 VA.R. 1684	12/30/05-12/29/06
12 VAC 35-45-70 emer	Amended	22:10 VA.R. 1685	12/30/05-12/29/06
12 VAC 35-45-80 emer	Amended	22:10 VA.R. 1685	12/30/05-12/29/06
12 VAC 35-45-210 emer	Added	22:10 VA.R. 1686	12/30/05-12/29/06
12 VAC 35-105-20 emer	Amended	22:10 VA.R. 1686	12/30/05-12/29/06
12 VAC 35-105-30 emer	Amended	22:10 VA.R. 1693	12/30/05-12/29/06
12 VAC 35-105-590 emer	Amended	22:10 VA.R. 1693	12/30/05-12/29/06
12 VAC 35-105-660 emer	Amended	22:10 VA.R. 1694	12/30/05-12/29/06
Title 13. Housing			
13 VAC 6-20-10	Amended	22:10 VA.R. 1679	4/12/06
13 VAC 6-20-80	Amended	22:10 VA.R. 1680	4/12/06
13 VAC 6-20-120	Amended	22:10 VA.R. 1680	4/12/06
13 VAC 6-20-350	Amended	22:10 VA.R. 1680	4/12/06
Title 16. Labor and Employment			
16 VAC 25-90-1910.6	Amended	22:18 VA.R. 2518	6/15/06
16 VAC 25-90-1910.106	Amended	22:18 VA.R. 2518	6/15/06
16 VAC 25-90-1910.142	Amended	22:18 VA.R. 2518	6/15/06
16 VAC 25-90-1910.178	Amended	22:18 VA.R. 2517	6/15/06
16 VAC 25-90-1910.243	Amended	22:18 VA.R. 2518	6/15/06
16 VAC 25-90-1910.254	Amended	22:18 VA.R. 2518	6/15/06

Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
16 VAC 25-90-1910.265	Amended	22:18 VA.R. 2518	6/15/06
16 VAC 25-90-1910.1000	Amended	22:18 VA.R. 2519	6/15/06
16 VAC 25-90-1910.1026	Added	22:18 VA.R. 2519	6/15/06
16 VAC 25-100-1915.1000	Amended	22:18 VA.R. 2519	6/15/06
16 VAC 25-100-1915.1026	Added	22:18 VA.R. 2519	6/15/06
16 VAC 25-120-1917.1	Amended	22:18 VA.R. 2519	6/15/06
16 VAC 25-130-1918.1	Amended	22:18 VA.R. 2519	6/15/06
16 VAC 25-175-1926.55	Added	22:18 VA.R. 2519	6/15/06
16 VAC 25-175-1926.754 and Appendix B of Subpart R	Amended	22:18 VA.R. 2520	6/15/06
16 VAC 25-175-1926.1002	Amended	22:18 VA.R. 2520	6/15/06
16 VAC 25-175-1926.1003 and adding Appendix A to Subpart W	Amended	22:18 VA.R. 2520	6/15/06
16 VAC 25-175-1926.1126	Added	22:18 VA.R. 2519	6/15/06
16 VAC 25-190-1928.51	Amended	22:18 VA.R. 2520	6/15/06
16 VAC 25-190-1928.52	Added	22:18 VA.R. 2520	6/15/06
16 VAC 25-190-1928.53 and Appendix B to Subpart C	Added	22:18 VA.R. 2520	6/15/06
Title 17. Libraries and Cultural Resources			
17 VAC 10-30-10 through 17 VAC 10-30-160	Added	22:13 VA.R. 2132-2140	4/5/06
Title 18. Professional and Occupational Licensing			
18 VAC 30-20-80	Amended	22:14 VA.R. 2205	4/19/06
18 VAC 60-20-30	Amended	22:15 VA.R. 2320	5/3/06
18 VAC 65-20-110	Amended	22:12 VA.R. 2036	3/22/06
18 VAC 65-40-40	Amended	22:12 VA.R. 2036	3/22/06
18 VAC 85-10	Erratum	22:15 VA.R. 2324	--
18 VAC 85-20-400 emer	Added	22:10 VA.R. 1695	12/21/05-12/20/06
18 VAC 85-20-410 emer	Added	22:10 VA.R. 1696	12/21/05-12/20/06
18 VAC 85-20-420 emer	Added	22:10 VA.R. 1696	12/21/05-12/20/06
18 VAC 85-130-10 through 18 VAC 85-130-170 emer	Added	22:10 VA.R. 1696-1700	12/21/05-12/20/06
18 VAC 90-20-30	Amended	22:12 VA.R. 2037	3/22/06
18 VAC 90-25-80	Amended	22:12 VA.R. 2037	3/22/06
18 VAC 90-30-50	Amended	22:12 VA.R. 2038	3/22/06
18 VAC 90-40-70	Amended	22:12 VA.R. 2038	3/22/06
18 VAC 90-50-30	Amended	22:12 VA.R. 2038	3/22/06
18 VAC 95-20-130	Amended	22:13 VA.R. 2141	4/5/06
18 VAC 105-20-20	Amended	22:13 VA.R. 2141	4/5/06
18 VAC 110-20-20	Amended	22:15 VA.R. 2321	5/3/06
18 VAC 110-20-20	Erratum	22:16 VA.R. 2399	--
18 VAC 110-30	Erratum	22:11 VA.R. 1953	--
18 VAC 110-30-10	Amended	22:10 VA.R. 1662	2/22/06
18 VAC 110-30-15	Amended	22:10 VA.R. 1662	2/22/06
18 VAC 110-30-15	Amended	22:15 VA.R. 2322	5/3/06
18 VAC 110-30-15	Erratum	22:16 VA.R. 2399	--
18 VAC 110-30-20	Amended	22:10 VA.R. 1662	2/22/06
18 VAC 110-30-30	Amended	22:10 VA.R. 1662	2/22/06
18 VAC 110-30-35	Repealed	22:10 VA.R. 1662	2/22/06
18 VAC 110-30-40	Amended	22:10 VA.R. 1662	2/22/06
18 VAC 110-30-50	Amended	22:10 VA.R. 1662	2/22/06
18 VAC 110-30-80	Amended	22:10 VA.R. 1662	2/22/06
18 VAC 110-30-110	Amended	22:10 VA.R. 1662	2/22/06
18 VAC 110-30-130	Amended	22:10 VA.R. 1662	2/22/06
18 VAC 110-30-150	Amended	22:10 VA.R. 1662	2/22/06
18 VAC 110-30-170 through 18 VAC 110-30-220	Amended	22:10 VA.R. 1662	2/22/06
18 VAC 110-30-240	Amended	22:10 VA.R. 1662	2/22/06
18 VAC 110-30-260	Amended	22:10 VA.R. 1662	2/22/06
18 VAC 110-30-270	Amended	22:10 VA.R. 1662	2/22/06
18 VAC 112-20-130	Amended	22:13 VA.R. 2141	4/5/06
18 VAC 112-20-150	Amended	22:13 VA.R. 2142	4/5/06

Cumulative Table of VAC Sections Adopted, Amended, or Repealed

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
18 VAC 115-20-20	Amended	22:14 VA.R. 2206	4/19/06
18 VAC 115-20-106	Amended	22:12 VA.R. 2039	3/22/06
18 VAC 115-30-30	Amended	22:14 VA.R. 2206	4/19/06
18 VAC 115-40-20	Amended	22:14 VA.R. 2207	4/19/06
18 VAC 115-50-20	Amended	22:14 VA.R. 2207	4/19/06
18 VAC 115-50-96	Amended	22:12 VA.R. 2040	3/22/06
18 VAC 115-60-20	Amended	22:14 VA.R. 2207	4/19/06
18 VAC 115-60-116	Amended	22:12 VA.R. 2041	3/22/06
18 VAC 120-40-40	Amended	22:11 VA.R. 1779	4/23/06
18 VAC 120-40-50	Amended	22:11 VA.R. 1779	4/23/06
18 VAC 125-20-30	Amended	22:11 VA.R. 1772	3/8/06
18 VAC 125-30-20	Amended	22:11 VA.R. 1773	3/8/06
Title 19. Public Safety			
19 VAC 30-20-40	Amended	22:10 VA.R. 1663	3/1/06
19 VAC 30-20-80	Amended	22:10 VA.R. 1663	3/1/06
19 VAC 30-20-205	Added	22:10 VA.R. 1663	3/1/06
19 VAC 30-20-220	Amended	22:10 VA.R. 1663	3/1/06
19 VAC 30-20-250	Amended	22:10 VA.R. 1663	3/1/06
Title 20. Public Utilities and Telecommunications			
20 VAC 5-313-10 through 20 VAC 5-313-40	Added	22:11 VA.R. 1775-1777	1/5/06
Title 22. Social Services			
22 VAC 40-141-20	Amended	22:10 VA.R. 1664	2/22/06
22 VAC 40-141-30	Amended	22:10 VA.R. 1664	2/22/06
22 VAC 40-141-80 through 22 VAC 40-141-90	Amended	22:10 VA.R. 1664-1666	2/22/06
22 VAC 40-141-110 through 22 VAC 40-141-210	Amended	22:10 VA.R. 1666-1672	2/22/06
Title 24. Transportation and Motor Vehicles			
24 VAC 30-121-10 through 24 VAC 30-121-40	Added	22:10 VA.R. 1672-1676	2/22/06
24 VAC 30-400-10 through 24 VAC 30-400-40	Repealed	22:13 VA.R. 2142	2/14/06
24 VAC 30-401-10 through 24 VAC 30-401-40	Added	22:13 VA.R. 2142-2143	2/14/06

NOTICES OF INTENDED REGULATORY ACTION

Symbol Key

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

TITLE 12. HEALTH

DEPARTMENT OF MEDICAL ASSISTANCE SERVICES

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the Department of Medical Assistance Services intends to consider amending regulations entitled **State Plan Under Title XIX of the Social Security Act Medical Assistance Program**:

12 VAC 30-10. General Provisions.

12 VAC 30-20. Administration of Medical Assistance Services.

12 VAC 30-110. Eligibility and Appeals.

The purpose of this action is to revise the State Plan section on estate recovery by incorporating all applicable aspects of the State Medicaid Manual section on estate recovery. The amended regulation will (i) contain the definitions that are expressly required by the State Medicaid Manual to be in the State Plan that are not there currently, (ii) include guidelines for recovering from all applicable categories of estates, and (iii) closely follow the format of the State Medicaid Manual. It will also address areas that are in the State Medical Manual that are currently not in the State Plan. The State Medicaid Manual is provided by the federal Centers for Medicaid and Medicare Services to provide guidance to state medical assistance agencies on administering their respective Medicaid programs. The amended regulation will bring DMAS into compliance with the State Medicaid Manual.

The agency does not intend to hold a public hearing on the proposed action after publication in the Virginia Register.

Statutory Authority: §§ 32.1-324 and 32.1-325 of the Code of Virginia.

Public comments may be submitted until June 28, 2006.

Contact: Kathy Colley, Project Manager, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 786-3839, FAX (804) 786-1680 or e-mail kathy.colley@dmass.virginia.gov.

VA.R. Doc. No. R06-234; Filed May 10, 2006, 10:19 a.m.



TITLE 18. PROFESSIONAL AND OCCUPATIONAL LICENSING

BOARD OF MEDICINE

† Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the Board of Medicine intends to consider amending regulations entitled **18 VAC 85-20, Regulations Governing the Practice of Medicine, Osteopathic Medicine, Podiatry, and Chiropractic**. The purpose of the proposed action is to address two regulatory issues that have been raised by the Credentials Committee in the process of considering applications for licensure - clinical training for an applicant who graduated from a nonapproved medical school and the current requirement that all three steps of the United States Medical Licensing Examination (USMLE) be taken within seven years.

The agency intends to hold a public hearing on the proposed action after publication in the Virginia Register.

Statutory Authority: § 54.1-2400 and Chapter 29 (§ 54.1-2900 et seq.) of Title 54.1 of the Code of Virginia.

Public comments may be submitted until 5 p.m. on July 12, 2006.

Contact: William L. Harp, M.D., Executive Director, Board of Medicine, 6603 W. Broad St., 5th Floor, Richmond, VA 23230-1712, telephone (804) 662-9908, FAX (804) 662-9943 or e-mail william.harp@dhp.virginia.gov.

VA.R. Doc. No. R06-241; Filed May 24, 2006, 9:26 a.m.

† Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the Board of Medicine intends to consider amending regulations entitled **18 VAC 85-40, Regulations Governing the Practice of Respiratory Care Practitioners**. The purpose of the proposed action is to clarify certain provisions of the regulation for ease of compliance and consistency with current practices. The board will consider rules for reactivation or reinstatement of inactive or lapsed licenses to provide requirements that will reasonably ensure competency for active practice.

The agency intends to hold a public hearing on the proposed action after publication in the Virginia Register.

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

Public comments may be submitted until 5 p.m. on July 12, 2006.

Contact: William L. Harp, M.D., Executive Director, Board of Medicine, 6603 W. Broad St., 5th Floor, Richmond, VA 23230-1712, telephone (804) 662-9908, FAX (804) 662-9943 or e-mail william.harp@dhp.virginia.gov.

VA.R. Doc. No. R06-242; Filed May 24, 2006, 9:26 a.m.

REAL ESTATE BOARD

Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the Real Estate Board intends to consider amending regulations entitled **18 VAC 135-60, Common Interest Community Management Information Fund Regulations**. The purpose of the proposed action is to revise the annual filing fee for common interest community associations to be proportional to the size of the associations. The board determined as a result of the study conducted for HJR 686 (2005 Session) that further education was needed to make associations and those who are directing them better aware of their duties and responsibilities to their communities, which would help to alleviate potential problems and misunderstandings with financially compensated professional association managers. Because of the ever increasing number of communities that are controlled by Property Owners' Associations and Condominium Unit Owners' Associations, and the high volume of turnover in association and board membership, additional funds would be needed to fund any additional training and education. A restructuring of fees proportional to the size of the communities would provide the additional funding needed since this program is self-funding and receives no moneys from the Commonwealth's General Fund.

The agency intends to hold a public hearing on the proposed action after publication in the Virginia Register.

Statutory Authority: § 55-530 of the Code of Virginia.

Public comments may be submitted until June 30, 2006.

Contact: Thomas K. Perry, Property Registration Administrator, Real Estate Board, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8510, FAX (804) 367-2475 or e-mail propreg@dpor.virginia.gov.

VA.R. Doc. No. R06-230; Filed May 8, 2006, 11:17 a.m.



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 11. GAMING

VIRGINIA RACING COMMISSION

REGISTRAR'S NOTICE: The Virginia Racing Commission is exempt from the Administrative Process Act pursuant to subdivision A 18 of § 2.2-4002 of the Code of Virginia when acting by and through its duly appointed stewards or in matters related to any specific race meeting.

The Virginia Racing Commission adopted the regulations to apply to the thoroughbred meet scheduled to begin on June 16, 2006, and end on August 12, 2006.

Titles of Regulations: **11 VAC 10-70. Stewards (amending 11 VAC 10-70-20, 11 VAC 10-70-30, 11 VAC 10-70-40, 11 VAC 10-70-60, 11 VAC 10-70-70, 11 VAC 10-70-80, 11 VAC 10-70-90 and 11 VAC 10-70-170; repealing 11 VAC 10-70-50).**

11 VAC 10-90. Appeals to the Commission (amending 11 VAC 10-90-10, 11 VAC 10-90-30, and 11 VAC 10-90-50).

Statutory Authority: § 59.1-369 of the Code of Virginia.

Public Hearing Date: N/A - Public comments may be submitted until 5 p.m. on August 11, 2006.

Agency Contact: David S. Lermond, Jr., Regulatory Coordinator, Virginia Racing Commission, 10700 Horsemen's Lane, New Kent, VA 23024, telephone (804) 966-7404, FAX (804) 966-7418 or e-mail david.lermond@vrc.virginia.gov.

Summary:

The amendments clarify the authority of the stewards appointed by the Virginia Racing Commission to enforce and interpret the commission's regulations. The definition of "participant" has been added, which provides that certain individuals associated with a horse that is entered to run in Virginia shall be considered as participants and come under the jurisdiction of the commission. Additionally, the amendments provide the authority of the commission to take disciplinary actions through stewards or at a meeting at which a quorum is present and clarify that such disciplinary actions must be determined by a preponderance of the evidence. These amendments are made to conform the regulation to Chapter 700 of the 2005 Acts of Assembly.

11 VAC 10-70-20. Appointment.

~~Three~~ The commission shall appoint stewards, all of whom shall be employees of the commission, ~~shall be appointed for each race meeting licensed by the commission. The commission, in its discretion, may appoint one or more stewards for the satellite facilities licensed by the commission. To qualify for appointment as a steward, the appointee shall meet the experience, education and examination requirements necessary to be accredited by the Racing~~

Officials Accreditation Program administered by the Universities of Arizona and Louisville, or in the case of harness racing, be licensed as a judge by the United States Trotting Association.

11 VAC 10-70-30. Senior Commonwealth Steward.

One of the ~~three~~ stewards employed by the commission ~~for each race meeting~~ shall be designated as the Senior Commonwealth Steward. The Senior Commonwealth Steward shall preside at all hearings conducted by the stewards ~~at the race meetings that do not pertain to the operation of the satellite wagering facilities. In matters pertaining to the operation of satellite facilities, a single~~ Any steward shall ~~preside at all~~ may conduct hearings pertaining to the operation of satellite wagering facilities.

11 VAC 10-70-40. General powers and authority.

The A steward or ~~the stewards for each race meeting or satellite facility licensed by the commission~~ shall be responsible to the commission ~~for the conduct of the race meeting or for the operation of the satellite facilities in accordance with the Code of Virginia and the regulations of the commission. The steward or stewards, shall have authority over all holders of permits, and shall have authority to resolve conflicts or disputes that are related to the conduct of racing or operation of the satellite facilities in accordance with the Code of Virginia and the regulations of the commission.~~

11 VAC 10-70-50. General powers.

~~The~~ A steward or ~~the~~ stewards shall exercise immediate supervision, control and regulation of horse racing at each race meeting ~~or and at a all satellite facility facilities~~ licensed by the commission ~~and shall be responsible to the commission.~~ The powers of the stewards shall include:

1. *Reviewing the conduct of all racing officials, track management, permitted personnel, other persons responsible for the conduct of racing and simulcasting, and patrons as necessary, to ensure compliance with these regulations and the Code of Virginia;*
2. Determining all questions, disputes, protests, complaints, ~~or and~~ objections concerning live horse racing ~~which arise during a race meeting or at a satellite facility~~ and simulcast horse racing and enforcing their rulings;
- 2- 3. Taking disciplinary action against any holder of a permit ~~or participant~~ found violating federal laws, state laws, local ordinances or regulations of the commission;
- 3- 4. Reviewing applications for permits and either granting or denying the permits to participate in horse racing at race meetings or satellite facilities. *Nothing in these regulations shall be construed to prohibit the granting of a permit with such conditions as the stewards may deem appropriate;*

~~4.~~ 5. Enforcing the regulations of the commission in all matters pertaining to horse racing ~~or~~ *and* satellite facilities;

~~5.~~ 6. Issuing rulings pertaining to the conduct of horse racing ~~or~~ *and* satellite facilities;

~~6.~~ 7. Varying any arrangement for the conduct of a race meeting including but not limited to postponing a race or races, canceling a race, or declaring a race "no contest";

~~7.~~ 8. Requesting assistance from other commission employees, *law-enforcement officials*, racing officials, members of *the horse-racing industry* or the licensee's security service in the investigation of possible *statutory or rule infractions violations*;

~~8.~~ 9. Conducting hearings on all questions, disputes, protests, complaints, or objections concerning racing matters ~~or~~ *and* satellite facilities; ~~and~~

~~9.~~ 10. Substituting another qualified person where any racing official is unable to perform his duties;

11. *Issuing subpoenas for the attendance of witnesses to appear before them, administering oaths and compelling the production of any of the books, documents, records, or memoranda of any licensee or permit holder. In addition, the stewards may issue subpoenas to compel the production of an annual balance sheet and operating statement of any licensee or permit holder and may require the production of any contract to which such person is or may be a party. The stewards may also issue subpoenas to compel production of records or other documents or relevant things and the testimony of witnesses whenever, in their judgment, it is necessary to do so for the effectual discharge of their duties;*

12. *Placing horses on the Stewards' List for unsatisfactory performance; and*

13. *Interpreting the regulations and deciding all questions of racing not specifically covered by the regulations.*

11 VAC 10-70-60. Duties.

In addition to the duties necessary and pertinent to the general supervision, control and regulation of race meetings or satellite facilities, the stewards shall have the following specific duties:

1. Causing investigations to be made in all instances of possible violations of federal laws, state laws, local ordinances and regulations of the commission;

2. Being present within the enclosure at a race meeting no less than 90 minutes before post time of the first race and remaining until 15 minutes after the last race is declared "official";

3. Being present in the stewards' stand during the running of all races at race meetings;

4. Administering examinations for applicants applying for permits as trainers, jockeys, apprentice jockeys or farriers to determine the applicants' qualifications for the permits;

5. Determining the identification of horses;

6. Determining eligibility of horses for races restricted to Virginia bred;

7. Determining eligibility of a horse or person to participate in a race;

8. Supervising the taking of entries and the drawing of post positions;

9. Approving or denying requests for horses to be excused from racing;

10. Locking the totalizer at the start of the race so that no more pari-mutuel tickets may be sold;

11. Determining alleged violations of these regulations in the running of any race through their own observation or by patrol judges and posting the "inquiry" sign ~~on the infield results board~~ when there are alleged violations;

12. Determining alleged violations of these regulations in the running of any race brought to their attention by any participant and posting the "objection" sign ~~on the infield results board~~ when there are alleged violations;

13. Causing the "official" sign to be posted ~~on the infield results board~~ after determining the official order of finish for the purposes of the pari-mutuel payout;

14. Reviewing the video tapes of the previous day's races and determining the jockeys ~~whom the stewards feel~~ *who* should review the films for instructional purposes;

15. Making periodic inspections of the facilities within the enclosure at race meetings, including but not limited to the stable area, paddock, and jockeys' room;

16. Reporting their findings of their periodic inspections of the facilities to the commission;

17. Filing with the commission a written daily report ~~at~~ *during* race meetings ~~which~~. *Such report* shall contain a detailed written record of all questions, disputes, protests, complaints or objections brought to the attention of the stewards, a summary of any interviews relating to these actions, copies of any rulings issued by the stewards, and any emergency actions taken and the basis for the actions;

18. Submitting to the commission after the conclusion of the race meeting a written report setting out their findings on the conduct of the race meeting, the condition of the facilities and any recommendation for improvement that they deem appropriate; and

19. ~~Observing the conduct of simulcast horse racing at satellite facilities.~~ *Imposing any of the following penalties on a licensee, participant or permit holder for a violation of these regulations:*

a. Issue a reprimand;

b. Assess a fine;

c. Require forfeiture or redistribution of a purse or award;

d. Place a permit holder or participant on probation with or without conditions;

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e. Suspend a permit holder or participant with or without conditions;

f. Revoke a permit;

g. Exclude from the grounds under the jurisdiction of the commission; or

h. Any combination of the above.

11 VAC 10-70-70. Objections and protests.

The stewards receive and hear all objections lodged by *trainers, owners, jockeys or drivers* after the completion of a race, and all protests lodged by holders of a permit before or after the completion of a race under the following provisions:

1. The stewards shall keep a written record of all objections and protests;
2. Jockeys shall indicate their intention of lodging an objection in a manner prescribed by the stewards;
3. Drivers shall indicate their intention of lodging an objection immediately after the race by reporting to the patrol judge;
4. If the placement of the starting gate or line is in error, a protest must be made prior to the time that the first horse enters the starting gate or line;
5. Protests, other than those arising out of the running of a race, shall be in writing, clearly stating the nature of the protest, signed by the holder of a permit making the protest, and filed with the stewards at least one hour before post time of the race out of which the protest arises;
6. Protests, arising out of the running of a race, must be made to the stewards as soon as possible after the completion of the race but before the race is declared official ~~and~~. The stewards may call and examine any witness *regarding the protest*;
7. Until a final determination is made on an objection or protest and any administrative remedies and all appeals thereof are exhausted, the purse money for the race shall be retained by the horsemen's bookkeeper or licensee and paid only upon the approval of the stewards or commission; and
8. A *participant* or holder of a permit may not withdraw a protest without the permission of the stewards.

11 VAC 10-70-80. Period of authority.

The period of authority *for each steward* shall ~~commence at a period of time prior to the race meeting and shall terminate at a period of time after the end of the race meeting as designated by the commission. The period of authority for the steward or stewards at satellite facilities shall commence and terminate at a period of time designated by the~~ be established by contractual arrangement between each steward and the commission.

11 VAC 10-70-90. Appointment of substitute.

If any steward is absent at the time of the running of the race or is otherwise unable to perform his duties, the other ~~two~~ stewards shall agree on the appointment of a substitute to act

for the absent steward. If a substitute is appointed, the commission shall be notified immediately followed by a written report, stating the name of the ~~deputy~~ substitute steward, the reason for his appointment, and the races over which the substitute officiated.

11 VAC 10-70-170. Orders following disciplinary actions.

Any disciplinary action taken by the steward or stewards or by the commission shall be provided in writing to the ~~holder of a permit person being disciplined~~, setting forth the federal or state law, local ordinance or regulation that was violated, the date of the violation, the factual or procedural basis of the finding, the extent of the disciplinary action taken, and the date when the disciplinary action is to take effect. The order following disciplinary action may be hand delivered or mailed to the ~~holder of the permit person being disciplined~~, but in either case, *the mode of delivery shall be duly acknowledged certified by the holder of a permit sender. The sender shall use reasonable efforts to obtain acknowledgement of receipt by the recipient.*

11 VAC 10-90-10. ~~Generally~~ Request for review; stay.

A holder of or ~~applicant for~~ a license or permit or a participant who wishes to contest a denial of a permit or disciplinary action of the stewards may request a review by the commission. A *denial of a license or permit or disciplinary action* taken by the steward or stewards shall not be stayed or superseded by the filing of a request for a review unless the commission so orders. *At the written request of an aggrieved party, a stay in the implementation of a disciplinary action may be granted by the executive secretary chairman of the commission or a commissioner designated by the chairman. Such request shall be acted upon within 72 hours of the delivery of the written request to the executive secretary. Any granting or denial of a stay shall be effective until the next regularly scheduled meeting of the commission at which time the granting or denial or further stay shall be decided by the commission.*

11 VAC 10-90-30. Content of request.

The request shall state:

1. The disciplinary action ~~of or denial of a permit~~ by the steward or stewards being contested;
2. The basis for the request; and
3. Any additional information the ~~applicant for or holder of a licensee, permit holder or participant~~ may wish to include concerning the request.

11 VAC 10-90-50. Procedures for conducting a commission review.

Reviews of stewards' decisions involving the outcome of a race or riding/driving infractions shall be conducted on the record of the stewards' proceedings. Riding/driving infractions are defined as any violations of the commission's regulations while riding or driving a horse in any race.

All other reviews will be de novo.

The commission shall conduct its review within 45 days of receipt of a request for a review of a denial of a permit or a

disciplinary action taken by the steward or stewards. The following provisions shall apply to reviews by the commission:

1. If any commissioner determines that he has a conflict of interest or cannot accord a fair and impartial review, that commissioner shall not take part in the review.

2. The commissioners, in their discretion, may appoint an independent hearing officer to preside at the review and prepare a ~~proposed~~ *recommended* written decision for their consideration. *The commission, at its discretion, may accept the recommendation in its entirety, amend it or reject it.*

3. Unless the parties otherwise agree, a notice setting the date, time and location of the review shall be sent to the ~~holder of or applicant for a permit~~ *person requesting the review and all other owners, trainers, jockeys and drivers who may be affected by the resulting decision* at least 10 days before the date set for the review.

a. *The written notice shall describe the charges, basis thereof and possible penalties.*

b. *The written notice shall inform each party of the right to counsel, the right to present a defense including witnesses for that purpose and the right to cross-examine any witness.*

4. The proceedings shall be open to the public.

a. The proceedings shall be electronically recorded.

b. A court reporter may be used. The court reporter shall be paid by the person who requests him. If the ~~applicant for or holder of a permit~~ *person requesting the review* elects to have a court reporter, a transcript shall be provided to the commission. The transcript shall become part of the commission's records.

5. The proceedings shall include the following:

a. The commission *or hearing officer* may issue subpoenas to compel the attendance of witnesses or ~~for the production of reports, books, papers, registration documents or any other materials~~ *and other relevant evidence* it deems appropriate. However, nothing in this section shall be taken to authorize discovery proceedings;

b. Oaths shall be administered to all witnesses;

c. The commission may examine any witnesses;

d. Written notice shall be given to the holder of or applicant for a permit in a reasonable time prior to the review;

e. The written notice shall inform the holder of a permit of the charges against him, the basis thereof and possible penalties;

f. The holder of a permit shall be informed of his right to counsel, the right to present a defense including witnesses for that purpose, and the right to cross-examine any witnesses; *and*

g. The commission may grant a continuance of any review for good cause; ~~and.~~

~~h. A record of the proceedings shall be made.~~

6. ~~The Review proceeding is a hearing~~ *proceedings regarding riding or driving infractions shall be on the record of the stewards hearing and not a new hearing*; therefore, presentations by both sides will be limited to arguments and comments regarding the record of the stewards hearing.

7. *In conducting a review of rulings of the stewards regarding riding or driving infractions, the commission, in its discretion, may allow new evidence to be introduced which, through the exercise of reasonable diligence, could not have been ~~found~~ obtained at the time of the stewards hearing. If the commission determines additional evidence to be introduced may affect the outcome of the case, the commission, in its discretion, may remand the case to the stewards for further review. The stewards shall consider such additional evidence as directed by the commission and, if necessary, in the stewards' discretion, will conduct a new, additional or supplemental hearing. The stewards shall then issue a new decision and order subject to commission review as herein provided.*

VA.R. Doc. No. R06-237; Filed May 19, 2006, 11:36 a.m.

FINAL REGULATIONS

For information concerning Final Regulations, see Information Page.

Symbol Key

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

TITLE 4. CONSERVATION AND NATURAL RESOURCES

MARINE RESOURCES COMMISSION

REGISTRAR'S NOTICE: The following regulation filed by the Marine Resources Commission is exempt from the Administrative Process Act in accordance with § 2.2-4006 A 12 of the Code of Virginia; however, the commission is required to publish the full text of final regulations.

Title of Regulation: 4 VAC 20-450. **Pertaining to the Taking of Bluefish (amending 4 VAC 20-450-30).**

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

Effective Date: May 26, 2006.

Agency Contact: Deborah Cawthon, Agency Regulatory Coordinator, Marine Resources Commission, 2600 Washington Avenue, 3rd Floor, Newport News, VA 23607, telephone (757) 247-2248, FAX (757) 247-2002 or e-mail debbie.cawthon@mrc.virginia.gov.

Summary:

The amendment changes the commercial landing quota of bluefish for the period of January 1 through December 31 from 1,235,310 pounds to 1,124,334 pounds.

4 VAC 20-450-30. Commercial landings quota.

A. During the period of January 1 through December 31, commercial landings of bluefish shall be limited to ~~1,235,310~~ 1,124,334 pounds.

B. When it is projected that 95% of the commercial landings quota has been realized, a notice will be posted to close commercial harvest and landings from the bluefish fishery within five days of posting.

C. It shall be unlawful for any person to harvest or land bluefish for commercial purposes after the closure date set forth in the notice described in subsection B of this section.

VA.R. Doc. No. R06-244; Filed May 26, 2006, 10:39 a.m.

◆ ————— ◆

TITLE 6. CRIMINAL JUSTICE AND CORRECTIONS

CRIMINAL JUSTICE SERVICES BOARD

REGISTRAR'S NOTICE: The Criminal Justice Services Board is claiming an exemption from the Administrative Process Act in accordance with § 2.2-4006 A 4 a of the Code of Virginia, which excludes regulations that are necessary to conform to changes in Virginia statutory law where no agency discretion is involved. The Criminal Justice Services Board will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision.

Title of Regulation: 6 VAC 20-120. **Regulations Relating to Criminal History Record Information Use and Security (amending 6 VAC 20-120-80).**

Statutory Authority: § 9.1-102 of the Code of Virginia.

Effective Date: July 12, 2006.

Agency Contact: Judith Kirkendall, Criminal History Records Auditor, Department of Criminal Justice Services, 202 North 9th Street, Richmond, VA 23219, telephone (804) 786-8003, FAX (804) 786-0410 or e-mail judith.kirkendall@dcjs.virginia.gov.

Summary:

The amendments move the handling of requests for expungement of criminal history record information from the Department of Criminal Justice Services to the Central Criminal Records Exchange of the Department of State Police.

6 VAC 20-120-80. Expungement and sealing.

A. Responsibility of the ~~director~~ *Superintendent of the Virginia Department of State Police*. The expungement of a criminal history record or portion thereof is only permitted on the basis of a court order. Upon receipt of a court order, petition and other supporting documents for the expungement of a criminal history record, the ~~director of the department~~ *superintendent*, pursuant to § 19.2-392.2 of the Code of Virginia, shall by letter with an enclosed copy of the order, direct the Central Criminal Records Exchange and those agencies and individuals known to maintain or to have obtained such a record, to remove the electronic or manual record or portion thereof from its repository and place it in a physically sealed, separate file. The file shall be properly indexed to allow for later retrieval of the record if required by court order, and the record shall be labeled with the following designation: "EXPUNGED RECORD TO BE UNSEALED ONLY BY COURT ORDER."

B. Responsibility of agencies with a record to be expunged. The record named in the ~~department's~~ *Virginia Department of*

State Police's letter shall be removed from normal access. The expunged information shall be sealed but remain available, as the courts may call for its reopening at a later date. (See § 19.2-392.3 of the Code of Virginia.) Access to the record shall be possible only through a name index of expunged records maintained either with the expunged records or in a manner that will allow subsequent retrieval of the expunged record as may be required by the court or as part of the department's audit procedures. Should the name index make reference to the expunged record, it shall be apart from normally accessed files.

C. Procedure for expungement and sealing of hard copy records.

1. The expungement and sealing of hard copy original records of entry (arrest forms) is accomplished by physically removing them from a file, and filing them in a physically secure location elsewhere, apart from normally accessed files. This file should be used only for expunged records and should be accessible only to the manager of records.

2. If the information to be expunged is included among other information that has not been expunged on the same form or piece of paper, the expunged information shall be obliterated on the original or the original shall be retyped eliminating the expunged information. The expunged information shall then be placed in the file for expunged records, in its original or copied form, and shall be accessible only to the manager of records.

3. If the expunged information is located on a criminal history record provided by the Central Criminal Records Exchange (i.e., "RAP sheet"), the criminal history record information shall be destroyed, and a new copy, not containing the expunged data, shall be obtained when necessary.

D. Procedure for expunging automated records. Should the record to be expunged be maintained in an automated system, the Central Criminal Record Exchange or the agency known to possess such a record shall copy the automated record onto an off-line medium such as tape, disk or hard copy printouts. The expunged record, regardless of the type of medium on which it is maintained, shall then be kept in a file used for expunged records and sealed from normal use, accessible only to the manager of records. No notification that expunged data exists shall be left in the normally accessed files.

E. Department to be notified following expungement. Upon receipt of a request from the ~~department~~ Virginia Department of State Police to expunge and seal a record, the affected agency or agencies shall perform the steps above, and notify the ~~department~~ Virginia Department of State Police of their action in writing within 120 days of their receipt of the request.

F. Expungement order not received by department. Should a court ordered expungement be directed to a criminal justice agency other than the ~~department~~ Virginia Department of State Police, the directed criminal justice agency shall comply as outlined herein and advise the ~~director~~ superintendent without delay of such order. The ~~director~~ superintendent shall, upon receipt of such notification, obtain a copy of the order from the appropriate circuit court.

TITLE 11. GAMING

VIRGINIA RACING COMMISSION

REGISTRAR'S NOTICE: The Virginia Racing Commission is exempt from the Administrative Process Act pursuant to subdivision A 18 of § 2.2-4002 of the Code of Virginia when acting by and through its duly appointed stewards or in matters related to any specific race meeting.

The Virginia Racing Commission adopted the regulations to apply to the thoroughbred meet scheduled to begin on June 16, 2006, and end on August 12, 2006.

Titles of Regulations: 11 VAC 10-70. Stewards (amending 11 VAC 10-70-20, 11 VAC 10-70-30, 11 VAC 10-70-40, 11 VAC 10-70-60, 11 VAC 10-70-70, 11 VAC 10-70-80, 11 VAC 10-70-90 and 11 VAC 10-70-170; repealing 11 VAC 10-70-50).

11 VAC 10-90. Appeals to the Commission (amending 11 VAC 10-90-10, 11 VAC 10-90-30, and 11 VAC 10-90-50).

Statutory Authority: § 59.1-369 of the Code of Virginia.

Effective Dates: May 19, 2006, through September 4, 2006.

Agency Contact: David S. Lermond, Jr., Regulatory Coordinator, Virginia Racing Commission, 10700 Horsemen's Lane, New Kent, VA 23024, telephone (804) 966-7404, FAX (804) 966-7418 or e-mail david.lermond@vrc.virginia.gov.

Summary:

The amendments clarify the authority of the stewards appointed by the Virginia Racing Commission to enforce and interpret the commission's regulations. The definition of "participant" has been added, which provides that certain individuals associated with a horse that is entered to run in Virginia shall be considered as participants and come under the jurisdiction of the commission. Additionally, the amendments provide the authority of the commission to take disciplinary actions through stewards or at a meeting at which a quorum is present and clarify that such disciplinary actions must be determined by a preponderance of the evidence. These amendments are made to conform the regulation to Chapter 700 of the 2005 Acts of Assembly.

11 VAC 10-70-20. Appointment.

~~Three~~ The commission shall appoint stewards, all of whom shall be employees of the commission, ~~shall be appointed for each race meeting licensed by the commission. The commission, in its discretion, may appoint one or more stewards for the satellite facilities licensed by the commission.~~ To qualify for appointment as a steward, the appointee shall meet the experience, education and examination requirements necessary to be accredited by the Racing Officials Accreditation Program administered by the Universities of Arizona and Louisville, or in the case of

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harness racing, be licensed as a judge by the United States Trotting Association.

11 VAC 10-70-30. Senior Commonwealth Steward.

One of the ~~three~~ stewards employed by the commission for ~~each race meeting~~ shall be designated as the Senior Commonwealth Steward. The Senior Commonwealth Steward shall preside at all hearings conducted by the stewards ~~at the race meetings that do not pertain to the operation of the satellite wagering facilities. In matters pertaining to the operation of satellite facilities, a single~~ Any steward shall ~~preside at all~~ may conduct hearings pertaining to the operation of satellite wagering facilities.

11 VAC 10-70-40. General powers and authority.

~~The~~ A steward or ~~the~~ stewards for ~~each race meeting or satellite facility licensed by the commission~~ shall be responsible to the commission for the conduct of the race meeting or for the operation of the satellite facilities in accordance with the Code of Virginia and the regulations of the commission. ~~The~~ steward or stewards, shall have authority over all holders of permits, and shall have authority to resolve conflicts or disputes that are related to the conduct of racing or operation of the satellite facilities in accordance with the Code of Virginia and the regulations of the commission.

11 VAC 10-70-50. General powers. (Repealed.)

~~The~~ A steward or ~~the~~ stewards shall exercise immediate supervision, control and regulation of horse racing at each race meeting ~~or and at a all satellite facility facilities~~ licensed by the commission ~~and shall be responsible to the commission~~. The powers of the stewards shall include:

- ~~1.~~ *Reviewing the conduct of all racing officials, track management, permitted personnel, other persons responsible for the conduct of racing and simulcasting, and patrons as necessary, to ensure compliance with these regulations and the Code of Virginia;*
- ~~2.~~ Determining all questions, disputes, protests, complaints, ~~or and~~ objections concerning *live* horse racing ~~which arise during a race meeting or at a satellite facility and simulcast horse racing~~ and enforcing their rulings;
- ~~3.~~ Taking disciplinary action against any holder of a permit ~~or participant~~ found violating federal laws, state laws, local ordinances or regulations of the commission;
- ~~4.~~ Reviewing applications for permits and either granting or denying ~~the~~ permits to participate in horse racing at race meetings or satellite facilities. *Nothing in these regulations shall be construed to prohibit the granting of a permit with such conditions as the stewards may deem appropriate;*
- ~~5.~~ Enforcing the regulations of the commission in all matters pertaining to horse racing ~~or and~~ satellite facilities;
- ~~6.~~ Issuing rulings pertaining to the conduct of horse racing ~~or and~~ satellite facilities;
- ~~7.~~ Varying any arrangement for the conduct of a race meeting including but not limited to postponing a race or races, canceling a race, or declaring a race "no contest";

~~7.~~ 8. Requesting assistance from other commission employees, *law-enforcement officials*, racing officials, members of *the horse-racing industry* or the licensee's security service in the investigation of possible *statutory or rule* ~~infractions~~ violations;

~~8.~~ 9. Conducting hearings on all questions, disputes, protests, complaints, or objections concerning racing matters ~~or and~~ satellite facilities; ~~and~~

~~9.~~ 10. Substituting another qualified person where any racing official is unable to perform his duties-;

11. Issuing subpoenas for the attendance of witnesses to appear before them, administering oaths and compelling the production of any of the books, documents, records, or memoranda of any licensee or permit holder. In addition, the stewards may issue subpoenas to compel the production of an annual balance sheet and operating statement of any licensee or permit holder and may require the production of any contract to which such person is or may be a party. The stewards may also issue subpoenas to compel production of records or other documents or relevant things and the testimony of witnesses whenever, in their judgment, it is necessary to do so for the effectual discharge of their duties;

12. Placing horses on the Stewards' List for unsatisfactory performance; and

13. Interpreting the regulations and deciding all questions of racing not specifically covered by the regulations.

11 VAC 10-70-60. Duties.

In addition to the duties necessary and pertinent to the general supervision, control and regulation of race meetings or satellite facilities, the stewards shall have the following specific duties:

1. Causing investigations to be made in all instances of possible violations of federal laws, state laws, local ordinances and regulations of the commission;
2. Being present within the enclosure at a race meeting no less than 90 minutes before post time of the first race and remaining until 15 minutes after the last race is declared "official";
3. Being present in the stewards' stand during the running of all races at race meetings;
4. Administering examinations for applicants applying for permits as trainers, jockeys, apprentice jockeys or farriers to determine the applicants' qualifications for the permits;
5. Determining the identification of horses;
6. Determining eligibility of horses for races restricted to Virginia breeds;
7. Determining eligibility of a horse or person to participate in a race;
8. Supervising the taking of entries and the drawing of post positions;

9. Approving or denying requests for horses to be excused from racing;

10. Locking the totalizator at the start of the race so that no more pari-mutuel tickets may be sold;

11. Determining alleged violations of these regulations in the running of any race through their own observation or by patrol judges and posting the "inquiry" sign ~~on the infield results board~~ when there are alleged violations;

12. Determining alleged violations of these regulations in the running of any race brought to their attention by any participant and posting the "objection" sign ~~on the infield results board~~ when there are alleged violations;

13. Causing the "official" sign to be posted ~~on the infield results board~~ after determining the official order of finish for the purposes of the pari-mutuel payout;

14. Reviewing the video tapes of the previous day's races and determining the jockeys ~~whom the stewards feel~~ *who* should review the films for instructional purposes;

15. Making periodic inspections of the facilities within the enclosure at race meetings, including but not limited to the stable area, paddock, and jockeys' room;

16. Reporting their findings of their periodic inspections of the facilities to the commission;

17. Filing with the commission a written daily report ~~at~~ *during* race meetings ~~which~~. *Such report* shall contain a detailed written record of all questions, disputes, protests, complaints or objections brought to the attention of the stewards, a summary of any interviews relating to these actions, copies of any rulings issued by the stewards, and any emergency actions taken and the basis for the actions;

18. Submitting to the commission after the conclusion of the race meeting a written report setting out their findings on the conduct of the race meeting, the condition of the facilities and any recommendation for improvement that they deem appropriate; and

19. ~~Observing the conduct of simulcast horse racing at satellite facilities. Imposing any of the following penalties on a licensee, participant or permit holder for a violation of these regulations:~~

- a. *Issue a reprimand;*
- b. *Assess a fine;*
- c. *Require forfeiture or redistribution of a purse or award;*
- d. *Place a permit holder or participant on probation with or without conditions;*
- e. *Suspend a permit holder or participant with or without conditions;*
- f. *Revoke a permit;*
- g. *Exclude from the grounds under the jurisdiction of the commission; or*
- h. *Any combination of the above.*

11 VAC 10-70-70. Objections and protests.

The stewards receive and hear all objections lodged by *trainers, owners, jockeys or drivers* after the completion of a race, and all protests lodged by holders of a permit before or after the completion of a race under the following provisions:

1. The stewards shall keep a written record of all objections and protests;
2. Jockeys shall indicate their intention of lodging an objection in a manner prescribed by the stewards;
3. Drivers shall indicate their intention of lodging an objection immediately after the race by reporting to the patrol judge;
4. If the placement of the starting gate or line is in error, a protest must be made prior to the time that the first horse enters the starting gate or line;
5. Protests, other than those arising out of the running of a race, shall be in writing, clearly stating the nature of the protest, signed by the holder of a permit making the protest, and filed with the stewards at least one hour before post time of the race out of which the protest arises;
6. Protests, arising out of the running of a race, must be made to the stewards as soon as possible after the completion of the race but before the race is declared official ~~and~~. The stewards may call and examine any witness *regarding the protest*;
7. Until a final determination is made on an objection or protest and any administrative remedies and all appeals thereof are exhausted, the purse money for the race shall be retained by the horsemen's bookkeeper or licensee and paid only upon the approval of the stewards or commission; and
8. A *participant* or holder of a permit may not withdraw a protest without the permission of the stewards.

11 VAC 10-70-80. Period of authority.

The period of authority *for each steward* shall ~~commence at a period of time prior to the race meeting and shall terminate at a period of time after the end of the race meeting as designated by the commission. The period of authority for the steward or stewards at satellite facilities shall commence and terminate at a period of time designated by the~~ *be established by contractual arrangement between each steward and the commission.*

11 VAC 10-70-90. Appointment of substitute.

If any steward is absent at the time of the running of the race or is otherwise unable to perform his duties, the other ~~two~~ stewards shall agree on the appointment of a substitute to act for the absent steward. If a substitute is appointed, the commission shall be notified immediately followed by a written report, stating the name of the ~~deputy~~ *substitute* steward, the reason for his appointment, and the races over which the substitute officiated.

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11 VAC 10-70-170. Orders following disciplinary actions.

Any disciplinary action taken by the steward or stewards or by the commission shall be provided in writing to the ~~holder of a permit person being disciplined~~, setting forth the federal or state law, local ordinance or regulation that was violated, the date of the violation, the factual or procedural basis of the finding, the extent of the disciplinary action taken, and the date when the disciplinary action is to take effect. The order following disciplinary action may be hand delivered or mailed to the ~~holder of the permit person being disciplined~~, but in either case, ~~the mode of delivery shall be duly acknowledged certified by the holder of a permit sender.~~ *The sender shall use reasonable efforts to obtain acknowledgement of receipt by the recipient.*

11 VAC 10-90-10. Generally Request for review; stay.

A holder of or ~~applicant for~~ a license or permit or a participant who wishes to contest a denial of a permit or disciplinary action of the stewards may request a review by the commission. A denial of a license or permit or disciplinary action taken by the steward or stewards shall not be stayed or superseded by the filing of a request for a review unless the commission so orders. *At the written request of an aggrieved party, a stay in the implementation of a disciplinary action may be granted by the ~~executive secretary~~ chairman of the commission or a commissioner designated by the chairman. Such request shall be acted upon within 72 hours of the delivery of the written request to the executive secretary. Any granting or denial of a stay shall be effective until the next regularly scheduled meeting of the commission at which time the granting or denial or further stay shall be decided by the commission.*

11 VAC 10-90-30. Content of request.

The request shall state:

1. The disciplinary action ~~of or denial of a permit~~ by the steward or stewards being contested;
2. The basis for the request; and
3. Any additional information the ~~applicant for or holder of a licensee, permit holder or participant~~ may wish to include concerning the request.

11 VAC 10-90-50. Procedures for conducting a commission review.

Reviews of stewards' decisions involving the outcome of a race or riding/driving infractions shall be conducted on the record of the stewards' proceedings. Riding/driving infractions are defined as any violations of the commission's regulations while riding or driving a horse in any race.

All other reviews will be de novo.

The commission shall conduct its review within 45 days of receipt of a request for a review of a denial of a permit or a disciplinary action taken by the steward or stewards. The following provisions shall apply to reviews by the commission:

1. If any commissioner determines that he has a conflict of interest or cannot accord a fair and impartial review, that commissioner shall not take part in the review.

2. The commissioners, in their discretion, may appoint an independent hearing officer to preside at the review and prepare a ~~proposed~~ *recommended* written decision for their consideration. *The commission, at its discretion, may accept the recommendation in its entirety, amend it or reject it.*

3. Unless the parties otherwise agree, a notice setting the date, time and location of the review shall be sent to the ~~holder of or applicant for a permit person requesting the review and all other owners, trainers, jockeys and drivers who may be affected by the resulting decision~~ at least 10 days before the date set for the review.

a. *The written notice shall describe the charges, basis thereof and possible penalties.*

b. *The written notice shall inform each party of the right to counsel, the right to present a defense including witnesses for that purpose and the right to cross-examine any witness.*

4. The proceedings shall be open to the public.

a. The proceedings shall be electronically recorded.

b. A court reporter may be used. The court reporter shall be paid by the person who requests him. If the ~~applicant for or holder of a permit person requesting the review~~ elects to have a court reporter, a transcript shall be provided to the commission. The transcript shall become part of the commission's records.

5. The proceedings shall include the following:

a. The commission *or hearing officer* may issue subpoenas to compel the attendance of witnesses or ~~for~~ the production of ~~reports, books, papers, registration documents or any other materials and other relevant evidence~~ it deems appropriate. However, nothing in this section shall be taken to authorize discovery proceedings;

b. Oaths shall be administered to all witnesses;

c. The commission may examine any witnesses;

d. Written notice shall be given to the holder of or applicant for a permit in a reasonable time prior to the review;

e. The written notice shall inform the holder of a permit of the charges against him, the basis thereof and possible penalties;

f. The holder of a permit shall be informed of his right to counsel, the right to present a defense including witnesses for that purpose, and the right to cross-examine any witnesses; *and*

g. The commission may grant a continuance of any review for good cause; ~~and.~~

h. ~~A record of the proceedings shall be made.~~

6. ~~The Review proceeding is a hearing~~ *proceedings regarding riding or driving infractions shall be on the record of the stewards hearing and not a new hearing; therefore,*

presentations by both sides will be limited to arguments and comments regarding the record of the stewards hearing.

7. *In conducting a review of rulings of the stewards regarding riding or driving infractions, the commission, in its discretion, may allow new evidence to be introduced which, through the exercise of reasonable diligence, could not have been found obtained at the time of the stewards hearing. If the commission determines additional evidence to be introduced may affect the outcome of the case, the commission, in its discretion, may remand the case to the stewards for further review. The stewards shall consider such additional evidence as directed by the commission and, if necessary, in the stewards' discretion, will conduct a new, additional or supplemental hearing. The stewards shall then issue a new decision and order subject to commission review as herein provided.*

VA.R. Doc. No. R06-237; Filed May 19, 2006, 11:35 a.m.

TITLE 13. HOUSING

BOARD OF HOUSING AND COMMUNITY DEVELOPMENT

REGISTRAR'S NOTICE: The Board of Housing and Community Development is claiming an exemption from the Administrative Process Act in accordance with § 2.2-4006 A 4 a of the Code of Virginia, which excludes regulations that are necessary to conform to changes in Virginia statutory law where no agency discretion is involved. The Board of Housing and Community Development will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision.

Title of Regulation: 13 VAC 5-51. Virginia Statewide Fire Prevention Code (amending 13 VAC 5-51-132).

Statutory Authority: Chapter 164 of the 2006 Acts of Assembly.

Effective Date: July 12, 2006.

Summary:

The amendment is in response to Chapter 167 of the 2006 General Assembly session (SB 97). The legislation requires that regulations be adopted by the Board of Housing and Community Development to prohibit fire and evacuation drills in schools during periods of mandatory testing. This amendment adds this prohibition to the Virginia Statewide Fire Prevention Code regulation.

13 VAC 5-51-132. IFC Chapter 4. Emergency Planning and Preparedness.

A. Add Section 401.1.1 to read:

401.1.1. State Regulated Care Facilities: when a state license is required by the Virginia Department of Social Services; Virginia Department of Mental Health, Mental Retardation and Substance Abuse Services; Virginia Department of Education; or Virginia Department of Juvenile

Justice to operate, SRCF shall comply with this section and the provisions of Section 404.0.

B. Add item 12 to Section 404.2 to read:

12. SRCF.

C. Add exception to Section 405.1 to read:

Exception: Emergency evacuation drills shall not be conducted in school buildings during periods of mandatory testing required by the Virginia Board of Education.

~~C.~~ D. Add the following category to Table 405.2 to read:

Group or occupancy	Frequency	Participation
SRCF	Monthly	All occupants

~~D.~~ E. Add Section 405.2.1 to read:

405.2.1. High-rise buildings. Fire exit drills shall be conducted annually by building staff personnel or the owner of the building in accordance with the fire safety plan and shall not affect other current occupants.

~~E.~~ F. Add Section 408.1.1 to read:

408.1.1. Maintaining occupant load posting. Occupant load postings required by the building code are required to be maintained.

~~F.~~ G. Change Section 408.2 to read:

408.2. Group A occupancies. Group A occupancies shall comply with applicable requirements of Sections 408.2.1 through 408.2.3 and 401 through 406.

~~G.~~ H. Add Sections 408.2.3, 408.2.3.1 and 408.2.3.2 to read:

408.2.3. Night clubs. Night clubs shall comply with Sections 408.2.3.1 and 408.2.3.2.

408.2.3.1. Audible announcements. Audible announcements shall be made to the occupants no longer than 10 minutes prior to the start of the entertainment and at each intermission to notify the occupants of the location of the exits to be used in the event of a fire or other emergency.

408.2.3.2. Occupant load count. Upon request of the fire code official, the owner or operator, or both, will be required to keep a running count of the occupant load to provide to the fire code official during performance hours of operation, entertainment hours of operation, or both.

VA.R. Doc. No. R06-238; Filed May 23, 2006, 9:38 a.m.

* * * * *

Title of Regulation: 13 VAC 5-63. Virginia Statewide Uniform Building Code (amending 13 VAC 5-63-40 and 13 VAC 5-63-480)

Statutory Authority: § 36-98 of the Code of Virginia.

Effective Date: July 12, 2006.

Agency Contact: Steve Calhoun, Regulatory Coordinator, Department of Housing and Community Development, 501 North 2nd Street, Richmond, VA 23219, telephone (804) 371-

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7015, FAX (804) 371-7090 or e-mail
steve.calhoun@dhcd.virginia.gov.

Summary:

The amendment is in response to Chapter 424 of the 2006 General Assembly session (HB 744). The legislation provides that if the local building department has initiated an enforcement action against the owner of a building or structure and such owner subsequently transfers the ownership of the building or structure to an entity in which the owner holds an ownership interest greater than 50%, the pending enforcement action shall continue to be enforced against the owner. This regulatory action adds the statutory requirement to the Virginia Statewide Uniform Building Code, exactly as worded in statute.

13 VAC 5-63-40. Section 104 Enforcement, generally.

A. Section 104.1 Scope of enforcement. This section establishes the requirements for enforcement of the USBC in accordance with § 36-105 of the Code of Virginia. Enforcement of the provisions of the USBC for construction and rehabilitation shall be the responsibility of the local building department. Whenever a county or municipality does not have such a building department, the local governing body shall enter into an agreement with the local governing body of another county or municipality or with some other agency, or a state agency approved by DHCD for such enforcement. For the purposes of this section, towns with a population of less than 3,500 may elect to administer and enforce the USBC; however, where the town does not elect to administer and enforce the code, the county in which the town is situated shall administer and enforce the code for the town. In the event such town is situated in two or more counties, those counties shall administer and enforce the USBC for that portion of the town that is situated within their respective boundaries.

The local governing body shall inspect and enforce this code for elevators except for elevators in single and two-family homes and townhouses. Such inspection and enforcement shall be carried out by an agency or department designated by the local governing body.

Upon a finding by the local building department, following a complaint by a tenant of a residential rental unit that is the subject of such complaint, that there may be a violation of the unsafe structures provisions of the code, the local building department shall enforce such provisions. If the local building department receives a complaint that a violation of the USBC exists that is an immediate and imminent threat to the health or safety of the owner or tenant of a residential dwelling unit or a nearby residential dwelling unit, and the owner or tenant of the residential dwelling unit that is the subject of the complaint has refused to allow the local building official or his agent to have access to the subject dwelling, the local building official or his agent may present sworn testimony to a court of competent jurisdiction and request that the court grant the local building official or his agent an inspection warrant to enable the building official or his agent to enter the subject dwelling for the purpose of determining whether violations of the USBC exist. The local building official or his agent shall make a reasonable effort to obtain consent from the owner or

tenant of the subject dwelling prior to seeking the issuance of an inspection warrant under this section.

Note: The maintenance requirements for elevators and the provisions regulating existing unsafe buildings and structures are contained in Part III of the Virginia Uniform Statewide Building Code, also known as the "Virginia Maintenance Code."

B. Section 104.1.1 Rental inspections. In accordance with § 36-105.1:1 of the Code of Virginia, this section is applicable to rental inspection programs. For purposes of this section:

"Dwelling unit" means a building or structure or part thereof that is used for a home or residence by one or more persons who maintain a household.

"Owner" means the person shown on the current real estate assessment books or current real estate assessment records.

"Residential rental dwelling unit" means a dwelling unit that is leased or rented to one or more tenants. However, a dwelling unit occupied in part by the owner thereof shall not be construed to be a residential rental dwelling unit unless a tenant occupies a part of the dwelling unit which has its own cooking and sleeping areas, and a bathroom, unless otherwise provided in the zoning ordinance by the local governing body.

The local governing body may adopt an ordinance to inspect residential rental dwelling units for compliance with the USBC and to promote safe, decent and sanitary housing for its citizens, in accordance with the following:

1. Except as provided for in subdivision 3 of this subsection, the dwelling units shall be located in a rental inspection district established by the local governing body in accordance with this section; and
2. The rental inspection district is based upon a finding by the local governing body that (i) there is a need to protect the public health, safety and welfare of the occupants of dwelling units inside the designated rental inspection district; (ii) the residential rental dwelling units within the designated rental inspection district are either (a) blighted or in the process of deteriorating or (b) the residential rental dwelling units are in the need of inspection by the building department to prevent deterioration, taking into account the number, age and condition of residential dwelling rental units inside the proposed rental inspection district; and (iii) the inspection of residential rental dwelling units inside the proposed rental inspection district is necessary to maintain safe, decent and sanitary living conditions for tenants and other residents living in the proposed rental inspection district. Nothing in this section shall be construed to authorize a locality-wide rental inspection district and a local governing body shall limit the boundaries of the proposed rental inspection district to such areas of the locality that meet the criteria set out in this subsection; or
3. An individual residential rental dwelling unit outside of a designated rental inspection district is made subject to the rental inspection ordinance based upon a separate finding for each individual dwelling unit by the local governing body that (i) there is a need to protect the public health, welfare and safety of the occupants of that individual dwelling unit;

(ii) the individual dwelling unit is either (a) blighted or (b) in the process of deteriorating; or (iii) there is evidence of violations of the USBC that affect the safe, decent and sanitary living conditions for tenants living in such individual dwelling unit.

For purposes of this section, the local governing body may designate a local government agency other than the building department to perform all or part of the duties contained in the enforcement authority granted to the building department by this section.

Before adopting a rental inspection ordinance and establishing a rental inspection district or an amendment to either, the governing body of the locality shall hold a public hearing on the proposed ordinance. Notice of the hearing shall be published once a week for two successive weeks in a newspaper published or having general circulation in the locality.

Upon adoption by the local governing body of a rental inspection ordinance, the building department shall make reasonable efforts to notify owners of residential rental dwelling units in the designated rental inspection district, or their designated managing agents, and to any individual dwelling units subject to the rental inspection ordinance, not located in a rental inspection district, of the adoption of such ordinance, and provide information and an explanation of the rental inspection ordinance and the responsibilities of the owner thereunder.

The rental inspection ordinance may include a provision that requires the owners of dwelling units in a rental inspection district to notify the building department in writing if the dwelling unit of the owner is used for residential rental purposes. The building department may develop a form for such purposes. The rental inspection ordinance shall not include a registration requirement or a fee of any kind associated with the written notification pursuant to this subdivision. A rental inspection ordinance may not require that the written notification from the owner of a dwelling unit subject to a rental inspection ordinance be provided to the building department in less than 60 days after the adoption of a rental inspection ordinance. However, there shall be no penalty for the failure of an owner of a residential rental dwelling unit to comply with the provisions of this subsection, unless and until the building department provides personal or written notice to the property owner, as provided in this section. In any event, the sole penalty for the willful failure of an owner of a dwelling unit who is using the dwelling unit for residential rental purposes to comply with the written notification requirement shall be a civil penalty of up to \$50. For purposes of this subsection, notice sent by regular first class mail to the last known address of the owner as shown on the current real estate tax assessment books or current real estate tax assessment records shall be deemed compliance with this requirement.

Upon establishment of a rental inspection district in accordance with this section, the building department may, in conjunction with the written notifications as provided for above, proceed to inspect dwelling units in the designated rental inspection district to determine if the dwelling units are being used as a residential rental property and for

compliance with the provisions of the USBC that affect the safe, decent and sanitary living conditions for the tenants of such property.

If a multifamily development has more than 10 dwelling units, in the initial and periodic inspections, the building department shall inspect only a sampling of dwelling units, of not less than two and not more than 10% of the dwelling units, of a multifamily development, that includes all of the multifamily buildings that are part of that multifamily development. In no event, however, shall the building department charge a fee authorized by this section for inspection of more than 10 dwelling units. If the building department determines upon inspection of the sampling of dwelling units that there are violations of the USBC that affect the safe, decent and sanitary living conditions for the tenants of such multifamily development, the building department may inspect as many dwelling units as necessary to enforce the USBC, in which case, the fee shall be based upon a charge per dwelling unit inspected, as otherwise provided in the fee schedule established pursuant to this section.

Upon the initial or periodic inspection of a residential rental dwelling unit subject to a rental inspection ordinance, the building department has the authority under the USBC to require the owner of the dwelling unit to submit to such follow-up inspections of the dwelling unit as the building department deems necessary, until such time as the dwelling unit is brought into compliance with the provisions of the USBC that affect the safe, decent and sanitary living conditions for the tenants.

Except as provided for above, following the initial inspection of a residential rental dwelling unit subject to a rental inspection ordinance, the building department may inspect any residential rental dwelling unit in a rental inspection district, that is not otherwise exempted in accordance with this section, no more than once each calendar year.

Upon the initial or periodic inspection of a residential rental dwelling unit subject to a rental inspection ordinance for compliance with the USBC, provided that there are no violations of the USBC that affect the safe, decent and sanitary living conditions for the tenants of such residential rental dwelling unit, the building department shall provide, to the owner of such residential rental dwelling unit, an exemption from the rental inspection ordinance for a minimum of four years. Upon the sale of a residential rental dwelling unit, the building department may perform a periodic inspection as provided above, subsequent to such sale. If a residential rental dwelling unit has been issued a certificate of occupancy within the last four years, an exemption shall be granted for a minimum period of four years from the date of the issuance of the certificate of occupancy by the building department. If the residential rental dwelling unit becomes in violation of the USBC during the exemption period, the building department may revoke the exemption previously granted under this section.

A local governing body may establish a fee schedule for enforcement of the USBC, which includes a per dwelling unit fee for the initial inspections, follow-up inspections and periodic inspections under this section.

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The provisions of this section shall not in any way alter the rights and obligations of landlords and tenants pursuant to the applicable provisions of Chapter 13 (§ 55-217 et seq.) or Chapter 13.2 (§ 55-248.2 et seq.) of Title 55 of the Code of Virginia.

The provisions of this section shall not alter the duties or responsibilities of the local building department under § 36-105 of the Code of Virginia to enforce the Building Code.

Unless otherwise provided for in § 36-105.1:1 of the Code of Virginia, penalties for violation of this section shall be the same as the penalties provided for violations of other sections of the USBC.

C. Section 104.2 Interagency coordination. When any inspection functions under this code are assigned to a local agency other than the local building department, such agency shall coordinate its reports of inspection with the local building department.

D. 104.3 Transfer of ownership. If the local building department has initiated an enforcement action against the owner of a building or structure and such owner subsequently transfers the ownership of the building or structure to an entity in which the owner holds an ownership interest greater than 50%, the pending enforcement action shall continue to be enforced against the owner.

13 VAC 5-63-480. Section 104 Enforcement, generally.

A. Section 104.1 Scope of enforcement. In accordance with § 36-105 of the Code of Virginia, the local governing body may also inspect and enforce the provisions of the USBC for existing buildings and structures, whether occupied or not. Such inspection and enforcement shall be carried out by an agency or department designated by the local governing body.

Note: Generally, official action must be taken by the local government to enforce the Virginia Maintenance Code. Consultation with the legal counsel of the jurisdiction when initiating or changing such action is advised.

B. Section 104.1.1 Rental inspections. Rental inspection programs in localities enforcing this code shall be in accordance with Section 104.1.1 of the Virginia Construction Code.

C. Section 104.1.2 Transfer of ownership. If the local building department has initiated an enforcement action against the owner of a building or structure and such owner subsequently transfers the ownership of the building or structure to an entity in which the owner holds an ownership interest greater than 50%, the pending enforcement action shall continue to be enforced against the owner.

~~G.~~ D. Section 104.2 Fees. In accordance with § 36-105 of the Code of Virginia, fees may be levied by the local governing body in order to defray the cost of enforcement and appeals.

~~D.~~ E. Section 104.3 State buildings. In accordance with § 36-98.1 of the Code of Virginia, this code shall be applicable to state-owned buildings and structures. Acting through the Division of Engineering and Buildings, the Department of General Services shall function as the building official for state-owned buildings.

~~E.~~ F. Section 104.4 Local enforcing agency. In jurisdictions enforcing this code, the local governing body shall designate the agency within the local government responsible for such enforcement and appoint a code official. The local governing body may also utilize technical assistants to assist the code official in the enforcement of this code. A permanently appointed code official shall not be removed from office except for cause after having been afforded a full opportunity to be heard on specific and relevant charges by and before the appointing authority. DHCD shall be notified by the appointing authority within 30 days of the appointment or release of a permanent or acting code official and within 60 days after retaining or terminating a technical assistant.

Note: Code officials and technical assistants are subject to sanctions in accordance with the VCS.

~~F.~~ G. Section 104.4.1 Qualifications of code official and technical assistants. The code official shall have at least five years of building experience as a licensed professional engineer or architect, building, fire or trade inspector, contractor, housing inspector or superintendent of building, fire or trade construction or at least five years of building experience after obtaining a degree in architecture or engineering, with at least three years in responsible charge of work. Any combination of education and experience that would confer equivalent knowledge and ability shall be deemed to satisfy this requirement. The code official shall have general knowledge of sound engineering practice in respect to the design and construction of structures, the basic principles of fire prevention, the accepted requirements for means of egress and the installation of elevators and other service equipment necessary for the health, safety and general welfare of the occupants and the public. The local governing body may establish additional qualification requirements.

A technical assistant shall have at least three years of experience and general knowledge in at least one of the following areas: building construction, building, fire or housing inspections, plumbing, electrical or mechanical trades, fire protection, elevators or property maintenance work. Any combination of education and experience which would confer equivalent knowledge and ability shall be deemed to satisfy this requirement. The locality may establish additional certification requirements.

~~G.~~ H. Section 104.4.2 Certification of code official and technical assistants. An acting or permanent code official shall be certified as a code official in accordance with the VCS within one year after being appointed as acting or permanent code official. A technical assistant shall be certified in the appropriate subject area within 18 months after becoming a technical assistant. When required by a locality to have two or more certifications, a technical assistant shall obtain the additional certifications within three years from the date of such requirement.

Exception: A code official or technical assistant in place prior to April 1, 1995, shall not be required to meet the certification requirements in this section while continuing to serve in the same capacity in the same locality.

~~H.~~ *I.* Section 104.4.3 Noncertified code official. Except for a code official exempt from certification under the exception to Section 104.4.2, any acting or permanent code official who is not certified as a code official in accordance with the VCS shall attend the core module of the Virginia Building Code Academy or an equivalent course in an individual or regional code academy accredited by DHCD within 180 days of appointment. This requirement is in addition to meeting the certification requirement in Section 104.4.2.

~~I.~~ *J.* Section 104.4.4 Continuing education requirements. Code officials and technical assistants shall attend periodic training courses designated by DHCD.

~~J.~~ *K.* Section 104.4.5 Conflict of interest. The standards of conduct for code officials and technical assistants shall be in accordance with the provisions of the State and Local Government Conflict of Interests Act, Chapter 31 (§ 2.2-3100 et seq.) of Title 2.2 of the Code of Virginia.

~~K.~~ *L.* Section 104.4.6 Records. The local enforcing agency shall retain a record of applications received, permits, certificates, notices and orders issued, fees collected and reports of inspections in accordance with The Library of Virginia's General Schedule Number Six.

~~L.~~ *M.* Section 104.5 Powers and duties, generally. The code official shall enforce this code as set out herein and as interpreted by the State Review Board and shall issue all necessary notices or orders to ensure compliance with the code.

~~M.~~ *N.* Section 104.5.1 Delegation of authority. The code official may delegate powers and duties except where such authority is limited by the local government. When such delegations are made, the code official shall be responsible for assuring that they are carried out in accordance with the provisions of this code.

~~N.~~ *O.* Section 104.5.2 Issuance of modifications. Upon written application by an owner or an owner's agent, the code official may approve a modification of any provision of this code provided the spirit and intent of the code are observed and public health, welfare and safety are assured. The decision of the code official concerning a modification shall be made in writing and the application for a modification and the decision of the code official concerning such modification shall be retained in the permanent records of the local enforcing agency.

~~O.~~ *P.* Section 104.5.2.1 Substantiation of modification. The code official may require or may consider a statement from a professional engineer, architect or other person competent in the subject area of the application as to the equivalency of the proposed modification.

~~P.~~ *Q.* Section 104.5.3 Inspections. The code official may inspect buildings or structures to determine compliance with this code and shall carry proper credentials when performing such inspections.

~~Q.~~ *R.* Section 104.5.4 Notices, reports and orders. Upon findings by the code official that violations of this code exist, the code official shall issue a correction notice or notice of violation to the owner or the person responsible for the maintenance of the structure.

~~R.~~ *S.* Section 104.5.4.1 Correction notice. The correction notice shall be a written notice of the defective conditions. The correction notice shall require correction of the violation or violations within a reasonable time unless an emergency condition exists as provided under the unsafe building provisions of Section 105. Upon request, the correction notice shall reference the code section that serves as the basis for the defects and shall state that such defects shall be corrected and reinspected in a reasonable time designated by the code official.

~~S.~~ *T.* Section 104.5.4.2 Notice of violation. If the code official determines there are violations of this code other than those for unsafe structures, unsafe equipment or structures unfit for human occupancy under Section 105, the code official may issue a notice of violation to be communicated promptly in writing to the owner or the person responsible for the maintenance or use of the building or structure in lieu of a correction notice as provided for in Section 104.5.4.1. In addition, the code official shall issue a notice of violation for any uncorrected violation remaining from a correction notice established in Section 104.5.4.1. A notice of violation shall be issued by the code official before initiating legal proceedings unless the conditions violate the unsafe building conditions of Section 105 and the provisions established therein are followed. The code official shall provide the section numbers to the owner for any code provision cited in the notice of violation. The notice shall require correction of the violation or violations within a reasonable time unless an emergency condition exists as provided under the building provisions of Section 105. The owner or person to whom the notice of violation has been issued shall be responsible for contacting the code official within the time frame established for any reinspections to assure the violations have been corrected. The code official will be responsible for making such inspection and verifying the violations have been corrected. In addition, the notice of violation shall indicate the right of appeal by referencing the appeals section of this code.

Note: Work done to correct violations of this code is generally subject to the permit, inspection and approval provisions of the Virginia Construction Code.

~~T.~~ *U.* Section 104.5.5 Coordination of inspections. The code official shall coordinate inspections and administrative orders with any other state or local agencies having related inspection authority and shall coordinate those inspections required by the Virginia Statewide Fire Prevention Code (13 VAC 5-51) for maintenance of fire protection devices, equipment and assemblies so that the owners and occupants will not be subjected to numerous inspections or conflicting orders.

Note: The Fire Prevention Code requires the fire official to coordinate such inspections with the code official.

~~U.~~ *V.* Section 104.5.6 Further action when violation not corrected. If the responsible party has not complied with the notice of violation, the code official shall submit a written request to the legal counsel of the locality to institute the appropriate legal proceedings to restrain, correct or abate the violation or to require the removal or termination of the use of the building or structure involved. In cases where the locality

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so authorizes, the code official may issue or obtain a summons or warrant.

W. Section 104.5.7 Penalties and abatement. Penalties for violations of this code shall be as set out in § 36-106 of the Code of Virginia. The successful prosecution of a violation of the code shall not preclude the institution of appropriate legal action to require correction or abatement of a violation.

VA.R. Doc. No. R06-239; Filed May 23, 2006, 9:37 a.m.

TITLE 18. PROFESSIONAL AND OCCUPATIONAL LICENSING

BOARD OF OPTOMETRY

REGISTRAR'S NOTICE: The Board of Optometry is claiming an exemption from the Administrative Process Act in accordance with § 2.2-4006 A 3 of the Code of Virginia, which excludes regulations that consist only of changes in style or form or corrections of technical errors. The Board of Optometry will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision.

Title of Regulation: 18 VAC 105-20. Regulations Governing the Practice of Optometry (amending 18 VAC 105-20-5, 18 VAC 105-20-10, 18 VAC 105-20-15 and 18 VAC 105-20-16).

Statutory Authority: §§ 54.1-2400 and 54.1-3223 of the Code of Virginia.

Effective Date: July 12, 2006.

Agency Contact: Elizabeth A. Carter, Ph.D., Executive Director, Board of Optometry, 6603 West Broad Street, 5th Floor, Richmond, VA 23230-1712, telephone (804) 662-9910, FAX (804) 662-7908 or e-mail elizabeth.carter@dhp.virginia.gov.

Summary:

The current regulations use differing terminology to refer to the entity that provides the competency examination in optometry. The correct name is the National Board of Examiners in Optometry. The amendments add a definition for "NBEO" as the National Board of Examiners in Optometry and add the acronym of "NBEO" throughout in reference to the national certifying examination.

18 VAC 105-20-5. Definitions.

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

"Board" means the Virginia Board of Optometry.

"NBEO" means the National Board of Examiners in Optometry.

"TPA" means therapeutic pharmaceutical agents.

"TPA certification" means authorization by the Virginia Board of Optometry for an optometrist to treat diseases and abnormal conditions of the human eye and its adnexa and to prescribe and administer certain therapeutic pharmaceutical agents.

18 VAC 105-20-10. Licensure by examination.

A. The applicant, in order to be eligible for licensure by examination to practice optometry in the Commonwealth, shall meet the requirements for TPA certification in 18 VAC 105-20-16 and shall:

1. Be a graduate of a school of optometry accredited by the Council on Optometric Education; have an official transcript verifying graduation sent to the board;
2. Request submission of an official report from the ~~National Board of Examiners in Optometry~~ NBEO of a score received on each required part of the NBEO examination of the ~~National Board of Examiners in Optometry~~ or other board-approved examination; and
3. Submit a completed application and the prescribed fee.

B. Applicants who passed the National Board Examination prior to May 1985 shall apply for licensure by endorsement as provided for in 18 VAC 105-20-15.

C. Required examinations.

1. For the purpose of § 54.1-3211 of the Code of Virginia, the board adopts all parts of the NBEO examination of the ~~National Board of Examiners in Optometry~~ as its written examination for licensure. After July 1, 1997, the board shall require passage as determined by the board of Parts I, II, and III of the ~~National Board~~ NBEO examination.
2. As part of the application for licensure, an applicant must sign a statement attesting that he has read, understands, and will comply with the statutes and regulations governing the practice of optometry in Virginia.

18 VAC 105-20-15. Licensure by endorsement.

A. An applicant for licensure by endorsement shall meet the requirements for TPA certification in 18 VAC 105-20-16, pay the fee as prescribed in 18 VAC 105-20-20 and file a completed application that certifies the following:

1. The applicant has successfully completed a licensing examination or certification in optometry in any jurisdiction of the United States that is approximately comparable to the Virginia examination at the time of initial licensure.
2. The applicant has been engaged in active clinical practice for at least 36 months out of the last 60 months immediately preceding application.
3. The applicant is not a respondent in a pending or unresolved malpractice claim.
4. Each jurisdiction in which the applicant is currently licensed has verified that:
 - a. The license is full and unrestricted, and all continuing education requirements have been completed, if applicable;

- b. The applicant is not a respondent in any pending or unresolved board action;
- c. The applicant has not committed any act ~~which~~ *that* would constitute a violation of § 54.1-3204 or 54.1-3215 of the Code of Virginia; and
- d. The applicant has graduated from an accredited school or college of optometry.

B. The applicant shall also provide proof of competency in the use of diagnostic pharmaceutical agents (DPAs) which shall consist of a report from the national board of passing scores on all sections of Parts I and II of the ~~National Board~~ *NBEO* examination taken in May 1985 or thereafter. If the applicant does not qualify through examination, he shall provide other proof of meeting the requirements for the use of DPA as provided in §§ 54.1-3220 and 54.1-3221 of the Code of Virginia.

C. As part of the application for licensure, an applicant must sign a statement attesting that he has read, understands, and will comply with the statutes and regulations governing the practice of optometry in Virginia.

D. In the case of a federal service optometrist, the commanding officer shall also verify that the applicant is in good standing and provide proof of credentialing and quality assurance review to satisfy compliance with applicable requirements of subsection A of this section.

E. In the event the examinations for initial licensure are determined not comparable, the board may require the applicant to take and pass a regional or national practical examination.

F. An optometrist previously licensed in Virginia is not eligible for licensure by endorsement but may apply for reinstatement of licensure under 18 VAC 105-20-60.

18 VAC 105-20-16. Requirements for TPA certification.

A. An applicant for licensure shall meet the following requirements for TPA certification:

1. Complete a full-time, postgraduate or equivalent graduate-level optometric training program that is approved by the board and that shall include a minimum of 20 hours of clinical supervision by an ophthalmologist; and
2. Take and pass the TPA certification examination, which shall be Treatment and Management of Ocular Disease (TMOD) of the ~~National Board of Optometric Examiners (NBOE)~~ *NBEO* or, if TPA-certified by a state examination, provide evidence of comparability to the ~~NBOE~~ *NBEO* examination that is satisfactory to the board.

B. A candidate for certification by the board who fails the examination as required in subdivision A 2 of this section, following three attempts, shall complete additional postgraduate training as determined by the board to be eligible for TPA certification.

VA.R. Doc. No. R06-240; Filed May 24, 2006, 9:26 a.m.



EMERGENCY REGULATIONS

TITLE 4. CONSERVATION AND NATURAL RESOURCES

MARINE RESOURCES COMMISSION

Title of Regulation: **4 VAC 20-150. Pertaining to the Dredging of Conchs (also known as Whelks) (amending 4 VAC 20-150-10 and 4 VAC 20-150-70).**

Statutory Authority: §§ 28.2-201 and 28.2-210 of the Code of Virginia.

Effective Dates: May 29, 2006, through June 28, 2006.

Agency Contact: Deborah Cawthon, Agency Regulatory Coordinator, Marine Resources Commission, 2600 Washington Avenue, 3rd Floor, Newport News, VA 23607, telephone (757) 247-2248, FAX (757) 247-2002 or e-mail debbie.cawthon@mrc.virginia.gov.

Summary:

The amendment includes horseshoe crabs as a species that may be harvested or possessed, along with conchs in Area Number 2 and Area Number 4. Catch limitation for horseshoe crabs is removed for Area Number 3 and Area Number 5.

4 VAC 20-150-10. Purpose.

The purpose of this *emergency* chapter is to provide for the conservation of conchs and to minimize gear conflicts.

4 VAC 20-150-70. Limitation of catch.

~~A. In Area Number 2 and Area Number 4, conchs only may conchs and horseshoe crabs shall be taken, harvested or possessed. All other shellfish, crustaceans, finfish, and other marine life caught during dredging shall be returned immediately to the water. Possession of such for a time longer than is necessary to return to the water will be in violation of this chapter.~~

~~B. In Area Number 3 and Area Number 5, it shall be unlawful to harvest, take or possess horseshoe crabs from May 1 through June 7. Possession of horseshoe crabs for a time longer than is necessary to return them to the water will be in violation of this chapter.~~

VA.R. Doc. No. R06-243; Filed May 26, 2006, 10:37 a.m.



GENERAL NOTICES/ERRATA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Virginia Coastal Resources Management Program

Public Notice of Updates to the Enforceable Policies of the Program for which Federal Consistency will apply effective June 12, 2006

Notice of intended action: This public notice is to inform interested parties that the Virginia Coastal Resources Management Program's enforceable policies have been updated and incorporated into the program.

Purpose of the notice: The Coastal Zone Management Act (CZMA) (15 CFR § 923.84) requires state Coastal Zone Management Programs to formally incorporate changes made to the laws and policies that are used for federal consistency. The changes discussed here were previously made to the individual policies and are now formally incorporated into the Virginia Coastal Resources Management Program. These updates are considered to be routine program changes, and therefore do not significantly affect the (i) uses subject to management; (ii) special management areas; (iii) boundaries; (iv) authorities and organization or (v) coordination, public involvement and national interest components of the Virginia Coastal Resources Management Program. The National Oceanic and Atmospheric Administration has concurred with the revised provisions discussed below and has approved their incorporation into the program. Federal consistency shall apply to the revised provisions effective June 12, 2006. A summary of the updates to the Virginia Coastal Resources Management Program is as follows: (1) Virginia Subaqueous Lands Management (Chapter 12 (§§ 28.2-1200 et seq.) of Title 28.2 of the Code of Virginia) - This program change incorporates the revised Subaqueous Lands Management statutes into the Program. (2) Virginia Water Protection Permit Program Law (State Water Control Law) (§§ 44.3, 44.5, 44.15, 44.15:5, 44.15:6 and 44.23 of Chapter 3.1 of Title 62.1 of the Code of Virginia) - This program change incorporates the Virginia Water Protection Permit Program statutes into the program. These sections do not apply to federal agencies except as federal agencies are required to comply with state water quality laws under the federal Clean Water Act. Otherwise, federal agencies are only required to be consistent to the maximum extent practicable with the Virginia CZMA enforceable policies under CZMA section 307(c)(1) and (2) and 15 CFR part 930, subpart C. (3) Virginia Water Protection Permit Program Regulations (9 VAC 25-210-10 et seq.) - This program change incorporates the revised Water Protection Permit Program regulations into the Coastal Resource Management Program.

To review documents: The text of these changes as well as an analysis of their implication to the Virginia Coastal Resources Management Program is available on the Virginia Coastal Resources Management Program's website beginning June 12, 2006, at www.deq.virginia.gov/coastal. If you require paper copies of any of these documents, please contact the Virginia Coastal Resources Management Program through Rachel Bullene at (804) 698-4122.

DEPARTMENT OF TRANSPORTATION

Notice of Periodic Review

Pursuant to Executive Order 21 (02), the Virginia Department of Transportation has scheduled the six regulations listed below for review. If any changes are deemed necessary, VDOT will file the appropriate documentation as required to comply with the applicable statute or other directives.

Contact information and duration of the collection of comment are shown at the end of this notice.

Regulation Title: Delegation of Duties

Subject: Establishes duties of VDOT employees as delegated by the Commonwealth Transportation Commissioner.

APA Exemption: § 2.2-4002 C 2

VAC Number: 24 VAC 30-15

VDOT seeks public comment regarding the following question: Does the regulation meet the following goals?

1. To protect the public's health, safety, and welfare with the least possible intrusiveness to the citizens and businesses of the Commonwealth.
2. To designate appropriate responsibilities in a clearly understandable manner.
3. To comply with state statutes.

Regulation Title: Rules and Regulations of the Commonwealth Transportation Board.

Subject: Sets forth the conditions under which VDOT, on behalf of the Commonwealth Transportation Board (CTB), will grant permits for performing work on state-owned property controlled by the CTB. It also specifies permitted and prohibited activities on state-owned right-of-way.

APA Exemption: None

VAC Number: 24 VAC 30-20

VDOT seeks public comment to determine whether the regulation meets the following goals:

1. To protect the public's health, safety, and welfare with the least possible cost and intrusiveness to the citizens of the Commonwealth.
2. To ensure integrity of the transportation infrastructure.
3. Is the regulation written clearly and understandably?

Regulation Title: Rules and Regulations to Comply with the Setoff Debt Collection Act

Subject: Sets forth the policies and procedures VDOT will follow after being notified by the Virginia Department of

General Notices/Errata

Taxation that a debtor is entitled to a refund so that VDOT may claim any part or all the refund pursuant to a hearing.

APA Exemption: None

VAC Number: 24 VAC 30-160

VDOT seeks public comment to determine whether the regulation meets the following goals:

1. To minimize the number of defaults by debtors.
2. To ensure VDOT complies with applicable state statutes concerning the collection of debt due VDOT.
3. To protect the public's health, safety, and welfare with the least possible cost and intrusiveness to the citizens of the Commonwealth.
4. Is the regulation written clearly and understandably?

* * * * *

Regulation Title: Virginia Alternative Fuels Revolving Fund Regulations

Subject: This regulation establishes the procedures VDOT will use in administering the Virginia Alternative Fuels Revolving Fund, a program designed to encourage the use of alternative fuels. This program was not funded by the General Assembly after FY 98, but the regulation has not rescinded, as funding may be restored in the future.

APA Exemption: § 2.2-4002 B 4

VAC Number: 24 VAC 30-220

The General Assembly chose not to fund the program addressed by this regulation after FY 1998. However, the statute (§ 33.1-223.3 et seq.) authorizing the program has not been repealed. Therefore, to comply with Executive Order 21 (02), VDOT is publishing this notice to collect input that may be incorporated into future versions of the regulation should the General Assembly choose to fund the program in the future.

When funded, this program was intended to meet the following goals:

1. To encourage the use of alternate fuels to improve air quality.
2. To aid Virginia's economy.
3. To reduce dependence on imported fuels.

* * * * *

Regulation Title: Debarment/Suspension of Contractors Policy

Subject: Establishes policy and procedures the Commonwealth Transportation Board follows in determining sanctions (debarment or suspension) of contractors.

APA Exemption: § 2.2-4002 B 2

VAC Number: 24 VAC 30-340

VDOT seeks public comment regarding the following questions:

1. Does the regulation meet the following goals?

- To ensure VDOT's procurement of contractors is conducted efficiently and effectively; and
- To protect the public's health, safety, and welfare with the least possible cost and intrusiveness to the citizens of the Commonwealth.

2. Is the regulation written clearly and understandably?

* * * * *

Regulation Title: Virginia Scenic Highways and Byways

Subject: Establishes policy objectives, criteria and procedures the Commonwealth Transportation Board, in coordination with the Director of the Department of Conservation and Recreation, follows in designating or de-designating Scenic Highways and Virginia Byways.

APA Exemption: § 2.2-4002 B 3

VAC Number: 24 VAC 30-390

VDOT seeks public comment regarding the following questions:

1. Does the regulation meet the following goals?

- To comply with applicable state statutes concerning the designation of Scenic Highways and Virginia Byways (§ 33.1-62 et seq.); and

- To protect the public's health, safety, and welfare with the least possible cost and intrusiveness to the citizens of the Commonwealth.

2. Is the regulation written clearly and understandably?

Comments on any of the regulations may be submitted from June 12, 2006, through July 3, 2006. If any member of the public would like to comment on these regulations, please send comments by the close of the comment period to David L. Roberts, Program Administration Specialist III, Department of Transportation, 1401 East Broad Street, Richmond, VA 23219, telephone (804) 786-3620, FAX (804) 225-4700, or e-mail david.roberts@vdot.virginia.gov.

STATE CORPORATION COMMISSION

AT RICHMOND, MAY 10, 2006

COMMONWEALTH OF VIRGINIA ex rel.

STATE CORPORATION COMMISSION

CASE NO. PUE-2006-00064

Ex Parte: In the matter of considering

§ 1254 of the Energy Policy Act of 2005

ORDER ESTABLISHING PROCEEDING

Section 111 of the Public Utility Regulatory Policies Act of 1978, 16 USC § 2601 et seq. ("PURPA"), requires each state regulatory authority, with respect to each electric utility for which it has ratemaking authority, to consider certain federal

standards established by PURPA for electric utilities within its jurisdiction. Each such state regulatory authority is required to determine whether or not it is appropriate, to the extent consistent with otherwise applicable state law, to implement these standards.¹ The State Corporation Commission ("Commission") conducted a number of proceedings shortly after PURPA's adoption in 1978 for consideration of original PURPA requirements.²

On August 8, 2005, the U.S. Congress enacted the Energy Policy Act of 2005, P.L. 109-58, 119 Stat. 594 (the "Energy Policy Act"), to develop, among other things, a new federal PURPA standard that would, if adopted, require each electric utility to make available, upon request, interconnection service to any customer that the utility serves. Section 1254(a) of the Energy Policy Act amends § 111(d) of PURPA, 16 USC § 2621(d), by adding the following standard for consideration:

(15) INTERCONNECTION - (A) In this paragraph, the term 'interconnection service' means service to an electric consumer by which an on-site generating facility on the premises of the electric consumer is connected to the local distribution facilities.

(B)(i) Each electric utility shall make available, on request, interconnection service to any electric consumer that the electric utility serves.

(ii) Interconnection services shall be made available under clause (i) based on the standards developed by the Institute of Electrical and Electronics Engineers entitled 'IEEE Standard 1547 for Interconnecting Distributed Resources with Electric Power Systems' (or successor standards).

(C)(i) Electric utilities shall establish agreements and procedures providing that the interconnection services made available under subparagraph (B) promote current best practices of interconnection for distributed generation, including practices stipulated in model codes adopted by associations of State regulatory agencies.

(ii) Any agreements and procedures established under clause (i) shall be just and reasonable and not unduly discriminatory or preferential.

Section 1254(b) of the Energy Policy Act requires each state regulatory authority to consider whether or not the interconnection standard would be appropriate for implementation. However, a state regulatory authority is not required to consider and determine whether or not such standard is appropriate to be implemented if, prior to the August 8, 2005, enactment of the statute: (1) the state implemented the standard or a comparable one; (2) the state regulatory authority conducted a proceeding to consider implementation of the standard or a comparable one; or (3) the state legislature voted on the implementation of the standard or a comparable one.

¹ 16 U.S.C. § 2621.

² Such proceedings include among others, Case Nos. PUE-1979-00014 and PUE-1980-00076, -00092, -00093, -00094, -00095, -00096, -00102, -00112, -00113, -00114, -00115, -00116, and -00117. The Commission would note, however, that developments in the law subsequent to the original adoption of PURPA in 1978 raise serious doubt about the constitutionality of its implementation, i.e., co-opting state regulatory agencies to implement a federal regulatory scheme. See *Printz v. United States*, 521 U.S. 898 (1997).

NOW THE COMMISSION, upon consideration of the matter, is of the opinion and finds that, notwithstanding our reservations as to its legal propriety, a proceeding will be established to consider the interconnection standard for implementation in the Commonwealth. This action shall not constitute a waiver of any right of the Commission or the Commonwealth of Virginia, including hereafter any right to object, to claim immunity, or to interpose state sovereignty in response to any actions that may be taken by any person, federal authority, or other entity in relation to the Energy Policy Act.

We will direct that notice be given to the public and that interested persons have an opportunity to comment on the issues raised herein. The Staff has developed lists of individuals, organizations, and companies that may be interested in this proceeding. We will direct the Staff to provide copies of this Order by electronic transmission or, when electronic transmission is not possible, by mail, to individuals, organizations, and companies on these lists. We will also direct that a copy of this Order be published in the Virginia Register.

We note that the distributed generation statute enacted in 1999 by the General Assembly as a part of the Virginia Electric Utility Restructuring Act, Chapter 23 (§ 56-576 et seq.) of Title 56 of the Code of Virginia ("Restructuring Act") is similar to that contained in § 1254(a) of the Energy Policy Act. Section 1254(a) of the Energy Policy Act requires that each electric utility shall make interconnection service available to any customer upon request and requires procedures for interconnecting on-site generators with such utility's local distribution system. This type of generation is also known as, among other things, distributed generation or distributed resources and may be based on a variety of technologies. Section 56-578 A of the Restructuring Act provides that all distributors - meaning such persons or entities that own, control, or operate a retail distribution system to provide electric energy directly to retail customers - have the obligation to connect any retail customer, including those using distributed generation, located within its service territory to the distributor's facilities used for delivery of retail electric energy.

Section 1254(a) of the Energy Policy Act further requires the connection of the on-site generation facility to the grid to be based upon the Institute of Electrical and Electronics Engineers ("IEEE") Standard 1547 for Interconnecting Distributed Resources with Electric Power Systems. IEEE Standard 1547 is actually a series of standards and their development is an on-going process. IEEE Standard 1547 establishes the criteria and requirements for interconnection of distributed resources to electric power systems relative to the performance, operation, testing, safety considerations, and maintenance of the interconnection.³ Pursuant to § 56-578 C of the Restructuring Act, the Commission is to establish interconnection standards to, among other things, ensure transmission and distribution safety and reliability, which

³ See the 1547 Series of Standards website at http://grouper.ieee.org/groups/scc21/dr_shared/.

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standards shall not be inconsistent with nationally recognized standards acceptable to the Commission.⁴

Section 1254(a) of the Energy Policy Act also requires that the agreements and procedures by which an electric utility interconnects a local generator to the grid promote current best practices of interconnection for distributed generation,⁵ be just and reasonable, and not unduly discriminatory or preferential. Section 56-578 B of the Restructuring Act provides that, except as may otherwise be provided by the Restructuring Act, every distributor shall provide distribution service on a basis which is just, reasonable, and not unduly discriminatory to suppliers of electric energy, including distributed generation, and comparable in quality to those provided by the utility to itself or to any affiliate.

Therefore, pursuant to the foregoing described authorities, the Commission invites interested persons to comment on the following issues: (1) whether prior state action has occurred such that the interconnection standard contained in § 1254(a) of the Energy Policy Act, or a comparable one, has already been voted on by the General Assembly for implementation in the Commonwealth in § 56-578 of the Restructuring Act or any other state law or regulation as may be applicable; (2) whether the Commission has the authority to consider the federal interconnection standard; (3) whether implementation of the federal interconnection standard implementation would be consistent with otherwise applicable Virginia law; (4) whether it would now be appropriate to open a proceeding pursuant to § 56-578 of the Restructuring Act to establish interconnection standards; and (5) what issues would be required to be addressed by the Commission in establishing interconnection standards.

Accordingly, IT IS ORDERED THAT:

(1) This case is docketed and assigned Case No. PUE-2006-00064.

(2) The Commission's Division of Information Resources shall forward a copy of this Order to the Registrar of Regulation for publication in the Virginia Register.

(3) Within five business days of the filing of this Order with the Clerk of the Commission, the Staff shall transmit electronically or mail copies of this Order to interested persons and organizations as discussed in this Order.

⁴ The Commission has not heretofore implemented a proceeding to consider interconnection standards for distributed generation pursuant to § 56-578 of the Restructuring Act. There was no deadline for the promulgation of any relevant rules and regulations contained in that statute. When the Commission previously considered opening a proceeding, the IEEE, National Association of Regulated Utility Commissioners, and the Federal Energy Regulatory Commission were in the process of developing interconnection standards, and there was no explicit interest in interconnection standards by customers in the Commonwealth. Further, the Commission was in the process of adopting the closely related Regulations Governing Net Energy Metering Rules, 20 VAC 5-315-10 et seq. The Commission, therefore, decided to defer the matter until such time as would be more appropriate.

⁵ Section 1254(a) further indicates that such best practices would include practices stipulated in model codes adopted by associations of state regulatory agencies. See, e.g., the National Association of Regulated Utility Commissioners' "Model Interconnection Procedures and Agreement for Small Distributed Generation Resources" at <http://files.harc.edu/Sites/GulfCoastCHP/Publications/ModelInterconnectionProcedures.pdf>.

(4) On or before May 25, 2006, the Staff shall file with the Clerk of the Commission a certificate of the transmission or mailing required by Ordering Paragraph (3) and include a list of the names and addresses of persons to whom the Order was transmitted or mailed.

(5) On or before June 9, 2006, any interested person may file an original and fifteen (15) copies of comments with Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218. Comments shall refer to Case No. PUE-2006-00064 and address the specific issues raised in this Order. Interested persons desiring to submit comments electronically may do so by following the instructions available at the Commission's website: <http://www.scc.virginia.gov/caseinfo.htm>.

(6) On or before July 12, 2006, the Staff may file comments with the Commission presenting its findings and recommendations, or responding to any comments filed by interested persons in this matter.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to: C. Meade Browder, Jr., Senior Assistant Attorney General, Division of Consumer Counsel, Office of Attorney General, 900 East Main Street, 2nd Floor, Richmond, Virginia 23219; and the Commission's Office of General Counsel and Divisions of Economics and Finance and Energy Regulation.

* * * * *

AT RICHMOND, MAY 19, 2006

COMMONWEALTH OF VIRGINIA ex rel.

STATE CORPORATION COMMISSION

CASE NO. PUE-2006-00064

Ex Parte: In the matter of considering

§ 1254 of the Energy Policy Act of 2005

AMENDING ORDER

On May 10, 2006, the State Corporation Commission ("Commission") issued an Order Establishing Proceeding to consider for implementation in the Commonwealth a new federal interconnection standard for electric utilities under the Public Utility Regulatory Policies Act of 1978, 16 USC 2601 et seq. ("PURPA"), which was enacted by § 1254 of the Energy Policy Act of 2005, P.L. 109-58, 119 Stat. 594 (the "Energy Policy Act"). Section 1254(a) of the Energy Policy Act requires that each electric utility shall make interconnection service available to any customer upon request and requires procedures for interconnecting on-site generators with a utility's local distribution system.

In the Order Establishing Proceeding, the Commission directed, among other things, that the Order be forwarded to the Registrar of Regulation for publication in the Virginia Register. The Commission also invited interested persons to comment on the following issues: (1) whether prior state action has occurred such that the interconnection standard contained in § 1254(a) of the Energy Policy Act, or a

comparable one, already has been voted on by the General Assembly for implementation in the Commonwealth in § 56-578 of the Virginia Electric Utility Restructuring Act, Chapter 23 (§ 56-576 et seq.) of Title 56 of the Code of Virginia ("Restructuring Act"), or any other state law or regulation as may be applicable; (2) whether the Commission has the authority to consider the federal interconnection standard; (3) whether implementation of the federal interconnection standard would be consistent with otherwise applicable Virginia law; (4) whether it would now be appropriate to open a proceeding pursuant to § 56-578 of the Restructuring Act to establish interconnection standards; and (5) what issues would be required to be addressed by the Commission in establishing interconnection standards. The Commission established June 9, 2006, as the deadline for such comments. Based on the next publication date for the Virginia Register, however, interested persons receiving notice of this proceeding through the Virginia Register would be unable to file comments by the deadline.

NOW THE COMMISSION, having considered the matter, is of the opinion and finds that the deadline for interested persons to comment on the issues raised in this proceeding should be extended and the procedural schedule revised.

Accordingly, IT IS ORDERED THAT:

- (1) The Commission's Division of Information Resources shall forward a copy of this Amending Order to the Registrar of Regulations for publication in the Virginia Register.
- (2) The Staff shall forthwith transmit electronically or mail copies of this Amending Order to those individuals listed in the certificate of transmission and mailing filed herein on May 17, 2006.
- (3) On or before June 1, 2006, the Staff shall file with the Clerk of the Commission a certificate of the transmission or mailing required by Ordering Paragraph (2).
- (4) On or before June 19, 2006, any interested person may file an original and fifteen (15) copies of comments with Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218. Comments shall refer to Case No. PUE-2006-00064 and address the specific issues raised in this proceeding. Interested persons desiring to submit comments electronically may do so by following the instructions available at the Commission's website: <http://www.scc.virginia.gov/caseinfo.htm>.
- (5) On or before July 26, 2006, the Staff may file comments with the Commission presenting its findings and recommendations, or responding to any comments filed by interested persons in this matter.
- (6) All other provisions of our May 10, 2006, Order Establishing Proceeding except as modified herein shall remain in full force and effect.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to: C. Meade Browder, Jr., Senior Assistant Attorney General, Division of Consumer Counsel, Office of Attorney General, 900 East Main Street, 2nd Floor, Richmond, Virginia 23219; and the Commission's Divisions of Economics and Finance and Energy Regulation.

STATE WATER CONTROL BOARD

Proposed Consent Special Order - Bench Mark Builders, Inc.

Citizens may comment on a proposed consent order for a facility in Roanoke County, Virginia.

Public comment period: June 12, 2006, to July 11, 2006.

Purpose of notice: To invite the public to comment on a proposed consent order.

A consent order is issued to a business owner or other responsible party to perform specific actions that will bring the entity into compliance with the relevant law and regulations. It is developed cooperatively with the facility and entered into by mutual agreement.

Project description: The State Water Control Board proposes to issue a consent order to Bench Mark Builders, Inc. to address violations of the Virginia regulations. The location of the facility where the violation occurred is the Preserve at Two Ford Road in Roanoke County, Virginia. The consent order describes a settlement to resolve stream filling without a permit. It requires payment of a civil charge and corrective action.

How a decision is made: After public comments have been considered, the State Water Control Board will make a final decision.

How to comment: DEQ accepts comments from the public by e-mail, fax or postal mail. All comments must include the name, address and telephone number of the person commenting and be received by DEQ within the comment period.

To review the consent order: The public may review the proposed consent order at the DEQ West Central Regional Office every work day by appointment or on the DEQ website at www.deq.virginia.gov.

Contact for public comments, document requests and additional information: Robert Steele, Department of Environmental Quality, West Central Regional Office, 3019 Peters Creek Road, Roanoke, VA 24019, telephone (540) 562-6777, FAX (540) 562-6725, or e-mail rpsteele@deq.virginia.gov.

Proposed Consent Special Order - Foxcroft School

Purpose of notice: To invite citizens to comment on a proposed consent order for a facility in Middleburg, Virginia.

Public comment period: June 12, 2006, to July 12, 2006.

Consent order description: The State Water Control Board proposes to issue a consent order to Foxcroft School to address alleged violations of the Virginia Pollutant Discharge Elimination System Permit No. VA0024112. The location of the facility where the alleged violations occurred is 22407 Foxhound Lane. The consent order describes a settlement to resolve permit effluent limit violations and failure to operate

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and maintain the treatment works in accordance with the O&M manual.

How to comment: DEQ accepts comments from the public by e-mail, fax or postal mail. All comments must include the name, address and telephone number of the person commenting and be received by DEQ within the comment period. The public may review the proposed consent order at the DEQ office named below or on the DEQ website at www.deq.virginia.gov.

Contact for public comments, document requests and additional information: Carl Ciccarelli, Department of Environmental Quality, Northern Virginia Regional Office, 13901 Crown Court, Woodbridge, VA 22193, telephone (703) 583-3862, FAX (703) 583-3841, or e-mail cjiccarelli@deq.virginia.gov.

VIRGINIA CODE COMMISSION

Notice to State Agencies

Mailing Address: Virginia Code Commission, 910 Capitol Street, General Assembly Building, 2nd Floor, Richmond, VA 23219, FAX (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://register.state.va.us>.

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
RESPONSE TO PETITION FOR RULEMAKING-RR13
FAST-TRACK RULEMAKING ACTION-RR14

CALENDAR OF EVENTS

Symbol Key

- † Indicates entries since last publication of the *Virginia Register*
♿ 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 website's Legislative Information System (<http://leg1.state.va.us/lis.htm>) and select "Meetings."

VIRGINIA CODE COMMISSION

EXECUTIVE

BOARD OF ACCOUNTANCY

† **June 14, 2006 - 9 a.m.** -- Open Meeting

Department of Professional and Occupational Regulation, 3600 West Broad Street, Suite 378, Richmond, Virginia.♿

A meeting to review and obtain case information at an informal fact-finding conference.

Contact: Jean Grant, Enforcement Manager, Board of Accountancy, 3600 W. Broad St., Suite 378, Richmond, VA 23230-4923, telephone (804) 367-0725, FAX (804) 367-2174, (804) 367-9753/TTY☎, e-mail jean.grant@boa.virginia.gov.

† **June 14, 2006 - 10 a.m.** -- Open Meeting

Department of Professional and Occupational Regulation, 3600 West Broad Street, 4th Floor, Room 4 West, Richmond, Virginia.♿ (Interpreter for the deaf provided upon request)

A meeting to discuss general business matters and regulatory review. A public comment period will be held at the beginning of the meeting. Persons desiring to participate in the meeting and requiring special accommodations or interpretive services should contact the board office at (804) 367-8505 or TTY (804) 367-9753 at least 10 days prior to the meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.

Contact: Mark D'Amato, Agency Regulatory Coordinator, Board of Accountancy, 3600 W. Broad St., Suite 378, Richmond, VA 23230-4923, telephone (804) 367-0502, FAX (804) 367-2174, (804) 367-9753/TTY☎, e-mail mark.damato@boa.virginia.gov.

DEPARTMENT OF THE AGING

† **July 12, 2006 - 1 p.m.** -- Public Hearing

Department for the Aging, 1610 Forest Avenue, Suite 100, Richmond, Virginia.♿ (Interpreter for the deaf provided upon request)

A meeting regarding the "Virginia State Plan For Aging Services" October 1, 2003, through September 30, 2007, Section VIII, Financial Plan – Amending the Title III Intrastate Funding Formula. Copies are available on the Virginia Department for the Aging website at www.vda.virginia.gov or by request.

Contact: Tim M. Catherman, Department of the Aging, 1610 Forest Ave., Suite 100, Richmond, VA 23229, telephone (804) 662-9309, FAX (804) 662-9354, toll-free (800) 552-3402, (800) 552-3402/TTY☎, e-mail tim.catherman@vda.virginia.gov.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Virginia Small Grains Board

July 19, 2006 - 8 a.m. -- Open Meeting


Doubletree Hotel Richmond Airport, 5501 Eubank Road, Richmond, Virginia.♿ (Interpreter for the deaf provided upon request)

A meeting to (i) review FY 2005-06 project reports and receive and approve the 2006-07 project proposals, (ii) hear and approve minutes from the last board meeting and a current financial statement, and (iii) take action on any other new business that comes before the group. 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 Philip T. Hickman at least five days before the meeting date so that suitable arrangements can be made.

Calendar of Events

Contact: Philip T. Hickman, Program Director, Department of Agriculture and Consumer Services, 102 Governor St., 3rd Floor, Room 316, Richmond, VA 23219, telephone (804) 371-6157, FAX (804) 371-7786, e-mail phil.hickman@vdacs.virginia.gov.


Virginia Wine Board

June 20, 2006 - 11 a.m. -- Open Meeting
Virginia Department of Forestry, 900 Natural Resources Drive, Charlottesville, Virginia. 

A meeting to (i) approve the minutes of the last meeting held on March 2, 2006, (ii) review the board's financial statement, and (iii) discuss old business arising from the last meeting and any new business to come before the board. 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 David Robishaw at least five days before the meeting date so that suitable arrangements can be made.


Contact: David Robishaw, Secretary, Virginia Wine Board, 900 Natural Resources Dr., Suite 300, Charlottesville, VA 22903, telephone (434) 984-0573, FAX (434) 984-4156, e-mail david.robishaw@vdacs.virginia.gov.

STATE AIR POLLUTION CONTROL BOARD

June 21, 2006 - 9:30 a.m. -- Open Meeting
Department of Environmental Quality, Piedmont Regional Office, 4949-A Cox Road, Glen Allen, Virginia. 

A regular meeting. The agenda and minibook will be posted no later than June 9, 2006.


Contact: Cindy Berndt, Regulatory Coordinator, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4378, FAX (804) 698-4346, e-mail cmb Berndt@deq.virginia.gov.

† June 27, 2006 - 10 a.m. -- Open Meeting
Department of Environmental Quality, Fredericksburg Office, 806 Westwood Office Park, Fredericksburg, Virginia. 


A regular meeting of the Small Business Environmental Compliance Advisory Board.

Contact: Richard G. Rasmussen, State Air Pollution Control Board, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4394, FAX (804) 698-4264, e-mail rgrasmussen@deq.virginia.gov.


ALCOHOLIC BEVERAGE CONTROL BOARD

June 19, 2006 - 9 a.m. -- Open Meeting
July 10, 2006 - 9 a.m. -- Open Meeting
July 17, 2006 - 9 a.m. -- Open Meeting
August 7, 2006 - 9 a.m. -- Open Meeting
August 21, 2006 - 9 a.m. -- Open Meeting
† September 5, 2006 - 9 a.m. -- Open Meeting
Department of Alcoholic Beverage Control, 2901 Hermitage Road, Richmond, Virginia. 


An executive staff meeting to receive and discuss reports and activities from staff members and to discuss other matters not yet determined.

Contact: W. Curtis Coleburn, III, Secretary to the Board, Department of Alcoholic Beverage Control, 2901 Hermitage Rd., Richmond, VA 23220, telephone (804) 213-4409, FAX (804) 213-4411, (804) 213-4687/TTY , e-mail curtis.coleburn@abc.virginia.gov.


ALZHEIMER'S DISEASE AND RELATED DISORDERS COMMISSION

June 13, 2006 - 10 a.m. -- Open Meeting
Department for the Aging, 1610 Forest Avenue, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting.


Contact: Cecily Slasor, I and R Specialist, Department for the Aging, 1610 Forest Ave., Ste. 100, Richmond, VA 23229, telephone (804) 662-9338, FAX (804) 662-9354, toll-free (800) 552-3402, (804) 662-9333/TTY , e-mail cecily.slasor@vda.virginia.gov.

BOARD FOR ARCHITECTS, PROFESSIONAL ENGINEERS, LAND SURVEYORS, CERTIFIED INTERIOR DESIGNERS AND LANDSCAPE ARCHITECTS

June 12, 2006 - 10 a.m. -- Open Meeting
June 14, 2006 - 2:30 p.m. -- Open Meeting
June 16, 2006 - 9 a.m. -- Open Meeting
† June 21, 2006 - 10 a.m. -- Open Meeting
Department of Professional and Occupational Regulation, 3600 West Broad Street, Richmond, Virginia. 

An informal fact-finding conference.


Contact: Mark N. Courtney, Executive Director, Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8514, FAX (804) 367-2475, (804) 367-9753/TTY , e-mail apelscidla@dpor.virginia.gov.

June 15, 2006 - 9 a.m. -- Open Meeting
† September 7, 2006 - 9 a.m. -- Open Meeting
Department of Professional and Occupational Regulation, 3600 West Broad Street, Richmond, Virginia. 

A meeting of the full board to conduct board business. A portion of the board's business may be discussed in closed


session. Persons desiring to participate in the meeting and requiring special accommodations or interpretive services should contact the department at least 10 days prior to the meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.

Contact: Mark N. Courtney, Executive Director, Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8514, FAX (804) 367-2475 or e-mail apelscidla@dpor.virginia.gov.

July 26, 2006 - 9 a.m. -- Open Meeting
Department of Professional and Occupational Regulation,
3600 West Broad Street, Richmond, Virginia. 


A meeting of the Architects Section to conduct board business. A portion of the board's business may be discussed in closed session. Persons desiring to participate in the meeting and requiring special accommodations or interpretive services should contact the department at least 10 days prior to the meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.

Contact: Mark N. Courtney, Executive Director, Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8514, FAX (804) 367-2475 or e-mail apelscidla@dpor.virginia.gov.

August 2, 2006 - 9 a.m. -- Open Meeting
Department of Professional and Occupational Regulation,
3600 West Broad Street, Richmond, Virginia. 

A meeting of the Professional Engineers Section to conduct board business. A portion of the board's business may be discussed in closed session. Persons desiring to participate in the meeting and requiring special accommodations or interpretive services should contact the department at least 10 days prior to the meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.


Contact: Mark N. Courtney, Executive Director, Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8514, FAX (804) 367-2475 or e-mail apelscidla@dpor.virginia.gov.

August 3, 2006 - 9 a.m. -- Open Meeting
Department of Professional and Occupational Regulation,
3600 West Broad Street, Richmond, Virginia. 

A meeting of the Landscape Architects Section to conduct board business. A portion of the board's business may be discussed in closed session. Persons desiring to participate in the meeting and requiring special accommodations or interpretive services should contact the department at least 10 days prior to the meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.


Contact: Mark N. Courtney, Executive Director, Board for Architects, Professional Engineers, Land Surveyors, Certified

Interior Designers and Landscape Architects, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8514, FAX (804) 367-2475 or e-mail apelscidla@dpor.virginia.gov.

August 9, 2006 - 9 a.m. -- Open Meeting
Department of Professional and Occupational Regulation,
3600 West Broad Street, Richmond, Virginia. 

A meeting of the Land Surveyors Section to conduct board business. A portion of the board's business may be discussed in closed session. Persons desiring to participate in the meeting and requiring special accommodations or interpretive services should contact the department at least 10 days prior to the meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.

Contact: Mark N. Courtney, Executive Director, Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8514, FAX (804) 367-2475 or e-mail apelscidla@dpor.virginia.gov.

August 10, 2006 - 9 a.m. -- Open Meeting
Department of Professional and Occupational Regulation,
3600 West Broad Street, Richmond, Virginia. 


A meeting of the Interior Designers Section to conduct board business. A portion of the board's business may be discussed in closed session. Persons desiring to participate in the meeting and requiring special accommodations or interpretive services should contact the department at least 10 days prior to the meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.

Contact: Mark N. Courtney, Executive Director, Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8514, FAX (804) 367-2475 or e-mail apelscidla@dpor.virginia.gov.

ART AND ARCHITECTURAL REVIEW BOARD


July 7, 2006 - 10 a.m. -- Open Meeting
August 4, 2006 - 10 a.m. -- Open Meeting
† September 1, 2006 - 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. Art and Architectural Review Board submittal forms and submittal instructions can be downloaded by visiting the DGS Forms Center at www.dgs.virginia.gov. Request form #DGS-30-905 or submittal instructions #DGS-30-906. The deadline for submitting project datasheets and other required information is two weeks prior to the meeting date.


Contact: Richard L. Ford, AIA, Chairman, Art and Architectural Review Board, 101 Shockoe Slip, 3rd Floor, Richmond, VA 23219, telephone (804) 648-5040, FAX (804) 225-0359, (804) 786-6152/TTY , or e-mail rford@comarchs.com.

Calendar of Events


VIRGINIA BOARD FOR ASBESTOS, LEAD, AND HOME INSPECTORS

August 16, 2006 - 9 a.m. -- Open Meeting
Department of Professional and Occupational Regulation,
3600 West Broad Street, Richmond, Virginia. 


A general business meeting including consideration of regulatory issues as may be presented on the agenda. A portion of the board's business may be discussed in closed session. Public comment will be heard at the beginning of the meeting. Persons desiring to participate in the meeting and requiring special accommodations or interpretive 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: David Dick, Executive Director, Virginia Board for Asbestos, Lead, and Home Inspectors, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8507, FAX (804) 367-2475, (804) 367-9753/TTY , e-mail alhi@dpor.virginia.gov.

AUCTIONEERS BOARD


June 12, 2006 - 9 a.m. -- Open Meeting
Department of Professional and Occupational Regulation,
3600 West Broad Street, Richmond, Virginia. 

An informal fact-finding conference.


Contact: Marian H. Brooks, Regulatory Board Administrator, Auctioneers Board, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8514, FAX (804) 367-2475, (804) 367-9753/TTY , e-mail auctioneers@dpor.virginia.gov.

July 6, 2006 - 10 a.m. -- Open Meeting
Department of Professional and Occupational Regulation,
3600 West Broad Street, Richmond, Virginia. 

A meeting to conduct board business. The meeting is open to the public; however, a portion of the board's business may be discussed in closed session. Public comment will be heard at the beginning of the meeting. Persons desiring to participate in the meeting and requiring special accommodations or interpretive 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: Marian H. Brooks, Regulatory Board Administrator, Auctioneers Board, 3600 W. Broad St. Richmond, VA 23230, telephone (804) 367-8514, FAX (804) 367-2475, (804) 367-9753/TTY , e-mail auctioneers@dpor.virginia.gov.


VIRGINIA AVIATION BOARD

† **June 13, 2006 - 3 p.m.** -- Open Meeting
† **June 14, 2006 - 9 a.m.** -- Open Meeting
Southwest Virginia Higher Education Center, One Partnership Circle, Abingdon, Virginia. 


A regular bimonthly meeting. Applications for state funding will be presented to the board and other matters of interest to the Virginia aviation community will be discussed. Individuals with disabilities should contact Carolyn Toth 10 days prior to the meeting if assistance is needed.

Contact: Carolyn Toth, Administrative Assistant, Virginia Aviation Board, 5702 Gulfstream Rd., Richmond, VA 23250, telephone (804) 236-3626, FAX (804) 236-3635, e-mail carolyn.toth@doav.virginia.gov.


BOARD FOR BARBERS AND COSMETOLOGY

August 7, 2006 - 9 a.m. -- Open Meeting
Department of Professional and Occupational Regulation,
3600 West Broad Street, 4th Floor, Richmond, Virginia. 


A general business meeting to include consideration of regulatory issues as may be presented on the agenda. The meeting is open to the public; however, a portion of the board's business may be discussed in closed session. Public comment will be heard at the beginning of the meeting. Persons desiring to participate in the meeting and requiring special accommodations or interpretive 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: William H. Ferguson, II, Executive Director, Board for Barbers and Cosmetology, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8590, FAX (804) 367-6295, (804) 367-9753/TTY , e-mail barbercosmo@dpor.virginia.gov.


BOARD FOR THE BLIND AND VISION IMPAIRED

July 11, 2006 - 1 p.m. -- Open Meeting
Department for the Blind and Vision Impaired, 397 Azalea Avenue, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting to review information regarding the Department for the Blind and Vision Impaired's activities and operations, review expenditures from the board endowment fund, and discuss other issues brought before the board.

Contact: Katherine C. Proffitt, Administrative 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 kathy.proffitt@dbvi.virginia.gov.

BOARD FOR BRANCH PILOTS

July 27, 2006 - 8:30 a.m. -- Open Meeting
Virginia Port Authority, 600 World Trade Center, Norfolk, Virginia. 

A meeting of the Examination Administrators to conduct board business. The meeting is open to the public; however, a portion of the board's business may be discussed in closed session. All meetings are subject to

cancellation. Any person desiring to attend the meeting and requiring special accommodations or interpreter services should contact the board at least 10 days prior to the meeting so suitable arrangements can be made. The board fully complies with the Americans with Disabilities Act.

Contact: Mark N. Courtney, Executive Director, Board for Branch Pilots, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8514, FAX (804) 367-2475, (804) 367-9753/TTY ☎, e-mail branchpilots@dpor.virginia.gov.

July 28, 2006 - 9:30 a.m. -- Open Meeting
Virginia Port Authority, 600 World Trade Center, Norfolk, Virginia. ♿

A meeting to conduct board business. The meeting is open to the public; however, a portion of the board's business may be discussed in closed session. All meetings are subject to cancellation. Any person desiring to attend the meeting and requiring special accommodations or interpreter services should contact the board at least 10 days prior to the meeting so suitable arrangements can be made. The board fully complies with the Americans with Disabilities Act.

Contact: Mark N. Courtney, Executive Director, Board for Branch Pilots, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8514, FAX (804) 367-2475, (804) 367-9753/TTY ☎, e-mail branchpilots@dpor.virginia.gov.

CHARITABLE GAMING BOARD

† **September 12, 2006 - 10 a.m.** -- Open Meeting
Science Museum of Virginia, 2500 West Broad Street, Richmond, Virginia. ♿

A regular board meeting.

Contact: Clyde E. Cristman, Director, Department of Charitable Gaming, James Monroe Bldg., 101 N. 14th St., 17th Floor, Richmond, VA 23219, telephone (804) 786-1681, FAX (804) 786-1079, e-mail clyde.cristman@dpg.virginia.gov.

CHESAPEAKE BAY LOCAL ASSISTANCE BOARD

June 19, 2006 - 10 a.m. -- Open Meeting
Location to be announced.

A regular business meeting.

Contact: David C. Dowling, Policy, Planning, and Budget Director, Department of Conservation and Recreation, 203 Governor St., Suite 302, Richmond, VA 23219, telephone (804) 786-2291, FAX (804) 786-6141, e-mail david.dowling@dcr.virginia.gov.

August 15, 2006 - 10 a.m. -- Open Meeting
James Monroe Building, 101 North 14th Street, 17th Floor Conference Room, Richmond, Virginia.

A regular meeting of the Northern Area Review Committee to review local programs.

Contact: David C. Dowling, Policy, Planning, and Budget Director, Department of Conservation and Recreation,

203 Governor St., Suite 302, Richmond, VA 23219, telephone (804) 786-2291, FAX (804) 786-6141, e-mail david.dowling@dcr.virginia.gov.

August 15, 2006 - 2 p.m. -- Open Meeting
James Monroe Building, 101 North 14th Street, 17th Floor Conference Room, Richmond, Virginia.

A regular meeting of the Southern Area Review Committee to review local programs.

Contact: David C. Dowling, Policy, Planning, and Budget Director, Department of Conservation and Recreation, 203 Governor St., Suite 302, Richmond, VA 23219, telephone (804) 786-2291, FAX (804) 786-6141, e-mail david.dowling@dcr.virginia.gov.

STATE CHILD FATALITY REVIEW TEAM

July 11, 2006 - 10 a.m. -- Open Meeting
† **September 12, 2006 - 10 a.m.** -- Open Meeting
Office of the Chief Medical Examiner, 400 East Jackson Street, Richmond, Virginia. ♿

The business portion of the State Child Fatality Review Team meeting, from 10 a.m. to 10:30 a.m., is open to the public. At the conclusion of the open meeting, the team will go into closed session for confidential case review.

Contact: Rae Hunter-Havens, Coordinator, State Child Fatality Review, 400 East Jackson St., Richmond, VA 23219, telephone (804) 786-1047, FAX (804) 371-8595, toll-free (800) 447-1708, e-mail rae.hunter-havens@vdh.virginia.gov.

COMPENSATION BOARD

June 21, 2006 - 11 a.m. -- Open Meeting
Compensation Board, 830 East Main Street, 2nd Floor, Richmond, Virginia. ♿

A monthly board meeting.

Contact: Cindy P. Waddell, Compensation Board, P.O. Box 710, Richmond, VA 23218, telephone (804) 786-0786, FAX (804) 371-0235, e-mail cindy.waddell@scb.virginia.gov.

DEPARTMENT OF CONSERVATION AND RECREATION

June 13, 2006 - 9 a.m. -- Open Meeting
Department of Forestry, Fontaine Research Park, 900 Natural Resources Drive, 1st Floor, Training Room, Charlottesville, Virginia.

A meeting of the Technical Advisory Committee to assist the department in considering revisions to the Virginia Soil and Water Conservation Board's Impounding Structure (Dam Safety) Regulations.

Contact: David C. Dowling, Policy, Planning, and Budget Director, Department of Conservation and Recreation, 203 Governor St., Suite 302, Richmond, VA 23219, telephone (804) 786-2291, FAX (804) 786-6141, e-mail david.dowling@dcr.virginia.gov.

Calendar of Events

July 13, 2006 - Noon -- Open Meeting

August 10, 2006 - Noon -- Open Meeting
Richmond City Hall, 900 East Broad Street, 5th Floor,
Planning Commission Conference Room, Richmond, Virginia.

A regular meeting of the Falls of the James Scenic River
Advisory Committee to discuss river issues.

Contact: David C. Dowling, Policy, Planning, and Budget
Director, Department of Conservation and Recreation, 203
Governor St., Suite 302, Richmond, VA 23219, telephone
(804) 786-2291, FAX (804) 786-6141, e-mail
david.dowling@dcr.virginia.gov.

Virginia Soil and Water Conservation Board

July 20, 2006 - 9:30 a.m. -- Open Meeting

Location to be announced.

A regular board meeting.


Contact: David C. Dowling, Policy, Planning, and Budget
Director, Department of Conservation and Recreation, 203
Governor St., Suite 302, Richmond, VA 23219, telephone
(804) 786-2291, FAX (804) 786-6141, e-mail
david.dowling@dcr.virginia.gov.

BOARD FOR CONTRACTORS


† **June 13, 2006 - 9 a.m.** -- Open Meeting

† **June 15, 2006 - 9 a.m.** -- Open Meeting

† **June 20, 2006 - 9 a.m.** -- Open Meeting


June 27, 2006 - 2 p.m. -- Open Meeting
Department of Professional and Occupational Regulation,
3600 West Broad Street, Richmond, Virginia. 

An informal fact-finding conference.


Contact: Eric L. Olson, Executive Director, Board for
Contractors, 3600 W. Broad St., Richmond, VA 23230,
telephone (804) 367-2785, FAX (804) 367-2474, (804) 367-
9753/TTY , e-mail contractors@dpor.virginia.gov.

June 27, 2006 - 9 a.m. -- Open Meeting


July 25, 2006 - 9 a.m. -- Open Meeting

August 22, 2006 - 9 a.m. -- Open Meeting
Department of Professional and Occupational Regulation,
3600 West Broad Street, Richmond, Virginia. 


A regular meeting to address policy and procedural issues
and review and render decisions on matured complaints
against licensees. The meeting is open to the public;
however, a portion of the board's business may be
conducted in closed session. Persons desiring to participate
in the meeting and requiring special accommodations or
interpretive services should contact the department at least
10 days prior to this meeting so that suitable arrangements
can be made. The department fully complies with the
Americans with Disabilities Act.

Contact: Eric L. Olson, Executive Director, Board for
Contractors, 3600 W. Broad St., Richmond, VA 23230,
telephone (804) 367-2785, FAX (804) 367-2474, (804) 367-
9753/TTY , e-mail contractors@dpor.virginia.gov.

August 22, 2006 - 11:30 a.m. -- Open Meeting


Department of Professional and Occupational Regulations,
3600 West Broad Street, Conference Room 4 West,
Richmond, Virginia. 

A quarterly meeting of the Board for Contractors Committee
to follow the regular board meeting.


Contact: Kevin Hoeft, Regulatory Boards Administrator,
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.virginia.gov.

BOARD OF CORRECTIONAL EDUCATION

June 23, 2006 - 10 a.m. -- Open Meeting


Virginia Museum of Fine Arts, Pauley Center for Education
and Outreach, 200 North Boulevard, Richmond, Virginia. 
(Interpreter for the deaf provided upon request)

A meeting to discuss general business.

Contact: Patty Ennis, Board Clerk, Board of Correctional
Education, 101 N. 14th St., 7th Floor, Richmond, VA 23219,
telephone (804) 225-3314, FAX (804) 786-7642, (804) 371-
8647/TTY , e-mail patricia.ennis@dce.virginia.gov.

BOARD OF CORRECTIONS


July 18, 2006 - 10 a.m. -- Open Meeting

Department of Corrections, 6900 Atmore Drive, 3rd Floor
Board Room, Richmond, Virginia. 

A meeting of the Liaison Committee to discuss correctional
matters of interest to the board.

Contact: Barbara Woodhouse, Administrative Staff Assistant,
Department of Corrections, 6900 Atmore Dr., Richmond, VA
23225, telephone (804) 674-3124, FAX (804) 674-3236, e-
mail barbara.woodhouse@vadoc.virginia.gov.

July 18, 2006 - 1 p.m. -- Open Meeting

Department of Corrections, 6900 Atmore Drive, 3rd Floor,
Board Room, Richmond, Virginia. 

A meeting of the Correctional Services/Policy and
Regulations Committee to discuss correctional services and
policy/regulation matters to be considered by the board.


Contact: Barbara Woodhouse, Administrative Staff Assistant,
Department of Corrections, 6900 Atmore Dr., Richmond, VA
23225, telephone (804) 674-3124, FAX (804) 674-3236,
e-mail barbara.woodhouse@vadoc.virginia.gov.

July 19, 2006 - 9:30 a.m. -- Open Meeting

Department of Corrections, 6900 Atmore Drive, 3rd Floor,
Room 3054, Richmond, Virginia. 

A meeting of the Administration Committee to discuss
administrative matters to be considered by the board.

Contact: Barbara Woodhouse, Administrative Staff Assistant,
Department of Corrections, 6900 Atmore Dr., Richmond, VA
23225, telephone (804) 674-3124, FAX (804) 674-3236,
e-mail barbara.woodhouse@vadoc.virginia.gov.

July 19, 2006 - 10 a.m. -- Open Meeting
Department of Corrections, 6900 Atmore Drive, 3rd Floor Board Room, Richmond, Virginia. 


A regular meeting of the full board to review and discuss all matters considered by board committees that require presentation to and action by the board.

Contact: Barbara Woodhouse, Administrative Staff Assistant, Department of Corrections, 6900 Atmore Dr., Richmond, VA 23225, telephone (804) 674-3124, FAX (804) 674-3236, e-mail barbara.woodhouse@vadoc.virginia.gov.

BOARD OF COUNSELING

July 7, 2006 - 9:30 a.m. -- Open Meeting
Department of Health Professions, 6603 West Broad Street, 5th Floor, Board Room 3, Richmond, Virginia.

An informal fact-finding conference of the Discipline Committee to determine if possible violations of the regulations that govern the practice of counseling in Virginia have occurred.

Contact: Evelyn B. Brown, Executive Director, Board of Counseling, Alcoa Bldg., 6603 W. Broad St., 5th Floor, Richmond, VA 23230-1712, telephone (804) 662-9912, FAX (804) 662-9943, (804) 662-7197/TTY , e-mail evelyn.brown@dhp.virginia.gov.


CRIMINAL JUSTICE SERVICES BOARD

† **June 13, 2006 - 10 a.m.** -- Open Meeting
Department of Health Professions, 6603 West Broad Street, Board Room 1, Richmond, Virginia.


A general meeting of the Private Security Services Advisory Board.

Contact: Leon D. Baker, Jr., Division Director, Criminal Justice Services Board, Eighth St. Office Bldg., 805 E. Broad St., 10th Floor, Richmond, VA 23219, telephone (804) 225-4086, FAX (804) 786-0588, e-mail leon.baker@dcjs.virginia.gov.

BOARD OF DENTISTRY

June 16, 2006 - 9 a.m. -- Open Meeting
Hilton Springfield, 6550 Loisdale Road, Springfield, Virginia. 

Formal hearings. There will not be a public comment period.

Contact: Cheri Emma-Leigh, Operations Manager, Board of Dentistry, 6603 W. Broad St., 5th Floor, Richmond, VA 23230, telephone (804) 662-9906, FAX (804) 662-7246, (804) 662-7197/TTY , e-mail cheri.emma-leigh@dhp.virginia.gov.

June 23, 2006 - 9 a.m. -- Open Meeting
Hilton Springfield, 6550 Loisdale Road, Springfield, Virginia.

July 7, 2006 - 9 a.m. -- Open Meeting


July 21, 2006 - 9 a.m. -- Open Meeting

August 18, 2006 - 9 a.m. -- Open Meeting

† **September 8, 2006 - 9 a.m.** -- Open Meeting

Department of Health Professions, 6603 West Broad Street, 5th Floor, Richmond, Virginia. 

A meeting of the Special Conference Committee to hold informal conferences. There will not be a public comment period.


Contact: Cheri Emma-Leigh, Operations Manager, Department of Health Professions, 6603 W. Broad St., 5th Floor, Richmond, VA 23230, telephone (804) 662-9906, FAX (804) 662-7246, (804) 662-7197/TTY , e-mail cheri.emma-leigh@dhp.virginia.gov.

DESIGN BUILD/CONSTRUCTION MANAGEMENT REVIEW BOARD


June 15, 2006 - 11 a.m. -- Open Meeting

July 20, 2006 - 11 a.m. -- Open Meeting


August 17, 2006 - 11 a.m. -- Open Meeting

Department of General Services, 202 North Ninth Street, Room 412, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A monthly meeting to review requests submitted by localities to use the design build or construction management type contracts. Contact the Division of Engineering and Buildings to confirm this meeting. Board rules and regulations can be obtained on-line at www.dgs.virginia.gov under DGS Forms, Form #DGS-30-904.


Contact: Rhonda M. Bishton, Administrative Assistant, Division of Engineering and Buildings, Department of General Services, 202 N. Ninth St., Richmond, VA 23219, telephone (804) 786-3263, FAX (804) 371-7934, (804) 786-6152/TTY , e-mail rhonda.bishton@dgs.virginia.gov.

VIRGINIA ECONOMIC DEVELOPMENT PARTNERSHIP

June 12, 2006 - Noon -- Open Meeting
Dulles Hyatt, 2300 Dulles Corner Boulevard, Herndon, Virginia. 

A meeting of the Finance Committee.

Contact: Kimberly M. Ellett, Senior Executive Assistant, Virginia Economic Development Partnership, P.O. Box 798, Richmond, VA 23218, telephone (804) 545-5610, FAX (804) 545-5611, e-mail kellett@yesvirginia.org.

June 12, 2006 - 2 p.m. -- Open Meeting
Dulles Hyatt, 2300 Dulles Corner Boulevard, Herndon, Virginia. 

Calendar of Events


A meeting of the Board of Directors to discuss issues pertaining to the Virginia Economic Development Partnership.

Contact: Kimberly M. Ellett, Senior Executive Assistant, Virginia Economic Development Partnership, P.O. Box 798, Richmond, VA 23218-0798, telephone (804) 545-5610, FAX (804) 545-5611, e-mail kellett@yesvirginia.org.

BOARD OF EDUCATION

June 28, 2006 - 9 a.m. -- Open Meeting

July 26, 2006 - 9 a.m. -- Open Meeting

James Monroe Building, 101 North 14th Street, Main Lobby Level, Conference Rooms C and D, Richmond, Virginia. 
(Interpreter for the deaf provided upon request)

A regular business meeting of the board. Public comment will be received. The public is urged to confirm arrangements prior to each meeting by viewing the Department of Education's public meeting calendar at <http://www.pen.k12.va.us/VDOE/meetings.html>. This site will contain the latest information on the meeting arrangements and will note any last minute changes in time or location. Persons who wish to speak or who require the services of an interpreter for the deaf should contact the agency at least 72 hours in advance.


Contact: Dr. Margaret N. Roberts, Office of Policy and Public Affairs, Department of Education, P.O. Box 2120, James Monroe Bldg., 101 N. 14th St., 25th Floor, Richmond, VA 23219, telephone (804) 225-2540, FAX (804) 225-2524, e-mail margaret.roberts@doe.virginia.gov.

LOCAL EMERGENCY PLANNING COMMITTEE

† June 28, 2006 - 3 p.m. -- Open Meeting


Timbrook Public Safety Center, 231 East Piccadilly Street, Winchester, Virginia.

A regular meeting.

Contact: L.A. Miller, Fire and Rescue Chief, Local Emergency Planning Committee, Winchester Fire and Rescue Department, 231 E. Piccadilly St., Winchester, VA 22601, telephone (540) 662-2298, FAX (540) 542-1318, (540) 662-4131/TTY .

DEPARTMENT OF ENVIRONMENTAL QUALITY

June 13, 2006 - 7 p.m. -- Public Hearing

Patrick County Branch Library, 116 West Blueridge Street, Stuart, Virginia. 

A public hearing on a modification to the Patrick County Landfill permit that would allow implementation of a groundwater corrective plan. The comment period began on May 10 and ends on June 28, 2006.

Contact: Larry Syverson, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4271, e-mail lwsyverson@deq.virginia.gov.


† June 14, 2006 - 6:30 p.m. -- Public Hearing

Henrico County Fairfield Area Library, 1001 North Laburnum Avenue, Richmond, Virginia. 

A public hearing on a proposed permit that would allow the East End Landfill, LLC, to operate Cell III to accept construction, demolition and debris waste. The proposed permit would allow the company to dispose of an average intake rate of 227 tons per day and a maximum of 900 tons per day. The public comment period began on May 15, 2006, and ends on June 29, 2006.

Contact: Kurt Stafford, Department of Environmental Quality, 4949-A Cox Rd., Glen Allen, VA 23060, telephone (804) 527-5033, FAX (804) 527-5106, e-mail kastafford@deq.virginia.gov.


† June 14, 2006 - 7 p.m. -- Public Hearing

Glen Allen Public Library, 10501 Staples Mill Road, Glen Allen, Virginia. 

A public hearing on a proposed modification to the permit issued to Henrico County Springfield Road Landfill. The proposed modification would allow the county to dispose of an average of 95,000 tons per year of waste and a maximum of 500,000 tons per year and would revise the gas management plan to expand the active gas collection system, increase the final side slopes to 33%. The public comment period began on May 15, 2006, and ends on June 29, 2006.

Contact: John P. Godfrey, Department of Environmental Quality, 4949-A Cox Rd., Glen Allen, VA 23060, telephone (804) 527-5028, FAX (804) 527-5106, e-mail jpgodfrey@deq.virginia.gov.


June 16, 2006 - 9:30 a.m. -- Open Meeting

Department of Environmental Quality, 629 East Main Street, Richmond, Virginia. 

A meeting of an advisory committee considering appropriate revisions to make to the Secretary of Natural Resources' September 2005 Grant Guidelines for the Water Quality Improvement Fund Point Source Program prior to release for public review and comment, including revisions necessitated by amendments to the Water Quality Improvement Act made by the 2006 General Assembly.

Contact: John M. Kennedy, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4312, FAX (804) 698-4116, e-mail jmkennedy@deq.virginia.gov.

† June 22, 2006 - 7 p.m. -- Open Meeting

Occoquan Town Hall, 314 Mill Street, Occoquan, Virginia. 

A public meeting on the development of a TMDL for polychlorinated biphenyls (PCBs) in the Potomac River estuary. The public notice appears in the Virginia Register on May 29, 2006. The public comment period begins on June 12, 2006, and ends on July 29, 2006. Public meetings are also being held in Washington, D.C. and La Plata, MD, on June 12 and June 29, respectively. For information on the locations and times of these meetings, please see the May 29, 2006, issue of the Virginia Register of Regulations or contact the meeting contact below.

Contact: Mark Richards, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4392, FAX (804) 698-4116, e-mail marichards@deq.virginia.gov.

BOARD OF FUNERAL DIRECTORS AND EMBALMERS

† **June 21, 2006 - 1 p.m.** -- Open Meeting
Marriott Hotel - Waterside, 235 East Main Street, Norfolk, Virginia.

A meeting to receive comments on the 2007 legislative proposal, possible fee increases and the current continuing education regulations.

Contact: Elizabeth Young, Executive Director, Board of Funeral Directors and Embalmers, 6603 W. Broad St., 5th Floor, Richmond, VA 23230-1712, telephone (804) 662-9907, FAX (804) 662-9523, (804) 662-7197/TTY ☎, e-mail elizabeth.young@dhp.virginia.gov.

† **June 27, 2006 - 10 a.m.** -- Open Meeting
City Managers Office, City of Martinsville, 55 West Church Street, 2nd Floor, Conference Room 201, Martinsville, Virginia.

An informal conference.

Contact: Elizabeth Young, Executive Director, Board of Funeral Directors and Embalmers, 6603 W. Broad St., 5th Floor, Richmond, VA 23230, telephone (804) 662-9907, FAX (804) 662-9523

BOARD OF GAME AND INLAND FISHERIES

† **June 20, 2006 - 9 a.m.** -- Open Meeting
Department of Game and Inland Fisheries, 4000 West Broad Street, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A meeting to review and approve Fiscal Year 2006-2007 operating and capital budgets for the Department of Game and Inland Fisheries. The board intends to consider for final adoption regulation amendments proposed on April 25, 2006, that would increase hunting, trapping, and fishing license fees and some permit fees, for persons 16 years of age and older, five dollars per license or permit, effective July 1, 2006; and reinstate the early muzzleloading season either-sex deer hunting day on private lands in Grayson County; and make the early muzzleloading season in Grayson Highlands State Park and national forest lands in Grayson County buck only. A public comment period on the proposed regulation amendments opened May 2 and closed June 1, 2006. At the June 20, 2006, meeting, the board will solicit comments from the public in a public hearing, at which time any interested citizen present shall be heard; will receive staff's recommendations regarding final adoption of amendments; and then will determine whether the amendments proposed on April 25 will be adopted as final regulations. The board reserves the right to adopt final amendments that may be more liberal than, or more stringent than, the regulations currently in effect or the regulation amendments proposed at the April 25, 2006,

meeting, as necessary for the proper management of wildlife resources.

Contact: Belle Harding, Executive Secretary, Department of Game and Inland Fisheries, 4016 W. Broad St., Richmond VA 23230, telephone (804) 367-9231, e-mail belle.harding@dgif.virginia.gov.

BOARD FOR GEOLOGY

July 19, 2006 - 9 a.m. -- Open Meeting
Department of Professional and Occupational Regulation, 3600 West Broad Street, Richmond, Virginia. ♿

A meeting to conduct any and all board business. The meeting is open to the public; however, a portion of the board's business may be conducted in closed session. Public comment will be heard at the beginning of the meeting. Persons desiring to participate in the meeting and requiring special accommodations or interpretive services should contact the department at least 10 days prior to this meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.

Contact: David E. Dick, Executive Director, Board for Geology, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8507, FAX (804) 367-2475, (804) 367-9753/TTY ☎, e-mail geology@dpor.virginia.gov.

GOVERNOR'S EMS ADVISORY BOARD

† **August 3, 2006 - 3 p.m.** -- Open Meeting
The Place at Innsbrook, Glen Allen, Virginia. ♿

A meeting to discuss and review the proposed draft regulation packet for the November EMS Advisory Board meeting.

Contact: Michael D. Berg, Manager, Regulation and Compliance, Department of Health, 109 Governor St., Suite UB-55, Richmond, VA 23219, telephone (804) 864-7600, FAX (804) 864-7580, toll-free (800) 523-6019, e-mail michael.berg@vdh.virginia.gov.

GOVERNOR'S MOTORCYCLE ADVISORY COUNCIL

† **June 13, 2006 - 10 a.m.** -- Open Meeting
Department of Motor Vehicles, 2300 West Broad Street, Richmond, Virginia. ♿

A meeting of the Governor's Motorcycle Advisory Council to continue development of by-laws and other matters.

Contact: Audrey Odum, Management Analyst, Department of Motor Vehicles, P.O. Box 27412, Richmond, VA 23269-0001, telephone (804) 367-8171, FAX (804) 367-6631, toll-free (800) 272-9268, (800) 272-9268/TTY ☎, e-mail audrey.odum@dmv.virginia.gov.

Calendar of Events

DEPARTMENT OF HEALTH

June 14, 2006 - 10 a.m. -- CANCELED

† **August 11, 2006 - 10 a.m.** -- Open Meeting
Department of Health, 109 Governor Street, 5th Floor
Conference Room, Richmond, Virginia.

A meeting of the Sewage Handling and Disposal Regulations Advisory Committee to make recommendations to the commissioner regarding sewage handling and disposal policies, procedures and programs of the department.

Contact: Donald Alexander, Division Director, DOSWS, Department of Health, 109 Governor St., 5th Floor, Richmond, VA 23219, telephone (804) 864-7452, FAX (804) 864-7476, e-mail donald.alexander@vdh.virginia.gov.

† **September 8, 2006 - 10 a.m.** -- Open Meeting
Children's Hospital, 2924 Brook Road, Richmond, Virginia. ♿

A meeting of the Virginia Early Hearing Detection and Intervention Program Advisory Committee to assist the Department of Health in the implementation of the Virginia Early Hearing Detection and Intervention Program. The advisory committee meets four times a year.

Contact: Pat T. Dewey, Program Manager, Department of Health, 109 Governor St., 8th Floor, Richmond, VA 23219, telephone (804) 864-7713, FAX (804) 864-7721, toll-free (866) 493-1090, e-mail pat.dewey@vdh.virginia.gov.

Sewage Handling and Disposal Appeal Review Board

† **June 28, 2006 - 10 a.m.** -- Open Meeting
† **August 9, 2006 - 10 a.m.** -- Open meeting
General Assembly Building, 9th and Broad Streets, Senate Room B, Richmond, Virginia. ♿

A meeting to hear the appeals of health department denials of septic tank permits.

Contact: Susan C. Sherertz, Secretary to the Board, Department of Health, 109 Governor St., Richmond, VA, telephone (804) 864-7464, FAX (804) 864-7475, e-mail susan.sherertz@vdh.virginia.gov.

BOARD FOR HEARING AID SPECIALISTS

July 12, 2006 - 9 a.m. -- Open Meeting
Department of Professional and Occupational Regulation, 3600 West Broad Street, 4th Floor, Richmond, Virginia. ♿

A regular meeting. The meeting is open to the public; however, a portion of the board's business may be discussed in closed session. Public comment will be heard at the beginning of the meeting. Person desiring to participate in the meeting and requiring special accommodations or interpretive 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: William H. Ferguson, II, Executive Director, Board for Hearing Aid Specialists, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8590, FAX (804) 367-6295, (804) 367-9753/TTY ♿, e-mail hearingaidspec@dpor.virginia.gov.

STATE COUNCIL OF HIGHER EDUCATION FOR VIRGINIA

† **July 11, 2006 - 11 a.m.** -- Open Meeting
Southern Virginia Higher Education Center, South Boston, Virginia.

Committee meetings begin at 8:30 a.m. Agenda materials will be available on the website approximately one week prior to the meeting at www.schev.edu. A public comment period will be allocated on the meeting agenda. To be scheduled, those interested in making public comment should contact the person listed below no later than 5 p.m. three business days prior to the meeting date. At the time of the request, the speaker's name, address and topic must be provided. Each speaker will be given up to three minutes to address SCHEV. Speakers are asked to submit a written copy of their remarks at the time of comment.

Contact: Lee Ann Rung, State Council of Higher Education for Virginia, 101 N 14th St., Richmond, VA 23219, telephone (804) 225-2602, FAX (804) 371-7911, e-mail leeanrung@schev.edu.

DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

State Building Code Technical Review Board

June 16, 2006 - 10 a.m. -- Open Meeting
Department of Housing and Community Development, 501 North 2nd Street, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A meeting to hear appeals concerning state building and fire codes and issue interpretations of the codes as recommendations to the Board of Housing and Community Development for future amendment or repeal of problematic code provisions.

Contact: Vernon Hodge, Secretary, State Building Code Technical Review Board, 501 N. 2nd St., Richmond, VA 23219, telephone (804) 371-7150.

VIRGINIA COUNCIL ON HUMAN RESOURCES

July 20, 2006 - 9:30 a.m. -- Open Meeting
James Monroe Building, 101 North 14th Street, PDS 4, Richmond, Virginia.

A quarterly meeting.

Contact: Charles Reed, Associate Director, Department of Human Resource Management, James Monroe Bldg., 13th Floor, 101 N. 14th St., Richmond, VA 23219, telephone (804)

786-3124, FAX (804) 371-2505, e-mail
charles.reed@dhrm.virginia.gov.

VIRGINIA INFORMATION TECHNOLOGIES AGENCY


Wireless E-911 Services Board

July 12, 2006 - 10 a.m. -- Open Meeting
Richmond Plaza Building, 110 South 7th Street, 4th Floor
Auditorium, Richmond, Virginia. 

A regular board meeting.

Contact: Steve Marzolf, Public Safety Communications
Coordinator, Virginia Information Technologies Agency, 411
E. Franklin St., 5th Floor, Suite 500, Richmond, VA 23219,
telephone (804) 371-0015, FAX (804) 371-2277, toll-free (866)
482-3911, e-mail steve.marzolf@vita.virginia.gov.


INNOVATIVE TECHNOLOGY AUTHORITY

† **July 26, 2006 - 1 p.m.** -- Open Meeting
Center for Innovative Technology, 2214 Rock Hill Road, 7th
Floor, Fairfax Room, Herndon, Virginia. 

A meeting to elect officers.

Contact: Sharon Kozar, Executive Assistant, Innovative
Technology Authority, 2214 Rock Hill Rd., Herndon, VA
20170, telephone (703) 689-3000, e-mail skozar@cit.org.


VIRGINIA INTERAGENCY COORDINATING COUNCIL (VICC)

† **June 14, 2006 - 9:30 a.m.** -- Open Meeting
Henrico Area Mental Health's East Center, 4825 South
Laburnum Avenue, East Wing 23, Richmond, Virginia. 
(Interpreter for the deaf provided upon request)

A quarterly meeting to advise and assist the Virginia
Department of Mental Health, Mental Retardation and
Substance Abuse Services (DMHMRSAS) as lead agency
for Part C (of IDEA), early intervention for infants and
toddlers with disabilities and their families. Discussion
focuses on Virginia's implementation of the Part C program.

Contact: LaKeishia White, Child and Family Services Office
Services Specialist, Department of Mental Health, Mental
Retardation and Substance Abuse Services, Child and Family
Services, 9th Floor, P.O. Box 1797, Richmond, VA 23218-
1797, telephone (804) 786-3710, FAX (804) 371-7959.

JAMESTOWN-YORKTOWN FOUNDATION

July 12, 2006 - Noon -- Open Meeting
† **September 6, 2006 - 2 p.m.** -- Open Meeting
Richmond, Virginia. (call for specific location)  (Interpreter
for the deaf provided upon request)

A regular meeting of the Executive Committee of the
Jamestown 2007 Steering Committee.

Contact: Judith Leonard, Administrative Office Manager,
Jamestown-Yorktown Foundation, 410 West Francis Street,
Williamsburg, VA 23185, telephone (757) 253-4253, FAX
(757) 253-4950, e-mail judith.leonard@jyf.virginia.gov.

STATE BOARD OF JUVENILE JUSTICE

June 14, 2006 - 9 a.m. -- Open Meeting
Culpeper Juvenile Correctional Center, 12240 Coffeewood
Drive, Mitchells, Virginia.

Meeting details will be provided closer to the meeting date.

Contact: Regulatory Coordinator, Department of Juvenile
Justice, 700 Centre, 700 E. Franklin St., 4th Floor, Richmond,
VA 23219, telephone (804) 371-0743, FAX (804) 371-0773,
e-mail don.carignan@djj.virginia.gov.


DEPARTMENT OF LABOR AND INDUSTRY

June 15, 2006 - 10 a.m. -- Open Meeting
J. Sargeant Reynolds Community College, 1630 East Parham
Road, Richmond, Virginia. 


A regular business meeting of the Virginia Apprenticeship
Council.

Contact: Beverley Donati, Program Director, Department of
Labor and Industry, Powers-Taylor Bldg., 13 S. 13th St.,
Richmond, VA 23219, telephone (804) 786-2382, FAX (804)
786-8418, (804) 786-2376/TTY , e-mail
bev.donati@doli.virginia.gov.


Safety and Health Codes Board

June 19, 2006 - 10 a.m. -- Open Meeting
State Corporation Commission, Tyler Building, 1300 East
Main Street, 2nd Floor, Court Room A, Richmond, Virginia. 

A regular meeting.

Contact: Regina P. Cobb, Agency Management Analyst
Senior, Department of Labor and Industry, Powers-Taylor
Bldg., 13 S. 13th St., Richmond, VA 23219, telephone (804)
786-0610, FAX (804) 786-8418, (804) 786-2376/TTY ,
e-mail rlc@doli.virginia.gov.

LIBRARY BOARD

June 12, 2006 - 8:15 a.m. -- Open Meeting
The Library of Virginia, 800 East Broad Street, Richmond,
Virginia. 

Meetings of the board to discuss matters pertaining to the
Library of Virginia and the 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

Calendar of Events

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. - Library Board, Conference Room 2M

Contact: Jean H. Taylor, Executive Secretary to the Librarian, The Library of Virginia, 800 E. Broad St., Richmond, VA 23219-8000, telephone (804) 692-3535, FAX (804) 692-3594, (804) 692-3976/TTY ☎, e-mail jtaylor@lva.lib.va.us.

COMMISSION ON LOCAL GOVERNMENT

† **July 10, 2006 - 10 a.m.** -- Public Hearing
The Jackson Center, 501 North 2nd Street, First Floor Board Room, Richmond, Virginia. ♿

A public hearing to receive comment on the Governor's program by which executive branch agencies assess the impact on local governments of the mandates they administer. A copy of the current program is available at <http://www.dhcd.virginia.gov/CD/CLG/PDFs/em1-98.pdf> or by calling the contact below.

Contact: Ted McCormack, Associate Director, Commission on Local Government, 501 N. 2nd St., Richmond, VA 23219, telephone (804) 786-6508, FAX (804) 371-7090, (804) 371-7089/TTY ☎, e-mail ted.mccormack@dhcd.virginia.gov.

July 10, 2006 - 11 a.m. -- Open Meeting
The Jackson Center, 501 North Second Street, First Floor Board Room, Richmond, Virginia. ♿

A regular meeting to consider matters as may be presented.

Contact: Ted McCormack, Associate Director, Commission on Local Government, 501 N. 2nd St., Richmond, VA 23219, telephone (804) 786-6508, FAX (804) 371-7090, (804) 371-089/TTY ☎, e-mail ted.mccormack@dhcd.virginia.gov.

BOARD OF LONG-TERM CARE ADMINISTRATORS

July 11, 2006 - 9:30 a.m. -- Open Meeting
Department of Health Professions, 6603 West Broad Street, 5th Floor, Richmond, Virginia. ♿

A meeting to discuss general business matters. There will be a 15-minute public comment period at the beginning of the meeting.

Contact: Sandra Reen, Executive Director, Board of Long-Term Care Administrators, Alcoa Bldg., 6603 W. Broad St., 5th Floor, Richmond, VA 23230-1712, telephone (804) 662-7457, FAX (804) 662-9943, (804) 662-7197/TTY ☎, e-mail sandra.reen@dhp.virginia.gov.

LONGWOOD UNIVERSITY

June 15, 2006 - 11 a.m. -- Open Meeting
Berry Hill Plantation Resort, 3105 River Road, South Boston, Virginia. ♿

A meeting to conduct routine business.

Contact: Jeanne Hayden, Administrative Staff Assistant, Office of the President, Longwood University, 201 High St., Farmville, VA 23909, telephone (434) 395-2004.

June 16, 2006 - 8:30 a.m. -- Open Meeting
Berry Hill Plantation Resort, 3105 River Road, South Boston, Virginia. ♿

A retreat for Board of Visitors self-assessment.

Contact: Jeanne Hayden, Administrative Staff Assistant, Office of the President, Longwood University, 201 High St., Farmville, VA 23909, telephone (434) 395-2004.

MARINE RESOURCES COMMISSION

June 27, 2006 - 9:30 a.m. -- Open Meeting
August 22, 2006 - 9:30 a.m. -- Open Meeting
Marine Resources Commission, 2600 Washington Avenue, 4th Floor, Newport News, Virginia. ♿ (Interpreter for the deaf provided upon request)

A monthly commission meeting.

Contact: Jane McCroskey, Commission Secretary, Marine Resources Commission, 2600 Washington Ave., 3rd Floor, Newport News, VA 23607, telephone (757) 247-2215, FAX (757) 247-8101, toll-free (800) 541-4646, (757) 247-2292/TTY ☎, e-mail jane.mccroskey@mrc.virginia.gov.

BOARD OF MEDICAL ASSISTANCE SERVICES

June 13, 2006 - 10 a.m. -- Open Meeting
† **September 12, 2006 - 10 a.m.** -- Open Meeting
Department of Medical Assistance Services, 600 East Broad Street, 13th Floor Conference Room, Richmond, Virginia. ♿

A quarterly meeting.

Contact: Nancy Malczewski, Board Liaison, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 786-8096, FAX (804) 371-4981, (800) 343-0634/TTY ☎, e-mail nancy.malczewski@dmas.virginia.gov.

DEPARTMENT OF MEDICAL ASSISTANCE SERVICES

June 16, 2006 -- Public comments may be submitted until this date.


Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the Department of Medical Assistance Services intends to amend regulations entitled **12 VAC 30-50, Amount, Duration, and Scope of Medical and Remedial Care Services**, and **12 VAC 30-141, Family Access to Medical Insurance Security Plan**. The purpose of the proposed action is to modify regulations related to outpatient psychiatric services to make the prior authorization process more efficient, and to clarify the rules regarding certain scan procedures.

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


Contact: Adrienne Fegans, Administration/Director's Office, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 225-4112, FAX (804) 786-1680 or e-mail adrienne.fegans@dmas.virginia.gov.

June 21, 2006 - 1 p.m. -- Open Meeting

August 16, 2006 - 1 p.m. -- Open Meeting

Department of Medical Assistance Services, 600 East Broad Street, 13th Floor, Board Room, Richmond, Virginia. 


A meeting of the Medicaid Transportation Advisory Committee to discuss Medicaid transportation issues with the committee and the community.

Contact: Bob Knox, Transportation Supervisor, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 371-8854, FAX (804) 786-6035, (800) 343-0634/TTY , e-mail robert.knox@dmas.virginia.gov.

June 26, 2006 - 9 a.m. -- Open Meeting

Department of Medical Assistance Services, 600 East Broad Street, Richmond, Virginia. 

A meeting of the Pharmacy and Therapeutics Committee to review new drugs.

Contact: Katina Goodwyn, Pharmacy Contract Manager, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 371-0428, FAX (804) 786-0973, (800) 343-0634/TTY , e-mail pdlininput@dmas.virginia.gov.


July 28, 2006 -- Public comments may be submitted until this date.

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the Department of Medical Assistance Services intends to amend regulations entitled **12 VAC 30-141, Family Access to Medical Insurance Security**. The purpose of the proposed action is to provide FAMIS medical coverage for a larger class of pregnant women.


Statutory Authority: §§ 32.1-324 and 32.1-325 of the Code of Virginia.

Contact: Linda Nablo, Maternal and Child Health Division, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 225-4212, FAX (804) 786-1680 or e-mail linda.nablo@dmas.virginia.gov.

August 17, 2006 - 2 p.m. -- Open Meeting


Department of Medical Assistance Services, 600 East Broad Street, 13th Floor, Board Room, Richmond, Virginia. 

A meeting of the Drug Utilization Review Board to discuss Medicaid pharmacy issues related to this committee.


Contact: Rachel Cain, Pharmacist, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 225-2873, FAX (804) 786-5799, (800) 343-0634/TTY , e-mail rachel.cain@dmas.virginia.gov.

BOARD OF MEDICINE


June 22, 2006 - 8 a.m. -- Open Meeting

Department of Health Professions, 6603 West Broad Street, 5th Floor, Board Room 2, Richmond, Virginia. 


A regular meeting of the board to consider regulatory and disciplinary matters as may be presented on the agenda. Public comment on agenda items will be received at the beginning of the meeting.

Contact: William L. Harp, M.D., Executive Director, Board of Medicine, Alcoa Bldg., 6603 W. Broad St., 5th Floor, Richmond, VA 23230-1712, telephone (804) 662-9908, FAX (804) 662-9943, (804) 662-7197/TTY , e-mail william.harp@dhp.virginia.gov.

June 22, 2006 - 1 p.m. -- Open Meeting

Department of Health Professions, 6603 West Broad Street, 5th Floor, Board Room 4, Richmond, Virginia. 


A meeting of the Credentials Committee to consider applicants' eligibility for licensure. No public comment will be received.

Contact: William L. Harp, M.D., Executive Director, Board of Medicine, Alcoa Bldg., 6603 W. Broad St., 5th Floor, Richmond, VA 23230-1712, telephone (804) 662-9908, FAX (804) 662-9943, (804) 662-7197/TTY , e-mail william.harp@dhp.virginia.gov.


† July 5, 2006 - 9 a.m. -- Open Meeting

Department of Health Professions, 6603 West Broad Street, 5th Floor, Richmond, Virginia.


A special conference committee will convene informal conferences to inquire into allegations that certain practitioners of medicine or other healing arts may have violated certain laws and regulations governing the practice of medicine. Further, the committee may review cases with board staff for case disposition, including consideration of consent orders for settlement. The committee will meet in open and closed sessions pursuant to the Code of Virginia. Public comment will not be received.

Contact: Renee S. Dixon, Discipline Case Manager, Department of Health Professions, 6603 W. Broad St., 5th Floor, Richmond, VA 23230, telephone (804) 662-7009, FAX (804) 662-9517, (804) 662-7197/TTY , e-mail renee.dixon@dhp.virginia.gov.

August 11, 2006 - 8 a.m. -- Open Meeting


Department of Health Professions, 6603 West Broad Street, 5th Floor, Board Room 2, Richmond, Virginia. 

A meeting of the Executive Committee to consider regulatory and disciplinary matters as may be presented on the agenda. Public comment on agenda items will be received at the beginning of the meeting.

Contact: William L. Harp, M.D., Executive Director, Board of Medicine, Alcoa Bldg., 6603 W. Broad St., 5th Floor, Richmond, VA 23230-1712, telephone (804) 662-9908, FAX (804) 662-9943, (804) 662-7197/TTY , e-mail william.harp@dhp.virginia.gov.

Calendar of Events


DEPARTMENT OF MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES

June 28, 2006 - 10 a.m. -- Open Meeting
Department of Rehabilitative Services, 8004 Franklin Farms
Drive, Richmond, Virginia.  (Interpreter for the deaf provided
upon request)


A meeting of the Virginia Mental Health Planning Council to
review the MHBG plan, review the MHBG implementation
report, develop a plan for 2006 issues, and monitor and
evaluate mental health programs.

Contact: Will Ferriss, LCSW, Director, Planning and
Evaluation, Office of Mental Health, Department of Mental
Health, Mental Retardation and Substance Abuse Services,
1220 Bank St., Richmond, VA 23218, telephone (804) 371-
0363, FAX (804) 371-0091, e-mail
will.ferriss@co.dmhmrzas.virginia.gov.


VIRGINIA MUSEUM OF FINE ARTS

June 15, 2006 - 9 a.m. -- Open Meeting
Virginia Museum of Fine Arts, The Pauley Center Parlor, 200
North Boulevard, Richmond, Virginia. 

A meeting of the Joint Executive and Fiscal Oversight
Committee for staff to update the committee. Public
comment will not be received.

Contact: Suzanne Broyles, Secretary of the Museum,
Virginia Museum of Fine Arts, 200 N. Boulevard, Richmond,
VA 23220, telephone (804) 340-1503, FAX (804) 340-1502,
toll-free (800) 943-8632, (804) 340-1401/TTY , e-mail
suzanne.broyles@vmfa.museum.


FOUNDATION FOR VIRGINIA'S NATURAL RESOURCES

† **July 11, 2006 - 9 a.m.** -- Open Meeting
Department of Forestry, 900 Natural Resources Drive, Board
Room, Charlottesville, Virginia.  (Interpreter for the deaf
provided upon request)

A regular business meeting.


Contact: Brenda Taylor, Administrative Staff Assistant,
Foundation for Virginia's Natural Resources, 900 Natural
Resources Dr., Suite 800, Charlottesville, VA 22903,
telephone (434) 977-6555, FAX (434) 977-7749, e-mail
brenda.taylor@dof.virginia.gov.


BOARD OF NURSING

† **June 12, 2006 - 9 a.m.** -- Open Meeting
June 20, 2006 - 9 a.m. -- Open Meeting
June 27, 2006 - 9 a.m. -- Open Meeting
Department of Health Professions, 6603 West Broad Street,
5th Floor, Richmond, Virginia. 


A Special Conference Committee comprised of two or three
members of the Virginia Board of Nursing or agency

subordinate will conduct informal conferences with
licensees and certificate holders. Public comment will not be
received.

Contact: Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive
Director, Board of Nursing, 6603 W. Broad St., 5th Floor,
Richmond, VA 23230, telephone (804) 662-9909, FAX (804)
662-9512, (804) 662-7197/TTY , e-mail
nursebd@dhp.virginia.gov.

June 30, 2006 - 10 a.m. -- Open Meeting
Department of Health Professions, 6603 West Broad Street,
5th Floor, Board Room 3, Richmond, Virginia. 


A meeting of the Medication Aide Curriculum Development
Subcommittee to continue development of the curriculum
for medication aide programs.

Contact: Jay P. Douglas, R.N., Executive Director, Board of
Nursing, Alcoa Bldg., 6603 W. Broad St., 5th Floor, Richmond,
VA 23230-1712, telephone (804) 662-9909, FAX (804) 662-
9512, (804) 662-7197/TTY , e-mail
jay.douglas@dhp.virginia.gov.


July 17, 2006 - 9 a.m. -- Open Meeting

July 19, 2006 - 9 a.m. -- Open Meeting


July 20, 2006 - 9 a.m. -- Open Meeting

Department of Health Professions, 6603 West Broad Street,
5th Floor, Board Room 2, Richmond, Virginia. 


A panel of the board will conduct formal hearings with
licensees and/or certificate holders. Public comment will not
be received.

Contact: Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive
Director, Board of Nursing, 6603 W. Broad St., 5th Floor,
Richmond, VA 23230, telephone (804) 662-9909, FAX (804)
662-9512, (804) 662-7197/TTY , e-mail
nursebd@dhp.virginia.gov.

July 18, 2006 - 9 a.m. -- Open Meeting

Department of Health Professions, 6603 West Broad Street,
5th Floor, Board Room 2, Richmond, Virginia. 

A meeting to conduct general business including receipt of
committee reports, and consideration of regulatory action
and discipline case decisions as presented on the agenda.
Public comment will be received at 11 a.m.

Contact: Jay P. Douglas, R.N., Executive Director, Board of
Nursing, Alcoa Bldg., 6603 W. Broad St., 5th Floor, Richmond,
VA 23230-1712, telephone (804) 662-9909, FAX (804) 662-
9512, (804) 662-7197/TTY , e-mail
jay.douglas@dhp.virginia.gov.

JOINT BOARDS OF NURSING AND MEDICINE

June 21, 2006 - 9 a.m. -- Open Meeting

August 23, 2006 - 9 a.m. -- Open Meeting

Department of Health Professions, 6603 West Broad Street,
5th Floor, Richmond, Virginia. 

A regular meeting.

Contact: Jay P. Douglas, R.N., Executive Director, Board of
Nursing, Alcoa Bldg., 6603 W. Broad St., 5th Floor, Richmond,

VA 23230-1712, telephone (804) 662-9909, FAX (804) 662-9512, (804) 662-7197/TTY ☎, e-mail jay.douglas@dhp.virginia.gov.

OLD DOMINION UNIVERSITY

June 16, 2006 - 1 p.m. -- Open Meeting
Webb University Center, Old Dominion University, Norfolk, Virginia. ♿

A quarterly meeting of the governing board of the institution to discuss business of the board and the institution as determined by the Rector and the President. Public comment will not be received by the board.

Contact: Donna Meeks, Executive Secretary to the Board of Visitors, Old Dominion University, 204 Koch Hall, Old Dominion University, Norfolk, VA 23529, telephone (757) 683-3072, FAX (757) 683-5679, e-mail dmeeks@odu.edu.

BOARD FOR OPTICIANS

August 18, 2006 - 9:30 a.m. -- Open Meeting
Department of Professional and Occupational Regulation, 3600 West Broad Street, 4th Floor, Richmond, Virginia ♿

A general business meeting including consideration of regulatory issues as may be presented on the agenda. The meeting is open to the public; however, a portion of the board's business may be discussed in closed session. Public comment will be heard at the beginning of the meeting. Person desiring to participate in the meeting and requiring special accommodations or interpretive 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: William H. Ferguson, II, Executive Director, Board for Opticians, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8590, FAX (804) 367-6295, (804) 367-9753/TTY ☎, e-mail opticians@dpor.virginia.gov.

VIRGINIA OUTDOORS FOUNDATION

June 21, 2006 - 1 p.m. -- Open Meeting
June 22, 2006 - 9 a.m. -- Open Meeting
Charlottesville, Virginia (location to be announced).

A meeting to discuss policy and easement. Public comment will be received.

Contact: Trisha Cleary, Administrative Assistant, Department of Conservation and Recreation, 101 N. 14th St., 17th Floor, Richmond, VA 23219, telephone (804) 225-2147, FAX (804) 371-4810, e-mail tcleary@vofonline.org.

VIRGINIA BOARD FOR PEOPLE WITH DISABILITIES

June 15, 2006 - 8:30 a.m. -- Open Meeting
Wyndham Richmond Airport Hotel, 4700 South Laburnum Avenue, Richmond, Virginia ♿ (Interpreter for the deaf provided upon request)

A meeting of the Community Integration Committee that is part of the Virginia Board for People with Disabilities quarterly board meeting.

Contact: Katherine Lawson, Outreach Manager, Virginia Board for People with Disabilities, 202 N. 9th St., 9th Floor, Richmond, VA 23219, telephone (804) 786-9376, FAX (804) 786-1118, toll-free (800) 846-4464, (804) 786-0016/TTY ☎, e-mail katherine.lawson@vbpd.virginia.gov.

June 15, 2006 - 8:30 a.m. -- Open Meeting
Wyndham Richmond Airport Hotel, 4700 South Laburnum Avenue, Richmond, Virginia ♿ (Interpreter for the deaf provided upon request)

A meeting of the Community Living and Transportation Committee that is part of the Virginia Board for People with Disabilities quarterly board meeting.

Contact: Teri Barker-Morgan, Programs Manager, Virginia Board for People with Disabilities, 202 N. 9th St., 9th Floor, Richmond, VA 23219, telephone (804) 786-9371, FAX (804) 786-1118, toll-free (800) 846-4464, (804) 786-0016/TTY ☎, e-mail teri.barker@vbpd.virginia.gov.

June 15, 2006 - 8:30 a.m. -- Open Meeting
Wyndham Richmond Airport Hotel, 4700 South Laburnum Avenue, Richmond, Virginia ♿ (Interpreter for the deaf provided upon request)

A meeting of the Education Committee that is part of the Virginia Board for People with Disabilities quarterly board meeting.

Contact: Linda Redmond, Research, Evaluation and Program Manager, Virginia Board for People with Disabilities, 202 N. 9th St., 9th Floor, Richmond, VA 23219, telephone (804) 786-7333, FAX (804) 786-1118, toll-free (800) 846-4464, (804) 786-0016/TTY ☎, e-mail linda.redmond@vbpd.virginia.gov.

June 15, 2006 - 8:30 a.m. -- Open Meeting
Wyndham Richmond Airport Hotel, 4700 South Laburnum Avenue, Richmond, Virginia ♿ (Interpreter for the deaf provided upon request)

A meeting of the Employment Committee that is part of the Virginia Board for People with Disabilities quarterly board meeting.

Contact: Lynne Talley, Grants Manager, Virginia Board for People with Disabilities, 202 N. 9th St., 9th Floor, Richmond, VA 23219, telephone (804) 786-9375 FAX (804) 786-1118, toll-free (800) 846-4464, (804) 786-0016/TTY ☎, e-mail lynne.talley@vbpd.virginia.gov.

June 15, 2006 - 8:30 a.m. -- Open Meeting
Wyndham Richmond Airport Hotel, 4700 South Laburnum Avenue, Richmond, Virginia ♿ (Interpreter for the deaf provided upon request)

A quarterly board meeting. Public comment will be received from 1:20 p.m. to 1:30 p.m.

Contact: Sandra Smalls, Executive Assistant, Virginia Board for People with Disabilities, 202 N. 9th St., 9th Floor, Richmond, VA 23219, telephone (804) 786-9368, FAX (804)

Calendar of Events

786-1118, toll-free (800) 846-4464, (804) 786-0016/TTY ☎, e-mail sandra.smalls@vbpd.virginia.gov.

BOARD OF PSYCHOLOGY

June 19, 2006 - 10 a.m. -- Open Meeting
Department of Health Professions, 6603 West Broad Street, 5th Floor, Richmond, Virginia. ♿

An informal conference.

Contact: Evelyn B. Brown, Executive Director, Board of Psychology, Alcoa Bldg., 6603 W. Broad St., 5th Floor, Richmond, VA 23230-1712, telephone (804) 662-9913, FAX (804) 662-9943, (804) 662-7197/TTY ☎, e-mail evelyn.brown@dhp.virginia.gov.

July 11, 2006 - 9:30 a.m. -- Open Meeting
Department of Health Professions, 6603 West Broad Street, 5th Floor, Richmond, Virginia. ♿

A meeting to include reports from standing committees and any regulatory and disciplinary matters as may be presented on the agenda. Public comment will be received at the beginning of the meeting.

Contact: Evelyn B. Brown, Executive Director, Board of Psychology, Alcoa Bldg., 6603 W. Broad St., 5th Floor, Richmond, VA 23230-1712, telephone (804) 662-9913, FAX (804) 662-9943, (804) 662-7197/TTY ☎, e-mail evelyn.brown@dhp.virginia.gov.

VIRGINIA PUBLIC GUARDIAN AND CONSERVATOR ADVISORY BOARD

June 22, 2006 - 10 a.m. -- Open Meeting
Department for the Aging, 1610 Forest Avenue, Suite 100, Richmond, Virginia. ♿

A quarterly meeting.

Contact: Janet Dingle Brown, Esq., Public Guardianship Coordinator and Legal Services Developer, Department for the Aging, 1610 Forest Ave., Suite 100, Richmond, VA 23229, telephone (804) 662-7049, FAX (804) 662-9354, toll-free (800) 552-3402, (804) 662-9333/TTY ☎, e-mail janet.brown@vda.virginia.gov.

REAL ESTATE APPRAISER BOARD

June 12, 2006 - 1 p.m. -- Open Meeting
Department of Professional and Occupational Regulation, 3600 West Broad Street, 4th Floor, Room 453, Richmond, Virginia. ♿

An informal fact-finding conference.

Contact: Christine Martine, Executive Director, Real Estate Appraiser Board, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8552, FAX (804) 367-6946, (804) 367-9753/TTY ☎, e-mail reappraisers@dpor.virginia.gov.

August 29, 2006 - 10 a.m. -- Open Meeting

Department of Professional and Occupational Regulation, 3600 West Broad Street, 4 West Conference Room, Richmond, Virginia. ♿

A meeting to discuss board business.

Contact: Christine Martine, Executive Director, Real Estate Appraiser Board, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8552, FAX (804) 367-6946, (804) 367-9753/TTY ☎, e-mail reappraisers@dpor.virginia.gov.

REAL ESTATE BOARD

July 12, 2006 - 3:30 p.m. -- Open Meeting
Department of Professional and Occupational Regulation, 3600 West Broad Street, 4th Floor, Room 453, Richmond, Virginia. ♿

Informal fact-finding conferences.

Contact: Christine Martine, Executive Director, Real Estate Board, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8552, FAX (804) 367-6946, (804) 367-9753/TTY ☎, e-mail reboard@dpor.virginia.gov.

July 13, 2006 - 9 a.m. -- Open Meeting
Department of Professional and Occupational Regulation, 3600 West Broad Street, 4th Floor, Richmond, Virginia. ♿

A meeting to discuss board business.

Contact: Christine Martine, Executive Director, Real Estate Appraiser Board, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8552, FAX (804) 367-6946, (804) 367-9753/TTY ☎, e-mail reappraisers@dpor.virginia.gov.

DEPARTMENT OF REHABILITATIVE SERVICES

August 14, 2006 - 11:30 a.m. -- Open Meeting
Department of Rehabilitative Services, 8004 Franklin Farms Dr., Richmond, Virginia. ♿

A quarterly meeting of the Statewide Rehabilitation Council. Public comment will be received at approximately 11:45 a.m.

Contact: Barbara Tyson, Staff Support, Department of Rehabilitative Services, 8004 Franklin Farms Dr., Richmond, VA 23229, telephone (804) 662-7010, FAX (804) 662-7644, toll-free (800) 552-5019, (800) 464-9950/TTY ☎, e-mail barbara.tyson@drs.virginia.gov.

Commonwealth Neurotrauma Initiative Trust Fund Advisory Board


June 28, 2006 - 10 a.m. -- Open Meeting
Forest Office Park, 1602 Rolling Hills Drive, Ratcliffe Building, 2nd Floor, Conference Room, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A quarterly meeting.

Contact: Kristie Chamberlain, CNI Program Administrator, Department of Rehabilitative Services, 8004 Franklin Farms Dr., Richmond, VA 23229, telephone (804) 662-7154, FAX

(804) 661-7663, toll-free (800) 552-5019, e-mail kristie.chamberlain@drs.virginia.gov.

VIRGINIA SMALL BUSINESS FINANCING AUTHORITY

† **June 21, 2006 - Noon** -- Open Meeting
Department of Business Assistance, 707 East Main Street, 3rd Floor Board Room, Richmond, Virginia. 


A meeting to review applications for loans submitted to the authority for approval and to discuss general business of the board. Meeting time is subject to change depending upon the board's agenda.

Contact: Scott E. Parsons, Executive Director, Department of Business Assistance, P.O. Box 446, Richmond, VA 23218-0446, telephone (804) 371-8256, FAX (804) 225-3384, toll-free (866) 248-8814, e-mail scott.parsons@dba.virginia.gov.

STATE BOARD OF SOCIAL SERVICES


† **June 14, 2006 - 9 a.m.** -- Open Meeting
Department of Social Services, 22554 Center Parkway, Accomack, Virginia.

A regular business meeting. Public comment will be received at 1:30 p.m. The Poverty Committee meets at 4 p.m.


Contact: Pat Rengnerth, Board Liaison, State Board of Social Services, Office of Legislative and Regulatory Affairs, 7 N. 8th St., Room 5214, Richmond, VA 23219, telephone (804) 726-7905, FAX (804) 726-7906, (800) 828-1120/TTY , e-mail patricia.rengnerth@dss.virginia.gov.

† **June 15, 2006 - 9 a.m.** -- Open Meeting
Department of Social Services, 22554 Center Parkway, Accomack, Virginia .


A regular business meeting.

Contact: Pat Rengnerth, Board Liaison, State Board of Social Services, Office of Legislative and Regulatory Affairs, 7 N. 8th St., Room 5214, Richmond, VA 23219, telephone (804) 726-7905, FAX (804) 726-7906, (800) 828-1120/TTY , e-mail patricia.rengnerth@dss.virginia.gov.

BOARD OF SOCIAL WORK


June 16, 2006 - 10 a.m. -- Open Meeting
Department of Health Professions, 6603 West Broad Street, 5th Floor, Conference Room 4, Richmond, Virginia. 

A meeting of the Regulatory Committee to discuss regulations regarding supervision necessary for licensure.


Contact: Benjamin Foster, Deputy Executive Director, Board of Social Work, Alcoa Bldg., 6603 W. Broad St., 5th Floor, Richmond, VA 23230-1712, telephone (804) 662-9575, FAX (804) 662-7250, (804) 662-7197/TTY , e-mail benjamin.foster@dhp.virginia.gov.

July 14, 2006 - 10 a.m. -- Open Meeting
Department of Health Professions, 6603 West Broad Street, 5th Floor, Richmond, Virginia.


A regular business meeting.

Contact: Evelyn B. Brown, Executive Director, Board of Social Work, Alcoa Bldg., 6603 W. Broad St., 5th Floor, Richmond, VA 23230-1712, telephone (804) 662-9914, FAX (804) 662-7250, (804) 662-7197/TTY , e-mail evelyn.brown@dhp.virginia.gov.

BOARD FOR PROFESSIONAL SOIL SCIENTISTS AND WETLAND PROFESSIONALS


July 31, 2006 - 9 a.m. -- Open Meeting
Department of Professional and Occupational Regulation, 3600 West Broad Street, Richmond, Virginia. 

A meeting of the Soil Scientists and Wetland Delineators Board to conduct board business. The meeting is open to the public; however, a portion of the board's business may be discussed in closed session. Persons desiring to participate in the meeting and requiring special accommodations or interpretive services should contact the department at least 10 days prior to the meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.

Contact: Mark N. Courtney, Executive Director, Board for Professional Soil Scientists and Wetland Professionals, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8514, FAX (804) 367-2475, (804) 367-9753/TTY , e-mail soilscientist@dpor.virginia.gov.

DEPARTMENT OF TAXATION


State Land Evaluation Advisory Council

† **August 1, 2006 - 11 a.m.** -- Open Meeting
† **September 11, 2006 - 11 a.m.** -- Open Meeting
2220 West Broad Street, Richmond, Virginia. 

A meeting to adopt suggested ranges of value for agricultural, horticultural, forest and open-space land use and the use-value assessment program.

Contact: H. Keith Mawyer, Property Tax Manager, Department of Taxation, 2220 W. Broad St., Richmond, VA 23220, telephone (804) 367-8020, e-mail keith.mawyer@tax.virginia.gov.

TREASURY BOARD

June 21, 2006 - 9 a.m. -- Open Meeting
July 19, 2006 - 9 a.m. -- Open Meeting
August 16, 2006 - 9 a.m. -- Open Meeting
101 North 14th Street, 3rd Floor, Richmond, Virginia. 

A regular meeting.


Contact: J. Braxton Powell, Treasurer, Department of the Treasury, 101 N. 14th St., 3rd Floor, Richmond, VA 23218,

Calendar of Events

telephone (225) 225-2142, FAX (225) 225-3187, e-mail braxton.powell@trs.virginia.gov.

DEPARTMENT OF VETERANS SERVICES


Veterans Services Foundation

July 26, 2006 - 11 a.m. -- Open Meeting
American Legion Department of Virginia, 1708 Commonwealth Avenue, Richmond, Virginia. 

A regular meeting. Public comment will be heard at the conclusion of the meeting.

Contact: Roz J. Trent, Director of Communications, Department of Veterans Services, 900 E. Main St., Richmond, VA 23219, telephone (804) 786-0220, FAX (804) 786-0302, e-mail roz.trent@dvs.virginia.gov.

Board of Veterans Services

July 10, 2006 - 11:30 a.m. -- Open Meeting
Virginia War Memorial, 621 South Belvidere Street, Richmond, Virginia. 


A regular meeting.

Contact: Rhonda Earman, Special Assistant to Commissioner, Department of Veterans Services, 900 E. Main St., Richmond, VA 23219, telephone (804) 786-0286, e-mail rhonda.earman@dvs.virginia.gov.


BOARD OF VETERINARY MEDICINE

† June 15, 2006 - 9 a.m. -- Open Meeting
Department of Health Professions, 6603 West Broad Street, 5th Floor, Richmond, Virginia. 

Informal conferences. Public comment will not be received.

Contact: Terri Behr, Administrative Specialist, Department of Health Professions, 6603 W. Broad St., 5th Floor, Richmond, VA 23230, telephone (804) 662-9915, FAX (804) 662-7098, (804) 662-7197/TTY , e-mail terri.behr@dhp.virginia.gov.


COUNCIL ON VIRGINIA'S FUTURE

June 14, 2006 - 10 a.m. -- Open Meeting
General Assembly Building, 9th and Broad Streets, Senate Room A, Richmond, Virginia. 

A meeting of the full council.

Contact: Gilbert M. An (Gigi), Executive Assistant to the Director, Council on Virginia's Future, 700 E. Franklin St., Suite 700, Richmond, VA 23219, telephone (804) 371-2346, FAX (804) 371-0234, e-mail gma2n@virginia.edu.


VIRGINIA WASTE MANAGEMENT BOARD

July 20, 2006 - 10 a.m. -- Open Meeting
Department of Environmental Quality, Piedmont Regional Office, 4949-A Cox Road, Glen Allen, Virginia. 

A meeting of the advisory committee assisting the department in the development of amendment 6 to the solid waste management regulations.

Contact: Robert G. Wickline, Virginia Waste Management Board, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4213, e-mail rgwickline@deq.virginia.gov.

STATE WATER CONTROL BOARD


June 12, 2006 - 3 p.m. -- Public Hearing
Department of Environmental Quality, Piedmont Regional Office, 4949-A Cox Road, Glen Allen, Virginia. 

June 30, 2006 - Public comments may be submitted until 5 p.m. on this date.

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the State Water Control Board intends to adopt regulations entitled **9 VAC 25-820, General Virginia Pollutant Discharge Elimination System (VPDES) Watershed Permit Regulations for Total Nitrogen and Total Phosphorus Discharges and Nutrient Trading in the Chesapeake Bay Watershed in Virginia**. The purpose of the proposed action is establish a general VPDES permit for annual maximum VPDES permitted point source discharge limitations for total nitrogen and total phosphorus to the Chesapeake Bay Watershed and nutrient trading mechanism.


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

Contact: Kyle Winter, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4182, FAX (804) 698-4032 or e-mail kiwinter@deq.virginia.gov.

† June 21, 2006 - 7 p.m. -- Public Hearing
Arcadia High School Auditorium, Arcadia, Virginia. 

A public hearing to receive comments on the proposed issuance of a permit for Captain's Cove Development sewage treatment plant in Accomack County and the socio-economic effect of the proposed activity. An informational briefing on the proposed permit will convene at 6:30 p.m. The public comment period ends on July 7, 2006.


Contact: Robert E. Smithson, Department of Environmental Quality, 5636 Southern Blvd., Virginia Beach, VA 23462, telephone (757) 518-2106, FAX (757) 518-2009, e-mail resmithson@deq.virginia.gov

June 29, 2006 - 10 a.m. -- Open Meeting
Department of Environmental Quality, 629 East Main Street, Richmond, Virginia. 

A public meeting on the State Water Control Board's notice of intent to amend the above ground storage tank and pipeline facility financial responsibility requirements. The notice of intent appears in the Virginia Register of Regulations on May 29, 2006. The comment period beings on May 29, 2006, and ends on July 7, 2006.

Contact: Leslie D. Beckwith, State Water Control Board, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4123, e-mail lbeckwith@deq.virginia.gov.


July 6, 2006 - 9:30 a.m. -- Open Meeting

August 3, 2006 - 9:30 a.m. -- Open Meeting
Department of Environmental Quality, Piedmont Regional Office, 4949-A Cox Road, Glen Allen, Virginia. 


A meeting of the Advisory Committee established to assist in the development of regulations concerning wastewater reclamation and reuse.

Contact: Valerie Rourke, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4158, e-mail varourke@deq.virginia.gov.

BOARD FOR WATERWORKS AND WASTEWATER WORKS OPERATORS


June 21, 2006 - 8:30 a.m. -- Open Meeting
Department of Professional and Occupational Regulation, 3600 West Broad Street, Richmond, Virginia. 

A meeting to conduct board business. The meeting is open to the public; however, a portion of the board's business may be discussed in closed session. Persons desiring to participate in the meeting and requiring special accommodations or interpretive 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: David E. Dick, Executive Director, Board for Waterworks and Wastewater Works Operators, 3600 W. Broad St. Richmond, VA 23230, telephone (804) 367-8595, FAX (804) 367-2475, (804) 367-9753/TTY , e-mail waterwasteoper@dpor.virginia.gov.

INDEPENDENT


STATE LOTTERY BOARD

† **July 19, 2006 - 9:30 a.m.** -- Open Meeting
State Lottery Department, 900 East Main Street, 13th Floor, Richmond, Virginia. 

A regular meeting. There will be an opportunity for public comment shortly after the meeting is convened.


Contact: Frank S. Ferguson, Director, Legislative and Regulatory Affairs, State Lottery Department, 900 E. Main St., Richmond, VA 23219, telephone (804) 692-7901, FAX (804) 692-7905, e-mail fferguson@valottery.state.va.us.


VIRGINIA OFFICE FOR PROTECTION AND ADVOCACY

June 28, 2006 - 10 a.m. -- Open Meeting
Virginia Office for Protection and Advocacy, 1910 Byrd Avenue, Suite 5, Richmond, Virginia.  (Interpreter for the deaf provided upon request)


A joint meeting of the Protection and Advocacy for Individuals with Mental Illness (PAIMI) Advisory Council and the Disability Advisory Council (DAC). Public comment by


telephone is welcome and will be received at the beginning of the meeting. For information on participating in this conference call or if you wish to provide public comment via telephone, you must call Lisa Shehi at 1-800-552-3962 (Voice/TTY) or e-mail lisa.shehi@vopa.virginia.gov no later than Monday, June 14, 2006. Ms. Shehi will take your name and phone number and you will be telephoned during the public comment period. For further information, please contact Ms. Shehi. If interpreter services or other accommodations are required, please contact Ms. Shehi no later than June 14, 2006.

Contact: Lisa Shehi, Executive Assistant, Virginia Office for Protection and Advocacy, 1910 Byrd Ave., Suite 5, Richmond, VA 23230, telephone (804) 225-2042, FAX (804) 662-7431, toll-free (800) 552-3962, (804) 225-2042/TTY , e-mail lisa.shehi@vopa.virginia.gov.


July 12, 2006 - 9 a.m. -- Teleconference
VOPA Conference Room, 1910 Byrd Avenue, Richmond, Virginia.  (Interpreter for the deaf provided upon request)


A teleconference meeting of the Priorities and Public Awareness Committee. Public comment by telephone is welcome and will be received at the beginning of the meeting. For information on participating in this conference call or if you wish to provide public comment via telephone, you must call Lisa Shehi at 1-800-552-3962 (Voice/TTY) or e-mail lisa.shehi@vopa.virginia.gov no later than Monday, June 26, 2006. For further information, please contact Ms. Shehi. If interpreter services or other accommodations are required, please contact Ms. Shehi no later than Monday, June 26, 2006.

Contact: Lisa Shehi, Executive Assistant, Virginia Office for Protection and Advocacy, 1910 Byrd Ave., Suite 5, Richmond, VA 23230, telephone (804) 225-2042, FAX (804) 662-7431, toll-free (800) 552-3962, (804) 225-2042/TTY , e-mail lisa.shehi@vopa.virginia.gov.

July 17, 2006 - 10 a.m. -- Open Meeting
VOPA Conference Room, 1910 Byrd Avenue, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting of the Finance and Resource Development Committee. Public comment is welcome and will be received beginning at 10 a.m. on July 17, 2006. Public comment will also be accepted by telephone. If you wish to provide public comment via telephone, you must call Lisa Shehi at 1-800-552-3962 (Voice/TTY) or via e-mail at lisa.shehi@vopa.virginia.gov no later than June 30, 2006. Ms. Shehi will take your name and phone number and you will be telephoned during the public comment period. If interpreter services or other accommodations are required, please contact Ms. Shehi no later than June 30, 2006.

Contact: Lisa Shehi, Executive Assistant, Virginia Office for Protection and Advocacy, 1910 Byrd Ave., Suite 5, Richmond, VA 23230, telephone (804) 225-2042, FAX (804) 662-7431, toll-free (800) 552-3962, (804) 225-2042/TTY , e-mail lisa.shehi@vopa.virginia.gov.

July 19, 2006 - 4 p.m. -- Open Meeting
VOPA Conference Room, 1910 Byrd Avenue, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

Calendar of Events

A meeting of the Internal Policy Committee. Public comment is welcome and will be received beginning at 4 p.m. on July 19, 2006. Public comment will also be accepted by telephone. If you wish to provide public comment via telephone, you must call Lisa Shehi at 1-800-552-3962 (Voice/TTY) or via e-mail at lisa.shehi@vopa.virginia.gov no later than July 5, 2006. Ms. Shehi will take your name and phone number and you will be telephoned during the public comment period. If interpreter services or other accommodations are required, please contact Ms. Shehi no later than July 5, 2006.

Contact: Lisa Shehi, Executive Assistant, Virginia Office for Protection and Advocacy, 1910 Byrd Ave., Suite 5, Richmond, VA 23230, telephone (804) 225-2042, FAX (804) 662-7431, toll-free (800) 552-3962, (804) 225-2042/TTY ☎, e-mail lisa.shehi@vopa.virginia.gov.

Disabilities Advisory Council

July 12, 2006 - 10 a.m. - CANCELED

Virginia Office for Protection and Advocacy, Byrd Building, 1910 Byrd Avenue, Suite 5, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

The regular meeting is canceled.

Contact: Lisa Shehi, Administrative Assistant, Virginia Office for Protection and Advocacy, 1910 Byrd Ave., Suite 5, Richmond, VA 23230, telephone (804) 225-2042, FAX (804) 662-7413, toll-free (800) 552-3962, (804) 225-2042/TTY ☎, e-mail lisa.shehi@vopa.virginia.gov.

Board for Protection and Advocacy

July 20, 2006 - 9 a.m. -- Open Meeting

Virginia Office for Protection and Advocacy, Byrd Building, 1910 Byrd Avenue, Suite 5, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A meeting of the Governing Board. Public comment is welcomed by the board and will be received beginning at 9 a.m. on July 20, 2006. Public comment will also be accepted by telephone. If you wish to provide public comment via telephone, call Lisa Shehi at 1-800-552-3962 (Voice/TTY) or e-mail lisa.shehi@vopa.virginia.gov no later than July 6, 2006. Ms. Shehi will take your name and phone number and you will be telephoned during the public comment period. If interpreter services or other accommodations are required, please contact Ms. Shehi, no later than July 6, 2006.

Contact: Lisa Shehi, Administrative Assistant, Virginia Office for Protection and Advocacy, 1910 Byrd Ave., Suite 5, Richmond, VA 23230, telephone (804) 225-2042, FAX (804) 662-7413, toll-free (800) 552-3962, (804) 225-2042/TTY ☎, e-mail lisa.shehi@vopa.virginia.gov.

PAIMI Advisory Council

August 17, 2006 - 10 a.m. -- Open Meeting

Location to be determined ♿ (Interpreter for the deaf provided upon request)

Public comment is welcome and will be received at the beginning of the meeting. For those needing interpreter services or other accommodations, please contact Lisa Shehi no later than August 3, 2006.

Contact: Lisa Shehi, Administrative Assistant, Virginia Office for Protection and Advocacy, 1910 Byrd Ave., Suite 5, Richmond, VA 23230, telephone (804) 225-2042, FAX (804) 662-7431, toll-free (800) 552-3962, (804) 225-2042/TTY ☎, e-mail lisa.shehi@vopa.virginia.gov.

VIRGINIA RETIREMENT SYSTEM

June 13, 2006 - Noon -- Open Meeting

† **September 12, 2006 - 9 a.m. -- Open Meeting**

Virginia Retirement System Headquarters, 1200 East Main Street, Richmond, Virginia. ♿

A regular meeting of the Optional Retirement Plan for Higher Education Committee. No public comment will be received at the meeting.

Contact: Patty Atkins-Smith, Legislative Liaison and Policy Analyst, Virginia Retirement System, 1200 E. Main St., Richmond, VA 23219, telephone (804) 344-3123, FAX (804) 786-1541, toll-free (888) 827-3847, (804) 344-3190/TTY ☎, e-mail psmith@varetire.org.

NOTE: CHANGE IN MEETING TIME

June 14, 2006 - 3 p.m. -- Open Meeting

Virginia Retirement System Headquarters, 1200 East Main Street, Richmond, Virginia. ♿

The following committees will meet:

3 p.m. - Audit and Compliance

4 p.m. - Benefits and Actuarial

No public comment will be received at the meetings.

Contact: LaShaunda King, Executive Assistant, Virginia Retirement System, 1200 East Main Street, Richmond, VA 23219, telephone (804) 344-3124, FAX (804) 786-1541, toll-free (888) 827-3847, (804) 344-3190/TTY ☎, e-mail lking@varetire.org.

June 15, 2006 - 9 a.m. -- Open Meeting

Virginia Retirement System, Investment Department, 1111 East Main Street, 3rd Floor, Conference Room, Richmond Virginia. ♿

A meeting of the Investment Advisory Committee. No public comment will be received at the meeting.

Contact: Linda Ritchey, Executive Assistant, Virginia Retirement System, 1111 E. Main St., Richmond, VA 23219, telephone (804) 697-6673, FAX (804) 786-1541, toll-free (888) 827-3847, (804) 344-3190/TTY ☎, e-mail lritchey@varetire.org.

NOTE: CHANGE IN MEETING DESCRIPTION

June 15, 2006 - 1 p.m. -- Open Meeting

Virginia Retirement System Investment Department, 1111 East Main Street, 3rd Floor, Richmond, Virginia. ♿

A regular meeting of the Board of Trustees. There will be a remote location at Stamford Marriott Hotel and Spa,

2 Stamford Forum, 243 Tresser Boulevard, Boardroom 3, Stamford, CT. No public comment will be received at this meeting.

Contact: Harriet Covey, Administrative Assistant, Virginia Retirement System, 1200 E. Main St., Richmond, VA 23219, telephone (804) 649-8059, FAX (804) 786-1541, toll-free (888) 827-3847, (804) 344-3190/TTY ☎, e-mail hcovey@varetire.org.

LEGISLATIVE

JOINT LEGISLATIVE AUDIT AND REVIEW COMMISSION

† **June 12, 2006 - 10 a.m.** -- Open Meeting
General Assembly Building, 9th and Broad Streets, Senate Room A, Richmond, Virginia. ♿

A meeting regarding the impact of assisted living facility regulations: status report; a special report: severance benefits for state employees; and a review of mandated health insurance benefits internal service funds (VITA and DGS).

Contact: Patricia Bishop, Principal Legislative Analyst, Joint Legislative Audit and Review Commission, General Assembly Bldg., 910 Capitol St., Suite 1100, Richmond, VA 23219, telephone (804) 786-1258, FAX (804) 371-0101, e-mail tbishop@leg.state.va.us.

VIRGINIA CODE COMMISSION

June 14, 2006 - 10 a.m. -- Canceled
July 19, 2006 - 10 a.m. -- Open Meeting
August 23, 2006 - 10 a.m. -- Open Meeting
General Assembly Building, 9th and Broad Streets, 6th Floor, Speaker's Conference Room, Richmond, Virginia. ♿

A regularly scheduled meeting.

Contact: Jane D. Chaffin, Registrar of Regulations, 910 Capitol St., 2nd Floor, Richmond, VA 23219, telephone (804) 786-3591, FAX (804) 692-0624, e-mail jchaffin@leg.state.va.us.

SENATE COMMITTEE ON EDUCATION AND HEALTH

June 14, 2006 - 2 p.m. -- Open Meeting
General Assembly Building, 9th and Broad Streets, 4th Floor East Conference Room, Richmond, Virginia. ♿

A regular meeting. For questions regarding scheduling or for individuals requiring interpreter services or other accommodations, telephone Senate Committee Operations at (804) 698-7450, (804) 698-7419/TTY, or write to Senate Committee Operations, P.O. Box 396, Richmond, VA 23218, at least seven days prior to the meeting.

Contact: Hobie Lehman, Senate Committee Operations, General Assembly Bldg., 910 Capitol St., Richmond, VA 23219, telephone (804) 698-7410.

VIRGINIA FREEDOM OF INFORMATION ADVISORY COUNCIL

† **June 12, 2006 - 1:30 p.m.** -- Open Meeting
General Assembly Building, 9th and Broad Streets, House Room C, Richmond, Virginia. ♿

The first meeting of the council for 2006.

Contact: Maria J.K. Everett, Executive Director, Virginia Freedom of Information Advisory Council, General Assembly Bldg., 910 Capitol St., 2nd Floor, Richmond, VA 23219, telephone (804) 225-3056, FAX (804) 371-8705, toll-free (866) 448-4100, e-mail foiaocouncil@leg.state.va.us.

VIRGINIA UNIFORM LAWS COMMISSIONERS

June 22, 2006 - 10 a.m. -- Open Meeting
General Assembly Building, 9th and Broad Streets, 4th Floor West Conference Room, Richmond, Virginia. ♿

A meeting to review of Uniform Acts to be considered by the National Conference of Commissioners on Uniform State Laws at its annual meeting in July.

Contact: Jessica D. French, Senior Attorney, Division of Legislative Services, 910 Capitol St., 2nd Floor, Richmond, VA 23219, telephone (804) 786-3591, FAX (804) 371-8705, e-mail jfrench@leg.state.va.us.

CHRONOLOGICAL LIST

OPEN MEETINGS

June 12
Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects, Board for
Auctioneers Board
† Audit and Review Commission, Joint Legislative Economic Development Partnership, Virginia
† Freedom of Information Advisory Council, Virginia Library Board
Nursing, Board of
Real Estate Appraiser Board
June 13
Alzheimer's Disease and Related Disorders Commission
† Aviation Board, Virginia
Conservation and Recreation, Department of
† Contractors, Board for
† Criminal Justice Services Board
† Governor's Motorcycle Advisory Council
Medical Assistance Services, Board of Retirement System, Virginia
June 14
† Accountancy, Board of

Calendar of Events

Architects, Professional Engineers, Land Surveyors,
Certified Interior Designers and Landscape Architects,
Board for

† Aviation Board, Virginia
Education and Health, Committee on
† Interagency Coordinating Council, Virginia
Juvenile Justice, State Board of
Retirement System, Virginia
† Social Services, State Board of
Virginia's Future, Council on

June 15

Architects, Professional Engineers, Land Surveyors,
Certified Interior Designers and Landscape Architects,
Board for

† Contractors, Board for
Design-Build/Construction Management Review Board
Labor and Industry, Department of
Longwood University
Museum of Fine Arts, Virginia
People with Disabilities, Virginia Board for
Retirement System, Virginia
† Social Services, State Board of
† Veterinary Medicine, Board of

June 16

Architects, Professional Engineers, Land Surveyors,
Certified Interior Designers and Landscape Architects,
Board for

Dentistry, Board of
Environmental Quality, Department of
Housing and Community Development, Department of
- State Building Code Technical Review Board
Longwood University
Old Dominion University
Social Work, Board of

June 19

Alcoholic Beverage Control Board
Chesapeake Bay Local Assistance Board
Labor and Industry, Department of
- Safety and Health Codes Board
Psychology, Board of

June 20

Agriculture and Consumer Services, Department of
- Virginia Wine Board
† Contractors, Board for
† Game and Inland Fisheries, Board of
Nursing, Board of

June 21

Air Pollution Control Board, State
† Architects, Professional Engineers, Land Surveyors,
Certified Interior Designers and Landscape Architects,
Board for
Compensation Board
† Funeral Directors and Embalmers, Board of
Medical Assistance Services, Department of
Nursing and Medicine, Joint Boards of
Outdoors Foundation, Virginia
† Small Business Financing Authority, Virginia
Treasury Board
Waterworks and Wastewater Works Operators, Board for

June 22

† Environmental Quality, Department of
Medicine, Board of

Outdoors Foundation, Virginia
Public Guardian and Conservator Advisory Board, Virginia
Uniform Laws Commissioners, Virginia

June 23

Correctional Education, Board of
Dentistry, Board of

June 26

Medical Assistance Services, Department of

June 27

† Air Pollution Control Board, State
- Small Business Environmental Compliance Advisory
Board

Contractors, Board for

† Funeral Directors and Embalmers, Board of
Marine Resources Commission
Nursing, Board of

June 28

Education, Board of
† Emergency Planning Committee, Local - Winchester
† Health, Department of
- Sewage Handling and Disposal Appeal Review Board
Mental Health, Mental Retardation and Substance Abuse
Services, Department of
Protection and Advocacy, Virginia Office for
Rehabilitative Services, Department of
- Commonwealth Neurotrauma Initiative Trust Fund
Advisory Board

June 29

Water Control Board, State

June 30

Nursing, Board of

July 5

† Medicine, Board of

July 6

Auctioneers Board
Water Control Board, State

July 7

Art and Architectural Review Board
Counseling, Board of
Dentistry, Board of

July 10

Alcoholic Beverage Control Board
Local Government, Commission on
Veterans Services, Department of
- Board of Veterans Services

July 11

Blind and Vision Impaired, Board for
Child Fatality Review Team, State
† Higher Education for Virginia, State Council of
Long-Term Care Administrators, Board of
† Natural Resources, Foundation for Virginia's
Psychology, Board of

July 12

† Aging, Department for the
Hearing Aid Specialists, Board for
Information Technologies Agency, Virginia
- E-911 Wireless Services Board
Jamestown-Yorktown Foundation
Protection and Advocacy, Virginia Office for
Real Estate Board

July 13

Conservation and Recreation, Department of
Real Estate Board

July 14

Social Work, Board of

July 17

Alcoholic Beverage Control Board
Nursing, Board of
Protection and Advocacy, Virginia Office for

July 18

Corrections, Board of
Nursing, Board of

July 19

Agriculture and Consumer Services, Department of
- Virginia Small Grains Board
Code Commission, Virginia
Corrections, Board of
Geology, Board for
† Lottery Board, State
Nursing, Board of
Protection and Advocacy, Virginia Office for
Treasury Board

July 20

Conservation and Recreation, Department of
- Virginia Soil and Water Conservation Board
Design-Build/Construction Management Review Board
Human Resources, Virginia Council on
Nursing, Board of
Protection and Advocacy, Virginia Office for
- Board for Protection and Advocacy
Waste Management Board, Virginia

July 21

Dentistry, Board of

July 25

Contractors, Board for

July 26

Architects, Professional Engineers, Land Surveyors,
Certified Interior Designers and Landscape Architects,
Board for
Education, Board of
† Innovative Technology Authority
Veterans Services, Department of

July 27

Branch Pilots, Board for

July 28

Branch Pilots, Board for

July 31

Professional Soil Scientists and Wetland Professionals,
Board for

August 1

† Taxation, Department of
- State Land Evaluation Advisory Council

August 2

Architects, Professional Engineers, Land Surveyors,
Certified Interior Designers and Landscape Architects,
Board for

August 3

Architects, Professional Engineers, Land Surveyors,
Certified Interior Designers and Landscape Architects,
Board for
† Governor's EMS Advisory Board
Water Control Board, State

August 4

Art and Architectural Review Board

August 7

Alcoholic Beverage Control Board
Barbers and Cosmetology, Board for

August 9

Architects, Professional Engineers, Land Surveyors,
Certified Interior Designers and Landscape Architects,
Board for
† Health, Department of
- Sewage Handling and Disposal Appeal Review Board

August 10

Architects, Professional Engineers, Land Surveyors,
Certified Interior Designers and Landscape Architects,
Board for
Conservation and Recreation, Department of

August 11

† Health, Department of
Medicine, Board of

August 14

Rehabilitative Services, Department of

August 15

Chesapeake Bay Local Assistance Board

August 16

Asbestos, Lead, and Home Inspectors, Virginia Board for
Medical Assistance Services, Department of
Treasury Board

August 17

Design-Build/Construction Management Review Board
Medical Assistance Services, Department of
Protection and Advocacy, Virginia Office for

August 18

Dentistry, Board of
Opticians, Board for

August 21

Alcoholic Beverage Control Board

August 22

Contractors, Board for
Marine Resources Commission

August 23

Code Commission, Virginia
Nursing and Medicine, Joint Boards of

August 29

Real Estate Appraiser Board

September 1

† Art and Architectural Review Board

September 5

† Alcoholic Beverage Control Board

September 6

† Jamestown-Yorktown Foundation

September 7

† Architects, Professional Engineers, Land Surveyors,
Certified Interior Designers and Landscape Architects,
Board for

September 8

† Dentistry, Board of
† Health, Department of

September 11

† Taxation, Department of
- State Land Evaluation Advisory Council

September 12

† Charitable Gaming Board

Calendar of Events

† Child Fatality Review Team, State
† Medical Assistance Services, Board of
† Retirement System, Virginia

PUBLIC HEARINGS

June 12

Water Control Board, State

June 13

Environmental Quality, Department of

June 14

† Environmental Quality, Department of

June 21

† Water Control Board, State

July 10

† Local Government, Commission on