

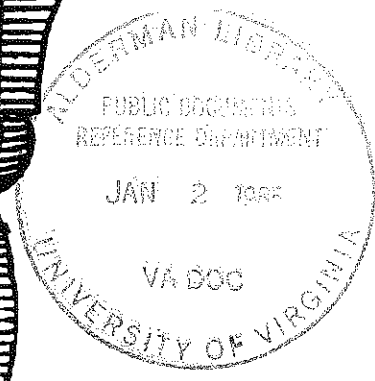
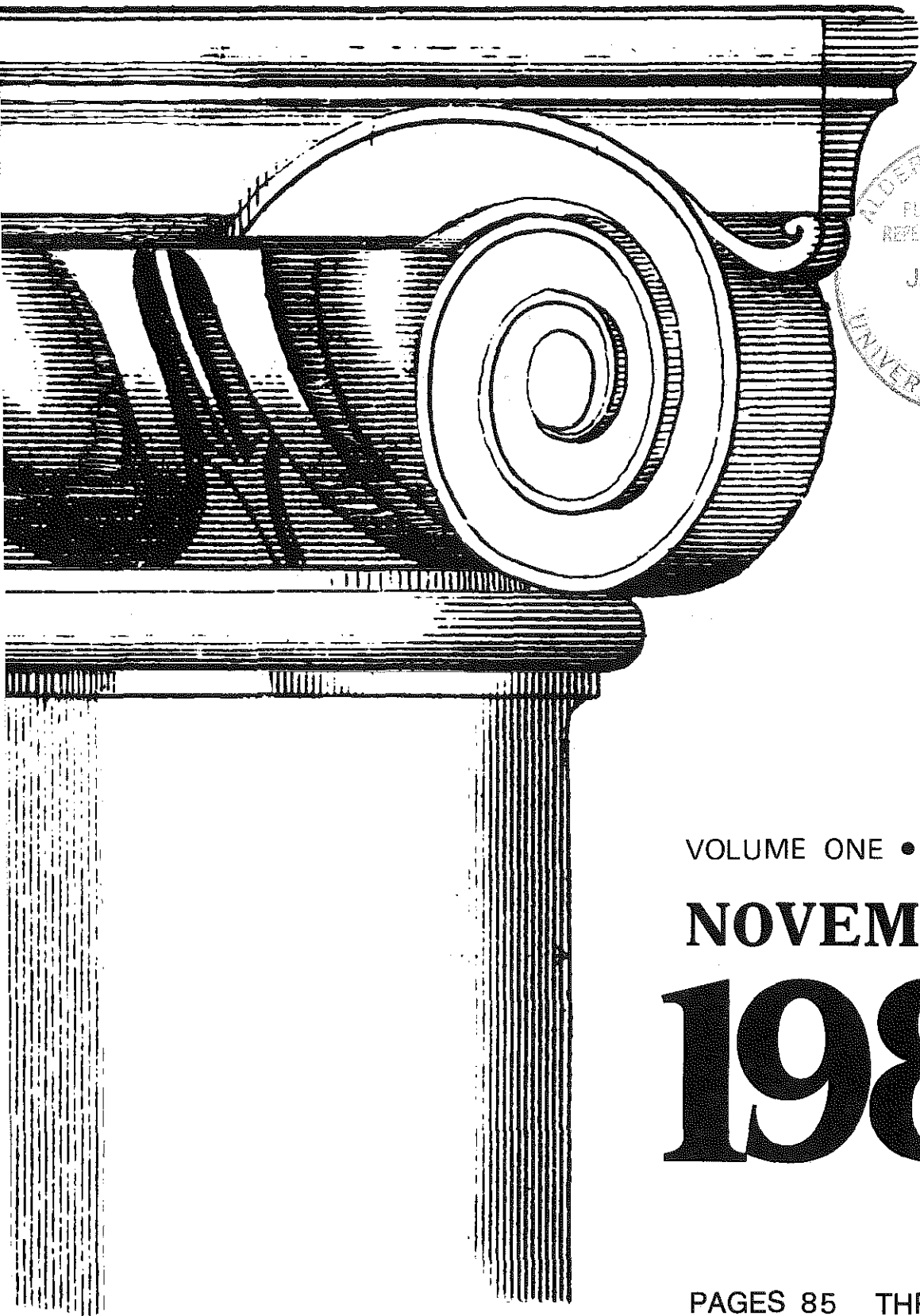
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THE VIRGINIA REGISTER

VA
DOC

OF REGULATIONS



VOLUME ONE • ISSUE FOUR

NOVEMBER 26

1984

PAGES 85 THROUGH 148

INFORMATION ABOUT THE VIRGINIA REGISTER OF REGULATIONS

VIRGINIA REGISTER

The *Virginia Register* is an official state publication issued every other week throughout the year. Indexes are published quarterly, and the last index of the year is cumulative.

The *Virginia Register* has several functions. The full text of all regulations, both as proposed and as finally adopted or changed by amendment are required by law to be published in the *Virginia Register of Regulations*.

In addition, the *Virginia Register* is a source of other information about state government, including all Emergency Regulations issued by the Governor, and Executive Orders, the Virginia Tax Bulletin issued monthly by the Department of Taxation, and notices of all public hearings and open meetings of state agencies.

ADOPTION, AMENDMENT, AND REPEAL OF REGULATIONS

An agency wishing to adopt, amend, or repeal regulations must first publish in the *Virginia Register* a notice of proposed action; a basis, purpose, impact and summary statement; a notice giving the public an opportunity to comment on the proposal, and the text of the proposed regulations.

Under the provisions of the Administrative Process Act, the Registrar has the right to publish a summary, rather than the full text, of a regulation which is considered to be too lengthy. In such case, the full text of the regulation will be available for public inspection at the office of the Registrar and at the office of the promulgating agency.

Following publication of the proposal in the *Virginia Register*, sixty days must elapse before the agency may take action on the proposal.

During this time, the Governor and the General Assembly will review the proposed regulations. The Governor will transmit his comments on the regulations to the Registrar and the agency and such comments will be published in the *Virginia Register*.

Upon receipt of the Governor's comment on a proposed regulation, the agency (i) may adopt the proposed regulation, if the Governor has no objection to the regulation; (ii) may modify and adopt the proposed regulation after considering and incorporating the Governor's suggestions, or (iii) may adopt the regulation without changes despite the Governor's recommendations for change.

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

When final action is taken, the promulgating agency must again publish the text of the regulation, as adopted, highlighting and explaining any substantial changes in the final regulation. A thirty-day final adoption period will commence upon publication in the *Virginia Register*.

The Governor will review the final regulation during this time and if he objects, forward his objection to the Registrar and the agency. His objection will be published in the *Virginia Register*. If the Governor finds that changes made to the proposed regulation are substantial, he may suspend the regulatory process for thirty days and

require the agency to solicit additional public comment on the substantial changes.

A regulation becomes effective at the conclusion of this thirty-day final adoption period, or at any other later date specified by the promulgating agency, unless (i) a legislative objection has been filed, in which event the regulation, unless withdrawn, becomes effective on the date specified, which shall be after the expiration of the twenty-one day extension period; or (ii) the Governor exercises his authority to suspend the regulatory process for solicitation of additional public comment, in which event the regulation, unless withdrawn, becomes effective on the date specified which date shall be after the expiration of the period for which the Governor has suspended the regulatory process.

Proposed action on regulations may be withdrawn by the promulgating agency at any time before final action is taken.

EMERGENCY REGULATIONS

If an agency determines that an emergency situation exists, it then requests the Governor to issue an emergency regulation. The emergency regulation becomes operative upon its adoption and filing with the Registrar of Regulations, unless a later date is specified. Emergency regulations are limited in time and cannot exceed a twelve-months duration. The emergency regulations will be published as quickly as possible in the *Virginia Register*.

During the time the emergency status is in effect, the agency may proceed with the adoption of permanent regulations through the usual procedures (See "Adoption, Amendment, and Repeal of Regulations," above). If the agency does not choose to adopt the regulations, the emergency status ends when the prescribed time limit expires.

STATEMENT

The foregoing constitutes a generalized statement of the procedures to be followed. For specific statutory language, it is suggested that Article 2 of Chapter 1.1:1 (§§ 9-6.14:6 through 9-6.14:9) of the Code of Virginia be examined carefully.

CITATION TO THE VIRGINIA REGISTER

The *Virginia Register* is cited by volume, issue, page number, and date. 1:3 VA.R. 75-77 November 12, 1984 refers to Volume 1, Issue 3, pages 75 through 77 of the *Virginia Register* issued on November 12, 1984.

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Members of the Virginia Code Commission: Theodore V. Morrison, Jr., Chairman, Delegate; Dudley J. Emick, Jr., Vice Chairman Senator; A. L. Philpott, Speaker of the House of Delegates; James P. Jones, Senator; Russell M. Carneal, Circuit Judge; John Wingo Knowles, Retired Circuit Judge; William G. Broadus, Chief Deputy Attorney General; John A. Banks, Jr., Secretary, Director of the Division of Legislative Services.

Staff of the Virginia Register: Joan W. Smith, Registrar of Regulations; Ann M. Brown, Assistant Registrar of Regulations.

Citizen Participation in the Rule-Making Process

As required by the Administrative Process Act, each agency of the Commonwealth is required to develop, adopt and utilize public participation guidelines for soliciting the input of interested parties in the formation and development of its regulations.

Citizens may participate in the process by which administrative regulations are adopted, amended, or repealed by submitting data or views on proposed regulations either orally or in writing, to the proposing agency (see General Notices and Calendar of Events section of the *Virginia Register*).

How to Follow State Agency Regulatory Action in the Virginia Register

Under the provisions of the Administrative Process Act, state agencies must publish in the *Virginia Register* the full text of proposed rules and regulations, if substantive, as well as a summary statement.

In addition, the agency is required to provide a public comment period and hold a public hearing. A notice of hearing will be published sixty days prior to the hearing. Such notices are published in the CALENDAR OF EVENTS section of the *Virginia Register*. Proposed regulations and adopted regulations are published in separate sections of the *Virginia Register*.

All executive orders and comments on regulations issued by the Governor are published under the GOVERNOR section.

The CALENDAR OF EVENTS section not only contains the notices of public comment periods and hearings but also all notices of meetings required to be open under the provisions of the Freedom of Information Act.

VIRGINIA REGISTER OF REGULATIONS PUBLICATION DEADLINES AND SCHEDULES

ISSUE DATE	MATERIAL SUBMITTED BY 4:30 p.m. Friday	Will be included in PUBLICATION MAILED on Friday
Oct. 15	Sept. 28	Oct. 12
Oct. 29	Oct. 12	Oct. 26
Nov. 12	Oct. 26	Nov. 9
Nov. 26	Nov. 9	Nov. 23
Dec. 10	Nov. 23	Dec. 7
Dec. 24	Dec. 7	Dec. 21
Jan. 7	Dec. 21	Jan. 4
Jan. 21	Jan. 4	Jan. 18
		Quarterly Index
Feb. 4	Jan. 18	Feb. 1
Feb. 18	Feb. 1	Feb. 15
Mar. 4	Feb. 15	Mar. 1
Mar. 18	Mar. 1	Mar. 15
Apr. 1	Mar. 15	Mar. 29
Apr. 15	Mar. 29	Apr. 12
		Quarterly Index
Apr. 29	Apr. 12	Apr. 26
May 13	Apr. 26	May 10
May 27	May 10	May 24
June 10	May 24	June 7
June 24	June 7	June 21
July 8	June 21	July 5
		Quarterly Index
July 22	July 5	July 19
Aug. 5	July 19	Aug. 2
Aug. 19	Aug. 2	Aug. 16
Sept. 2	Aug. 16	Aug. 30
Sept. 16	Aug. 30	Sept. 13
Sept. 30	Sept. 13	Sept. 27
		Quarterly Index

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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.

VIRGINIA STATE BOARD OF NURSING

Note: Existing regulations now being reviewed and will be renumbered in conformity when proposed regulations are prepared.

Title of Regulations: § IX, Public Participation Guidelines for the Virginia State Board of Nursing Regulations

Statutory Authority: § 54-367.11 of the Code of Virginia.

Summary and Analysis:

The proposed regulations define procedures for the solicitation and participation of interested parties in the formation, development and adoption of regulations required by state law to be promulgated by the Virginia State Board of Nursing.

Section IX - Public Participation Guidelines:

A. The Virginia State Board of Nursing will maintain a list of persons and organizations who will be mailed the following documents as they become available:

1. "Notice of intent" to promulgate regulations.
2. "Notice of public hearing" or "informational proceeding", the subject of which is proposed or existing regulation.
3. Final regulation adopted.

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

C. At least 30 days prior to publication of the notice to conduct an informational proceeding as required by § 9-6.14.7.1, the Board will publish a "notice of intent". This notice will contain a brief and concise statement of the possible regulation or the problem the regulation would

address, and invite any person to provide written comment on the subject matter. Such notice shall be transmitted to the Registrar for inclusion in the Virginia Register.

D. At least once each biennium, the Board will conduct an informational proceeding, which may take the form of a public hearing, to receive public comment on existing regulations. The purpose of the proceeding will be to solicit public comment on all existing regulations as to their effectiveness, efficiency, necessity, clarity, and cost of compliance. Notice of such proceeding will be transmitted to the Registrar for inclusion in the Virginia Register. Such proceeding may be held separately or in conjunction with other informational proceedings.

E. Any person may petition the Board to adopt, amend, or delete any regulation. Any petition received shall appear on the next agenda of the Board. The Board shall have sole authority to dispose of the petition.

F. At any meeting of the Board or any subcommittee or advisory committee where the formulation or adoption of regulation occurs, the subject matter shall be transmitted to the Registrar for inclusion in the Virginia Register.

G. The Board, in cooperation with the Commission on Health Regulatory Boards, may appoint advisory committees as they deem necessary to provide for adequate citizen participation in the formation, promulgation, adoption and review of regulations.

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 substantial change from the proposed text of the regulations.

VIRGINIA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Title of Regulations: § 115-0 4-02. Rules and Regulations for the Enforcement of the Virginia Pest Law - Virginia Gypsy Moth Quarantine.

Statutory Authority: § 3.1-188.23 of the Code of Virginia.

Notice from Registrar of Regulations - The changes in the Virginia Gypsy Moth Quarantine Regulated Areas has been issued by the Commissioner of Agriculture pursuant to the authority granted under § 3.1-188.23 of the Code of Virginia and is imposed as a temporary quarantine effective January 1, 1985.

Summary and Analysis:

By the authority under § 3.1-188.23 of the Code of Virginia, the Commissioner of the Virginia Department of Agriculture and Consumer Services hereby extends the regulated areas under the Virginia Gypsy Moth Quarantine due to the detection of larvae and other life stages of the gypsy moth in areas not currently under regulation. The changes from the current regulated areas include all of Page and Rappahannock Counties, the northern 1/3 of Madison County, the northern 1/4 of Accomack County and the southern 2/3 of Culpeper County so that the entire county is now regulated.

The Commissioner also removes portions of Lunenburg and Floyd Counties currently listed as regulated areas under the Virginia Gypsy Moth Quarantine. This action is taken as a result of the successful eradication of gypsy moth from those areas. All other portions of the Virginia Gypsy Moth Quarantine will remain unchanged.

§ 115-0 4-02. Virginia Gypsy Moth Quarantine

Part III

REGULATED AREAS

§ 3.1. Any area of another state or the District of Columbia, whether designated high risk or low risk, in which gypsy moth is known to occur and is so geographically described and regulated by the USDA under the Gypsy Moth and Browntail Quarantine #45, or under a state gypsy moth quarantine or other state legislation.

§ 3.2. The following areas in Virginia:

Accomack County—That portion of the county which lies north of State Road 695 beginning at the junction of State Road 695 and the Chesapeake Bay on the west and then east along State Road 695 to its junction with State Road 679; then north 0.2 miles on State Road 679 to its junction with State Road 695; then east on State Road 695 to its junction with Powells Bay; then east along an imaginary line to its junction with the Atlantic Ocean.

Alexandria, Independent City—The entire city.

Arlington County—The entire county.

Clarke County—The entire county.

Culpeper County— The entire county.

That portion of the county beginning at the tri-junction of Fauquier, Rappahannock, and Culpeper Counties then southwest along the Culpeper Rappahannock County line to its junction with State Road 720; then south and east along State Road 720 to its junction with State Road 685; then east along State Road 685 to its junction with State Road 625; then northeast along State Road 625 to its junction with Muddy Run; then east along Muddy Run to its junction with the Hazel River; then east along the Hazel River to its junction with Rappahannock River; then north and west along the Rappahannock River to the point of beginning.

Fairfax County—The entire county.

Fairfax, Independent City—The entire city.

Falls Church, Independent City—The entire city.

Fauquier County—The entire county.

Floyd County

That portion of the county bounded by a line beginning at the junction of State Highways 8 and 750; thence southwesterly along State Highway 750 to its westernmost junction with State Highway 738; thence northwesterly along State Highway 738 to its junction with State Highway 737; thence southwesterly along State Highway 737 to its junction with State Highway 730; thence southeasterly along State Highway 730 to its junction with State Highway 720; thence easterly along State Highway 720 to its junction with State Highway 706; thence northeasterly along State Highway 706 to its junction with State Highway 8; thence northwesterly along State Highway 8 to the point of beginning.

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Frederick County--The entire county.

* * * * *

Loudoun County--The entire county.

Lunenburg County

That portion of the county bounded by a line beginning at the junction of State Route 712 and Gills Creek; thence southeast along an imaginary line to point of junction with State Route 687 and State Route 628; thence southwest along State Route 628; and State Route 687 to its intersection with State Route 688 (at Union Grove Church); thence south on State Route 687 to a point 0.6 mile south of junction with State Route 688; thence west along an imaginary line to a point of junction with State Route 698 adjacent to cemetery. Thence northwest along State Route 698 to its junction with State Route 628; thence north along an imaginary line crossing Turkey Egg Creek and continuing to a point of junction with State Route 712 and the Charlotte County Lunenburg County line; thence northeast along State Route 712 to the point of beginning.

Manassas, Independent City--The entire city.

Manassas Park, Independent City--The entire city.

Madison County--That portion of the county being north of a line beginning at the junction of State Route 615 and the Greene, Madison County line, then east along State Route 615 to its intersection with State Route 662, then north along State Route 662 to its boundary of the Shenandoah National Park, then north along the Shenandoah National Park boundary to State Route 672, then east along State Route 672 to its intersection with State Route 649, then east along State Route 649 to its intersection with State Route 670, then south and east along State Route 670 to its intersection with State Route 231, then south and east along State Route 231 to its intersection with State Route 609, then east along State Route 609 to its intersection with the Madison County, Culpeper County line.

Page County--The entire county.

Prince William County--The entire county.

Rappahannock County--The entire county.

Shenandoah County--That portion of the county which lies north and east of State Route 675.

Stafford County--The entire county.

Warren County--The entire county.

Winchester, Independent City--The entire city.

S. Mason Carbaugh, Commissioner
Department of Agriculture and Consumer Services

Date: November 5, 1984

VIRGINIA MARINE RESOURCES COMMISSION

Effective July 1, 1984, the Marine Resources Commission was exempted from the Administrative Process Act for the purposes of promulgating regulation. The Regulations printed below are voluntarily published by the Marine Resources Commission for the public's benefit and for informational purposes only.

Title of Regulations: § 450-01-0031. Regulations Pertaining to Nonresident License Application Procedures.

Statutory Authority: § 28.1-23 of the Code of Virginia.

PREAMBLE

This Regulation establishes procedures for application by nonresidents for commercial fishing licenses. The purpose of this Regulation is to establish a mechanism whereby changes in fishing effort can be determined prior to fishing seasons so that appropriate conservation and management actions may be taken to prevent over-harvesting.

§ 1. AUTHORITY, PRIOR REGULATION, EFFECTIVE DATE:

1. This Regulation is promulgated pursuant to the authority contained in § 28.1-23 of the Code of Virginia.
2. No prior Regulations pertain to nonresident harvesters license application procedures.
3. The effective date of this Regulation is January 1, 1985.

2. APPLICATION DEADLINE: The deadline for application for commercial fishing licenses by nonresidents shall be September 30 of each year. Any nonresident desiring to take or catch finfish, crabs, or any other seafood except oysters, clams or other shellfish, from the tidal waters of the Commonwealth shall make application for a Nonresident Harvesters License and for any other licenses required for the harvesting activity involved prior to September 30th preceeding the year in which harvesting will occur.

William A. Pruitt, Commissioner

October 23, 1984

Final Regulations

Title of Regulations: § 450-01-0007. Regulations Pertaining to Crab Catch Limits.

Statutory Authority: §§ 28.1-23 and 28.1-168 of the Code of Virginia.

PREAMBLE

This Regulation establishes a daily catch limit for the winter crab dredge fishery in Virginia tidal waters. Catch and effort reporting requirements are also imposed. The purpose of this regulation is to provide for the long-term conservation of the blue crab resource.

§ 1. AUTHORITY, PRIOR REGULATIONS, EFFECTIVE DATE:

1. This Regulation is promulgated pursuant to the authority contained in §§ 28.1-23 and 28.1-168 of the Code of Virginia.

2. This Regulation amends previous Regulation VII, Pertaining to Crab Catch Limits, which was promulgated by the Marine Resources Commission and made effective December 28, 1976.

3. The effective date of this Regulation is October 23, 1984.

§ 2. CATCH LIMIT: During the season starting December 1, and ending March 31, no one boat shall take or catch more than twenty-five (25) barrels of crabs in any one day. Each barrel shall be a regular crab barrel not more than level full.

§ 3. RECORDS: Any person, firm, or corporation licensed for the harvesting of crabs for commercial purposes and every licensed crab buyer not voluntarily providing crab catch and effort information satisfactory to the Commission may be required to report such information, on not greater than a monthly basis, to the Commission. Forms for such reports shall be furnished by the Commission.

§ 4. PENALTY:

A. Possession of crabs in excess of the amounts provided by this Regulation shall be prima facie evidence of violation provided, however, that the catch limit imposed by this Regulation shall not apply to crab buy boats.

B. Section 28.1-23 of the Code of Virginia provides that any person, firm, or corporation violating any regulation of the Marine Resources Commission shall be guilty of a Class I misdemeanor.

This is to certify that the foregoing is a true and accurate copy of Regulations passed by the Marine

Resources Commission, pursuant to authority vested in the Commission by §§ 28.1-23 and 28.1-168 of the Code of Virginia, duly advertised according to statute, and recorded in the Commission's minute book, at meeting held in Newport News, Virginia on October 23, 1984.

COMMONWEALTH OF VIRGINIA
MARINE RESOURCES COMMISSION
William A. Pruitt, Commissioner

* * * * *

Note: The following was adopted following the advance posting of public notices in each affected locality for a minimum of five days before the Commission meeting at which it was adopted.

Title of Regulations: § 450-01-8410. Order to Open Public Oyster Rocks, Pocomoke Sound. Rescinds Order No. 83-11.

Statutory Authority: § 28.1-128 of the Code of Virginia.

PREAMBLE

This Order of the Marine Resources Commission opens to the taking of oysters designated areas within the Pocomoke Sound Management Area which were previously closed by Marine Resources Commission Order 83-11.

Following a 10-month closed season, a survey of the designated areas has determined that the size and density of oysters is sufficient to allow for harvesting.

§ 1. AUTHORITY, PRIOR REGULATION, EFFECTIVE DATE:

A. This Order is promulgated pursuant to the authority contained in § 28.1-128.1 of the Code of Virginia.

B. This Order repeals Marine Resources Commission Order 83-11, which was promulgated and made effective December 21, 1983.

C. The effective date of this Order is October 23, 1984.

§ 2. PURPOSE: The purpose of this Order is to rescind prior Order Number 83-11 and thereby to open to the taking of oysters in certain designated areas.

§ 3. DESIGNATED AREAS: The following areas in Public Ground No. 16 on the east side of Pocomoke Sound are open to the taking of oysters:

A. That area between Buoy 3 and Buoy 4 on the south side of Deep Creek Channel.

B. That area on the west side of Buoy 7 in Deep

Final Regulations

Creek Channel.

§ 4. RESCINDED ORDER: Marine Resources Commission Order Number 83-11 is hereby rescinded.

This is to certify that the foregoing is a true and accurate copy of the Order passed by the Marine Resources Commission, pursuant to authority vested in the Commission by § 28.1-128.1 of the Code of Virginia, notice being posted according to statute, and recorded in the Commission's minute book, at its meeting held in Newport News, Virginia, on October 23, 1984.

William A. Pruitt, Commissioner

October 23, 1984

GOVERNOR

EXECUTIVE ORDER NUMBER 47 (84) (REVISED)

AUTHORITY AND RESPONSIBILITY OF THE GOVERNOR'S SECRETARIES

By virtue of the authority vested in me as Governor by Sections 2.1-39.1, 2.1-51.8:1, 2.1-51.9, 2.1-51.14, 2.1-51.17, 2.1-51.20, 2.1-51.26, and 2.1-51.33 of the Code of Virginia, and subject always to my continuing, ultimate authority and responsibility to act in such matters and to reserve powers, I hereby affirm and delegate to the Governor's Secretaries the powers and duties enumerated below.

A. Agencies are assigned to the Secretaries as follows.

1. To the Secretary of Administration:

- a. Commission on Local Government
- b. Compensation Board
- c. Department of General Services
- d. Department of Information Technology
- e. Department of Telecommunications (until 12/31/84)
- f. Hazardous Waste Facility Siting Board
- g. Office of Employee Relations Counselors
- h. State Board of Elections
- i. Virginia Supplemental Retirement System
- j. Department of Personnel and Training
- k. The following agencies shall report to the Secretary of Administration on administrative matters, but shall report directly to the Governor on executive policy matters:

Secretary of the Commonwealth, Division of Records
Virginia Liaison Office

2. To the Secretary of Commerce and Resources:

- a. Commission of Game and Inland Fisheries
- b. Council on the Environment
- c. Department of Agriculture and Consumer Services
- d. Department of Commerce
- e. Department of Conservation and Economic Development (abolished on 12/31/84)
- f. Department of Conservation and Historic Resources (effective on 1/1/85)
- g. Department of Economic Development
- h. Department of Housing and Community Development

Governor

- i. Department of Labor and Industry
 - j. Department of Mines, Minerals, and Energy (effective on 1/1/85)
 - k. Marine Resources Commission
 - l. Milk Commission
 - m. Soil and Water Conservation Commission (until 12/31/84)
 - n. State Air Pollution Control Board
 - o. State Office of Minority Business Enterprise
 - p. State Water Control Board
 - q. Virginia Agricultural Foundation
 - r. Virginia Employment Commission
 - s. Virginia Historic Landmarks Commission (until 12/31/84)
 - t. Virginia War Memorial Commission (until 12/31/84)
3. To the Secretary of Education:
- a. Christopher Newport College
 - b. Department of Education
 - c. George Mason University
 - d. Board of Regents of Gunston Hall and Board of Visitors
for Gunston Hall
 - e. James Madison University
 - f. Jamestown-Yorktown Foundation
 - g. Longwood College
 - h. Mary Washington College
 - i. Norfolk State University
 - j. Old Dominion University
 - k. Radford University
 - l. State Council of Higher Education for Virginia
 - m. The College of William and Mary
 - n. The Science Museum of Virginia
 - o. University of Virginia
 - p. Virginia Commission for the Arts
 - q. Virginia Commonwealth University
 - r. Virginia Community College System
 - s. Virginia Military Institute
 - t. Virginia Museum of Fine Arts
 - u. Virginia Polytechnic Institute and State University
 - v. Virginia State Library
 - w. Virginia State University
 - x. Virginia Truck and Ornamentals Research Station
4. To the Secretary of Finance:
- a. Department of Accounts
 - b. Department of Planning and Budget
 - c. Department of Taxation
 - d. Department of the Treasury
 - e. Treasury Board

5. To the Secretary of Human Resources:

- a. Advocacy Department for the Developmentally Disabled
- b. Commission on Indians
- c. Commission on the Status of Women
- d. Department for the Aging
- e. Department of Health
- f. Department of Health Regulatory Boards
- g. Department of Medical Assistance Services (effective on 3/1/85)
- h. Department of Mental Health and Mental Retardation
- i. Department of Rehabilitative Services
- j. Department of Social Services
- k. Division for Children
- l. Division of Volunteerism
- m. Governor's Employment and Training Division
- n. Virginia Department for the Visually Handicapped
- o. Virginia Division for the Deaf and Hard-of-Hearing
- p. Virginia Health Services Cost Review Commission

6. To the Secretary of Transportation and Public Safety:

- a. Commonwealth's Attorneys' Services and Training Council
- b. Department of Alcoholic Beverage Control
- c. Department of Aviation
- d. Department of Corrections
- e. Department of Criminal Justice Services
- f. Department of Fire Programs
- g. Department of Highways and Transportation
- h. Department of Military Affairs
- i. Department of State Police
- j. Division of Motor Vehicles
- k. Rehabilitative School Authority
- l. State Office of Emergency Services
- m. Virginia Parole Board
- n. Virginia Port Authority

B. With respect to the appropriate aforementioned agencies, each Secretary is empowered to:

1. Direct the development of goals, objectives, policies, and plans that are necessary to the effective and efficient operation of government;
2. Hold agency heads accountable for their administrative, fiscal, and program actions in the conduct of the respective powers and duties of the agencies;
3. Resolve administrative, jurisdictional, operational, program, or policy conflicts between agencies or officials; and

Governor

4. Coordinate communications with the federal government and the governments of the other states, subject to guidelines established under my direction, in matters related to agency programs and activities.
- C. Responsibility for directing the formulation of a comprehensive program budget, as identified in §2.1-51.20 and §2.1-398 in the Code of Virginia, is delegated in the following manner:
1. The Secretary of Administration is empowered to direct the formulation of comprehensive program budget recommendations to the Governor through the Department of Planning and Budget for that portion of the area of General Government encompassing agencies assigned to the Secretary in Part A of this Executive Order.
 2. The Secretary of Commerce and Resources is empowered to direct the formulation of comprehensive program budget recommendations to the Governor through the Department of Planning and Budget for the area of Resources and Economic Development encompassing agencies assigned to the Secretary in Part A of this Executive Order.
 3. The Secretary of Education is empowered to direct the formulation of comprehensive program budget recommendations to the Governor through the Department of Planning and Budget for the area of cultural affairs encompassing agencies assigned to the Secretary in Part A of this Executive Order. The Secretary of Education is authorized to direct the preparation of alternative policies, plans, and budgets for the remainder of the Education area.
 4. The Secretary of Finance is empowered to direct the formulation of comprehensive program budget recommendations to the Governor through the Department of Planning and Budget for that portion of the area of General Government encompassing agencies assigned to the Secretary in Part A of this Executive Order. In addition, as the Cabinet Secretary to which the Department of Planning and Budget is assigned, the Secretary of Finance shall have the Cabinet responsibility to oversee the formulation of an executive budget.
 5. The Secretary of Human Resources is empowered to direct the formulation of comprehensive program budget recommendations to the Governor through the Department of Planning and Budget for the area of Individual and Family Services encompassing agencies assigned to the Secretary in Part A of this Executive Order.
 6. The Secretary of Transportation and Public Safety is empowered to direct the formulation of comprehensive program budget recommendations to the Governor through the Department of Planning and Budget for the areas of Administration of Justice and Transportation encompassing agencies assigned to the Secretary in Part A of this Executive Order.

- D. Each Secretary shall receive first all reports that by law are required from any assigned agency to be presented to the Governor. The Governor, however, retains the responsibility for the submission of reports to the General Assembly.
- E. Each Secretary shall receive all recommendations required of his or her assigned agencies by statute to be made to the Governor and shall convey them to the Governor.
- F. Each Secretary shall serve as the liaison with those nonstate agencies, interstate compacts, and other nonstate organizations that receive appropriations or support through those state agencies that report to that Secretary.
- G. Each Secretary is empowered to employ such personnel and to contract for such consulting services as may be required to perform the powers and duties conferred upon the Secretary by statute or Executive Order subject to the funds available for the operation of the office and to state law and regulation.
- H. Each Secretary is empowered, respectively, to take those actions or to sign, in my stead, those documents referenced below by subject matter in the Appropriation Act or Code of Virginia section cited.

1. Secretary of Administration:

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
4-8.01a.5 Appropriation Act General Provisions	Submit report on employment of special counsel in certain highway proceedings.
2.1-20.1 <u>Code of Virginia</u>	Establish and approve plan to provide health insurance coverage for state employees, to be administered by the Department of Personnel and Training.
2.1-114.2 <u>Code of Virginia</u>	Approve personnel classification and compensation plans, rules, and regulations.
2.1-234.13 <u>Code of Virginia</u>	Approve leases proposed by the Virginia Public Building Authority, as lessee or lessor, and the sale, transfer, and conveyance of property acquired or constructed by the Authority.
2.1-451 <u>Code of Virginia</u>	Order exempted materials, equipment, and supplies to be purchased through the Division of Purchases and Supply.

Governor

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
2.1-457 <u>Code of Virginia</u>	Order transfer or sale of surplus supplies or equipment under certain conditions.
2.1-489 <u>Code of Virginia</u>	Approve preparation and amendment of long-range site plan for location of state buildings in Richmond area; acquisition of land to effect plan; and execution of projects.
2.1-490 <u>Code of Virginia</u>	Exempt from the provisions of §2.1-489 buildings and improvements planned and constructed under direction of other state agencies or institutions.
2.1-504.2 <u>Code of Virginia</u>	Approve acquisition of real property by state agencies.
2.1-504.3 <u>Code of Virginia</u>	Approve conveyance and transfer of real property by state agencies.
2.1-504.4 <u>Code of Virginia</u>	Approve conveyance of easements and appurtenances thereto to utility companies, public service companies, and political subdivisions of the state by state agencies.
2.1-504.5 <u>Code of Virginia</u>	Approve conveyance of land to Department of Highways and Transportation by state agencies.
2.1-505 <u>Code of Virginia</u>	Authorize transfer of state-owned property, not being used by or required for the program of the state agency, to Department of General Services.
2.1-511 <u>Code of Virginia</u>	Approve temporary transfer of the use of property between state agencies.
2.1-512 <u>Code of Virginia</u>	Approve sale or lease of surplus property.
2.1-512.1 <u>Code of Virginia</u>	Determine if mineral exploration, leasing, or extraction is in the public interest; approve execution of leases or contracts for that purpose.

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
<u>2.1-526.3 (A) Code of Virginia</u>	Exempt any agency, institution of higher education, or part thereof from any part of the risk management and insurance program.
<u>2.1-526.6 Code of Virginia</u>	Approve insurance plan for state-use motor vehicles.
<u>2.1-526.7 Code of Virginia</u>	Approve insurance plan for state-owned or state-occupied buildings and state-owned contents.
<u>2.1-526.8 Code of Virginia</u>	Approve public liability insurance plan.
<u>2.1-526.9 Code of Virginia</u>	Approve blanket surety bonding plan for state employees.
<u>2.1-526.10 Code of Virginia</u>	Approve worker's compensation insurance program for state employees.
<u>4-7 (f) Code of Virginia</u>	Approve the purchase or acquisition of title to land or buildings required for Alcoholic Beverage Control purposes and approve sale or conveyance of same.
<u>7.1-20 Code of Virginia</u>	Approve deeds conveying certain waste and unappropriated lands, as well as certain marshlands in Accomack and Northampton counties.
<u>7.1-23 Code of Virginia</u>	Approve conveyance of land, ceded to and no longer used by the United States, to political subdivisions.
<u>7.1-25.1 Code of Virginia</u>	Accept lands in Virginia relinquished by the United States.
<u>9-6.18 Code of Virginia</u>	Approve withholding of compensation of agency officers or employees until compliance with the Virginia Register Act is achieved.
<u>9-81 Code of Virginia</u>	Approve sale, granting or conveyance of real property by Virginia Museum of Fine Arts Board of Trustees.

Governor

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
9-84.1 <u>Code of Virginia</u>	Accept the property known as The White House of the Confederacy, any buildings of the Confederate Memorial Literary Society, and the Lee House.
9-97 (e) and (f) <u>Code of Virginia</u>	Approve requests from Jamestown-Yorktown Foundation to acquire lands, property, and structures necessary to its purposes, or to lease land owned by the Foundation.
10-17 <u>Code of Virginia</u>	Approve request of the Director of the Department of Conservation and Historic Resources for services of the Attorney General (after December 31, 1984 and the Department of Conservation and Economic Development until that date).
10-17.110 <u>Code of Virginia</u>	Approve major state land acquisition or construction projects after review of environmental impact statement of the Council on the Environment, in order for the State Comptroller to authorize payment of funds from the State Treasury.
10-17.114 (A, B, and C) <u>Code of Virginia</u>	Approve under certain conditions conveyance, easements or lease of land and other properties held or controlled by the Department of Conservation and Historic Resources (after December 31, 1984 and the Department of Conservation and Economic Development until that date).
10-21 <u>Code of Virginia</u>	Approve terms and conditions under which property acquired by gift or contribution may be leased by the Director, Department of Conservation and Historic Resources (after December 31, 1984 and the Department of Conservation and Economic Development before that date).
11-39 <u>Code of Virginia</u>	Provide written determination of public interest when federal grant transaction requirements do not conform to Virginia Public Procurement Act.

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
15.1-22 <u>Code of Virginia</u>	Accept land by deed of gift from a local governing body for establishment, operation, or maintenance of a branch of a state-supported college or university.
15.1-36.2 <u>Code of Virginia</u>	Issue guidelines to cities and counties for preparation and submission of reorganization plans for local human services activities, including financial and statistical records, and direct state boards and commissions to modify rules and regulations to conform with approved reorganization plans (based on recommendations of the Secretary of Human Resources).
15.1-264 <u>Code of Virginia</u>	Approve, for state institutions of higher education, the conveyance from two or more political subdivisions, of real property located in one of the political subdivisions.
15.1-265 <u>Code of Virginia</u>	Approve, for state institutions of higher education, the conveyance from any political subdivision of real property located in the congressional district of the political subdivision.
21-11.9 <u>Code of Virginia</u>	Approve as to form and substance conveyance by sale of water storage facilities authorized by §21-11.3(2) to entity applicable to loan under §21-11.3(1).
23-4.1 <u>Code of Virginia</u>	Approve, for boards of visitors or trustees of all state educational institutions, the selling, leasing, or conveying of real property.
23-9.1 <u>Code of Virginia</u>	Approve, at the request of State Board of Education, the granting of easements on property of institutions under the Board to political subdivisions and public utility or public service companies.

Governor

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
23-49.21 <u>Code of Virginia</u>	Approve, at the request of Board of Old Dominion University, the leasing, selling, or conveying of real estate to which it has acquired title.
23-49.32 <u>Code of Virginia</u>	Approve, at the request of Board of Christopher Newport College, the leasing, selling, or conveying of real estate to which it has acquired title.
23-50.13 <u>Code of Virginia</u>	Approve, at the request of Board of Virginia Commonwealth University, the selling, leasing, or conveying of real estate, including easements, to which it has acquired title.
23-77.1 <u>Code of Virginia</u>	Approve, at the request of Board of University of Virginia, the leasing, selling, or conveying of real estate to which it has acquired title.
23-91.33 <u>Code of Virginia</u>	Approve, at the request of Board of George Mason University, the selling, leasing, or conveying of real estate to which it has acquired title.
23-91.44 <u>Code of Virginia</u>	Approve, at the request of Board of Mary Washington College, the leasing, selling, or conveying of real estate to which it has acquired title.
23-164.10 <u>Code of Virginia</u>	Approve, at the request of Board of James Madison University, the conveyance of easements for property of James Madison University.
29-11.1 <u>Code of Virginia</u>	Approve contracts respecting or to lease land or buildings, held by the Commission of Game and Inland Fisheries, to private persons, corporations, associations, other agencies, public authorities or political subdivisions of the state.
29-37.2 <u>Code of Virginia</u>	Approve hiring and compensation of special counsel to defend game wardens prosecuted on criminal charges.

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
<u>32.1-28</u> <u>Code of Virginia</u>	Approve employment of special counsel by the State Board of Health.
<u>51-111.24 (f)</u> <u>Code of Virginia</u>	Approve investment in real estate by the Board of Trustees of the Virginia Supplemental Retirement System to be used as administrative offices for the Virginia Supplemental Retirement System.
<u>51-111.24:5</u> <u>Code of Virginia</u>	Approve, with the concurrence of the Virginia Port Authority, investment in certain port facilities by the Virginia Supplemental Retirement System.
<u>51-111.24:6</u> <u>Code of Virginia</u>	Approve, with the concurrence of the Virginia Public Buildings Commission, investment in sites and buildings by the Virginia Supplemental Retirement System for occupancy by state agencies.
<u>53.1-17</u> <u>Code of Virginia</u>	Approve payment for counsel for defense of custodial officers under certain conditions.
<u>53.1-31</u> <u>Code of Virginia</u>	Approve contracts and leases for the removal or mining of gas, oil, or minerals found in real estate titled to the Board of Corrections.
<u>53.1-81</u> <u>Code of Virginia</u>	Execute conveyance of land the Board of Corrections may sell.
<u>54-398</u> <u>Code of Virginia</u>	Approve employment of counsel by Virginia Board of Optometry.
<u>57-5</u> <u>Code of Virginia</u>	Enter lease agreement approved as to form by the Attorney General, with the Virginia Division of the United Daughters of the Confederacy for the use of Pelham Chapel.
<u>60.1-128</u> <u>Code of Virginia</u>	Approve compensation of assistants or special counsel appointed by the Attorney General to aid the Virginia Employment Commission.

Governor

2. Secretary of Commerce and Resources:

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
3.1-690 <u>Code of Virginia</u>	Approve adoption of codes or marketing agreements approved by federal officials under the Agricultural Adjustment Act.
3.1-739.1 <u>Code of Virginia</u>	Accept rules and regulations in behalf of the states related to prevention of exportation of diseased cattle and extirpation of contagious disease among domestic animals.
10-154 <u>Code of Virginia</u>	Determine state board, commission, office, or officer through which "public bodies" may exercise powers under the Open Space Land Act.
13.1-144 <u>Code of Virginia</u>	Approve articles of incorporation for industrial development corporations by the State Corporation Commission.
21-10 <u>Code of Virginia</u>	Approve or disapprove work plans developed under Public Laws 534 and 566 or similar soil and water conservation programs embodied in federal laws which, by their terms or by related Executive Orders, require approval.
28.1-109 (18) <u>Code of Virginia</u>	Approve, at the request of Marine Resources Commissioner, the leasing of public oyster-planting grounds which may be required for dredging operations or spoils disposal areas in connection with U.S. navigation improvement projects.
40.1-22.1 <u>Code of Virginia</u>	Authorize entering into agreements with the U.S. Occupational Safety and Health Administration to provide training to employees of the Department of Labor and Industry and other state agencies to assist in the enforcement of Public Law 91-596.
41.1-3 <u>Code of Virginia</u>	Control oyster bed, rock, or shoal at Old Magazine at Westhampton and adjacent state lands; may make regulation for use of this land in interest of state.

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
45.1-381 <u>Code of Virginia</u>	Execute the Interstate Compact to Conserve Oil and Gas.
60.1-45 <u>Code of Virginia</u>	Approve Virginia Employment Commission reciprocal agreements.
62.1-4 <u>Code of Virginia</u>	Approve, along with Attorney General, certain easements and leases of beds of water of the state, recommended by the Marine Resources Commission.

3. Secretary of Education:

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
3.1-46 <u>Code of Virginia</u>	Request status report of Extension Activities.
9-97 (K) <u>Code of Virginia</u>	Approve establishment, operation and maintenance of a museum by the Jamestown-Yorktown Foundation to commemorate contributions of pioneers and frontiersmen.
23-261 <u>Code of Virginia</u>	Assign additional duties to the State Council of Higher Education for Virginia in its capacity as Virginia's State Commission on Postsecondary Education.

4. Secretary of Finance:

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
4-1.02 Appropriation Act General Provisions	Withhold appropriations.
4-1.03a Appropriation Act General Provisions	Transfer funds <u>between</u> agencies by appropriation or by other means
4-1.04b Appropriation Act General Provisions	Withhold a portion of appropriation due to additional revenues earned and collected and new or additional grants.

Governor

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
4-1.05a Appropriation Act General Provisions	Increase appropriations from unappropriated general fund or nongeneral fund revenue under stated conditions.
4-1.05b.3 Appropriation Act General Provisions	Increase appropriations in excess of 10 percent from gifts, grants, and other nongeneral fund revenues.
4-1.06 Appropriation Act General Provisions	Restore certain unexpended general and nongeneral fund appropriations for reappropriations.
4-1.08 Appropriation Act General Provisions	Act on appeals of agency heads regarding allotment actions taken by Department of Planning and Budget.
4-2.01c Appropriation Act General Provisions	Exempt agencies from indirect cost recovery provision.
4-2.02a.2 Appropriation Act General Provisions	Transfer sums from the sale of surplus property to the general fund.
4-4.01f Appropriation Act General Provisions	Authorize supplemental funds for capital projects.
4-5.01a Appropriation Act General Provisions	Designate operating expense appropriations for payment of claims settled pursuant to §2.1-127, <u>Code of Virginia</u> .
4-7.01 Appropriation Act General Provisions	Administer plan to restrict manpower levels of programs; review and analyze staffing requirements of all Executive Department agencies.
4-8.01a.1-4,b., and c. Appropriation Act General Provisions	Submit annual, semiannual, and miscellaneous reports to House Appropriations and Senate Finance Committees.
2.1-174 <u>Code of Virginia</u>	Receive notice of absence of State Comptroller and State Treasurer when absence is more than five days.
2.1-223.6 <u>Code of Virginia</u>	Approve payment of claims referred by the State Comptroller otherwise not allowed due to expiration of time limits.

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
2.1-321 <u>Code of Virginia</u>	Approve temporary borrowing of monies by Treasury Board.
2.1-393 <u>Code of Virginia</u>	Prepare annually, for Governor's submission to General Assembly, six-year estimates of revenue collections for the General Fund and each major Nongeneral Fund.
2.1-493 <u>Code of Virginia</u>	Approve transfer of funds to Department of General Services from appropriations to other agencies for construction, alteration, reconstruction, and repair of buildings or acquisition of land for their use.
2.1-526.5 (D) <u>Code of Virginia</u>	Approve allotments from State Insurance Reserve Trust Fund for damage or loss of state-owned structures or contents.
3.1-22.18 <u>Code of Virginia</u>	Approve farm disaster loans and increase or decrease maximum amount of the loans.
3.1-22.20 <u>Code of Virginia</u>	Allocate monies to Farmers Major Disaster Fund.
3.1-41 <u>Code of Virginia</u>	Approve plans and services of the Extension Division of Virginia Polytechnic Institute and State University and the Cooperative Extension Service Program of Virginia State University.
3.1-68 to 3.1-70 <u>Code of Virginia</u>	Authorize loans from the Produce Market Loan Fund; prescribe manner in which principal and interest shall be secured.
3.1-188.27 <u>Code of Virginia</u>	Approve funds for cooperative efforts with agencies in other states or the federal government in pest control.
4-22 <u>Code of Virginia</u>	Approve the amount of quarterly sums allowed for the reserve fund of the Alcoholic Beverage Control Commission.
4-23 <u>Code of Virginia</u>	Approve the payment of expenses incurred by State Comptroller, State Treasurer, and Auditor of Public Accounts pursuant to the provisions of the Alcoholic Beverage Control Act.

Governor

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
6.1-98 <u>Code of Virginia</u>	Approve an increase in appropriation to State Corporation Commission for examination of banks and trust companies.
10-220 <u>Code of Virginia</u>	Approve allocations from Special Assistance Fund in time of disaster under provisions of the Public Beach Conservation and Development Act.
10-229 <u>Code of Virginia</u>	Approve financing, construction, ownership, operation, and maintenance of fuel conversion facility by the Virginia Fuel Conversion Authority under certain conditions.
10-239 <u>Code of Virginia</u>	Request Auditor of Public Accounts to audit the Virginia Fuel Conversion Authority.
21-11.3 <u>Code of Virginia</u>	Approve loans of more than \$500,000 for water storage facilities as well as invest in certain water storage facilities from the Conservation, Small Watersheds Flood Control and Area Development Fund.
23-30.01 <u>Code of Virginia</u>	Approve borrowing by an educational institution upon its endowment investments.
23-30.02 <u>Code of Virginia</u>	Approve an educational institution's borrowing funds to purchase real estate under certain conditions.
23-38.10:4 B and C <u>Code of Virginia</u>	Cancel indebtedness on an obligation from a student loan fund of a state institution of higher education under certain conditions.
23-38.10:7 <u>Code of Virginia</u>	Approve, at request of board and president of state institutions of higher education, the borrowing of money under certain conditions to provide additional student loan funds.
30-19.2 <u>Code of Virginia</u>	Arrange for inspection of state-supported physical facilities or, in lieu thereof, orientation sessions for General Assembly members and members-elect.

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
36-55.41 <u>Code of Virginia</u>	Submit to the presiding officer of each house of the General Assembly a budget which includes the sum required to restore the capital reserve fund of the Housing Development Authority.
44-14 <u>Code of Virginia</u>	Approve expenditures of Department of Military Affairs not specifically provided for, but manifestly for, the benefit of the military service.
44-146.28 <u>Code of Virginia</u>	Expend and allot sufficient funds to carry out disaster service missions and responsibilities.
45.1-152 <u>Code of Virginia</u>	Authorize transfer of funds to Virginia Fuel Commission from the state treasury.
55-184.1 <u>Code of Virginia</u>	Order and set terms of sale for escheated land and deliver order to the State Treasurer, to be transmitted to the escheator, who shall proceed to sell according to such order.
58-730 <u>Code of Virginia</u>	Transfer monies from state treasury motor fuels fund for inspection of gasoline and motor grease measuring and distributing equipment and for inspection and analysis of gasoline for purity.
62.1-132.19 <u>Code of Virginia</u>	Approve expenditure or indebtedness by the Virginia Port Authority for certain, otherwise restricted, improvements or repairs to property.

5. Secretary of Human Resources:

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
2.1-598 <u>Code of Virginia</u>	Submit state plan for community action agencies to the federal Secretary of Health and Human Services.
63.1-24 <u>Code of Virginia</u>	Request Board of Social Services to investigate questions and consider problems and report their findings and conclusions.

Governor

Authorizing Item
or Section

Subject Matter of
Authority Delegated

63.1-293
Code of Virginia

Change rules of any state agency to assure proper functioning of pilot programs for delivery of human services; request variances or exceptions to federal rules governing administration of the use of funds for human services programs.

63.1-298
Code of Virginia

Approve cost of administering pilot programs for delivery of human services (costs to be determined by appropriate state agencies and cities and counties where pilot programs are located).

6. Secretary of Transportation and Public Safety:

Authorizing Item
or Section

Subject Matter of
Authority Delegated

4-5.03
Appropriation Act
General Provisions

Transfer prisoner labor or farm commodities produced.

4-5.06c.1 and c.2
Appropriation Act
General Provisions

Purchase automobiles for state, make assignments and charges; issue regulations for mileage charges (based upon recommendation of Central Car Pool Committee).

4-6.04c
Appropriation Act
General Provisions

Determine amount and use of parking charges paid by employees in designated agencies.

2.1-47
Code of Virginia

Promulgate rules and regulations for purchase, use, maintenance, and repair of state-owned vehicles and to perform certain administrative functions (based upon recommendation of Central Car Pool Committee).

2.1-48
Code of Virginia

Approve purchase of passenger vehicles by and transfer of surplus motor vehicles among state agencies (based upon recommendation of Central Car Pool Committee).

4-9
Code of Virginia

Approve the purchase or sale of shares of alcoholic beverage manufacturing companies by the Alcoholic Beverage Control Commission.

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
15.1-977.24 <u>Code of Virginia</u>	Receive notification from cities barred from annexation that elect to be treated as an immune county for purposes of State Police services and highway maintenance and construction or notification of the termination of such status.
16.1-313 <u>Code of Virginia</u>	Approve plans, including personnel needs, for construction of detention homes, group homes, or other residential care facilities for children in need of services, or for delinquent or alleged delinquent youth, for eligibility for construction reimbursement.
33.1-42 <u>Code of Virginia</u>	Approve incorporation or elimination of roads or streets into State Highway System.
33.1-299 <u>Code of Virginia</u>	Approve location of turnpike projects by State Highway and Transportation Commission.
33.1-340 <u>Code of Virginia</u>	Receive reports of refusal of highway contractors' associations to permit examination of papers, records and accounts; certify such information to the State Highway Commissioner, and certify to the State Highway and Transportation Commission that a full examination has been made prior to further letting of any contracts with association members.
44-158 <u>Code of Virginia</u>	Promulgate necessary rules and regulations in order to mobilize fire fighters to assist other political subdivisions during the time a state of war exists between the United States and any foreign country.
46.1-36 <u>Code of Virginia</u>	Approve the destroying of any paper or records by the Division of Motor Vehicles which are unnecessary to preserve as a permanent record.
46.1-57 <u>Code of Virginia</u>	Direct the Commissioner of the Division of Motor Vehicles to issue license plates for state-owned, passenger-type vehicles.

Governor

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
46.1-315 <u>Code of Virginia</u>	Issue order requiring inspection of motor vehicles, trailers, and semi-trailers by the Superintendent of the Department of State Police.
46.1-339 <u>Code of Virginia</u>	Approve increases in axle and gross weight on the Federal Interstate Highway System upon recommendation of the Department of Highways and Transportation.
46.1-413 <u>Code of Virginia</u>	Approve destroying of conviction, forfeiture, assignment, and acceptance of judgement records, under certain conditions, by the Commissioner, Division of Motor Vehicles.
52-9.1 <u>Code of Virginia</u>	Approve the uniform and insignia design to be adopted by the Superintendent of State Police for the use of State Police officers.
53.1-45 <u>Code of Virginia</u>	Approve alternatives for the sale of articles produced or manufactured and services provided, other than on the open market, and in the best interest of state, by the Director of the Department of Corrections.
53.1-80 <u>Code of Virginia</u>	Approve construction of local jails to qualify for reimbursement.
53.1-81 <u>Code of Virginia</u>	Approve construction of regional jails to qualify for reimbursement. Authorize sale of state land for regional jail facilities.
53.1-82 <u>Code of Virginia</u>	Approve enlargement or renovation of regional jails to qualify for reimbursement.
53.1-136 <u>Code of Virginia</u>	Approve rules governing the granting of parole to be adopted by the Virginia Parole Board.
53.1-191 <u>Code of Virginia</u>	Approve credits towards terms of prisoners in cases of injuries or extraordinary services.

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
59.1-162 <u>Code of Virginia</u>	Direct the cooperation of State Highway and Transportation Commission and Division of Motor Vehicles with the Commissioner of Agriculture and Consumer Services in carrying out the provisions of the authorizing chapter for gasoline and lubricating oil.
62.1-132.14 <u>Code of Virginia</u>	Approve contracts known as "agreements of local cooperation" to be entered into by the Virginia Port Authority, or other agencies designated by the Governor, with the U.S. Army Corps of Engineers.

Should conflicts arise concerning any action authorized by this Executive Order, the matter shall be resolved by the Chief of Staff.

This Executive Order will become effective on its signing and will remain in full force and effect until January 16, 1986 unless rescinded by further Executive Order.

This Executive Order rescinds the following:

1. Executive Order Number Twenty-one (82) (Revised) issued the seventh day of June, nineteen hundred and eighty-three;
2. Executive Order Number Twenty-two (82) (Revised) issued the seventh day of June, nineteen hundred and eighty-three;
3. Executive Order Number Twenty-three (82) issued the third day of November, nineteen hundred and eighty-two;
4. Executive Order Number Twenty-four (82) issued the third day of November, nineteen hundred and eighty-two;
5. Executive Order Number Twenty-five (82) issued the third day of November, nineteen hundred and eighty-two;
6. Executive Order Number Twenty-six (82) (Revised) issued the nineteenth day of September, nineteen hundred and eighty-three;
7. Executive Order Number Twenty-seven (82) issued the third day of November, nineteen hundred and eighty-two; and
8. Executive Order Number 47 (84) issued the 28th day of June, nineteen hundred and eighty-four.

Governor

This Executive Order extends Executive Order Number 51 (84), Review of Regulations Proposed by State Agencies, until January 16, 1986 unless rescinded or amended by further Executive Order.

Given under my hand and under the Seal of the Commonwealth of Virginia, at Richmond this twenty-sixth day of October, nineteen hundred and eighty-four.

GOVERNOR

Attested:

SECRETARY OF THE COMMONWEALTH



COMMONWEALTH of VIRGINIA

Office of the Governor

Richmond 23219

Charles S. Robb
Governor

EXECUTIVE ORDER NUMBER 48 (84) (REVISED)

DELEGATION OF AUTHORITY FOR CERTAIN ACTIONS AFFECTING MANAGEMENT OF THE COMMONWEALTH

Pursuant to Section 2.1-39.1 of the Code of Virginia and subject to the provisos stated herein, I hereby affirm and delegate to the individuals holding appointments in the positions named herein, the authority to take those actions or to sign, in my stead, those documents referenced herein by subject matter in either the cited Appropriation Act General Provisions or Code of Virginia sections, in accordance with the following conditions:

1. The delegations stated herein are subject always to my continuing, ultimate authority and responsibility to act in such matters.
2. Each Secretary shall provide policy guidance to those persons authorized to take such actions set forth in this Order and shall be advised by such persons of any proposed actions which may be in conflict with such guidance.
3. Should conflicts arise among agencies within a Secretarial area concerning any action authorized by this Order, that Secretary is hereby authorized to resolve them to the degree possible. Should the Secretary not be able to resolve those conflicts or should conflicts arise among agencies in more than one Secretarial area concerning any action authorized by this Executive Order, the matter shall be resolved by the Chief of Staff.
4. All reports and recommendations that by law are required from any entity to be presented to the Governor must first be given to the Secretary to whom the entity is assigned. In the instance of the executive budget as required in Chapter 27 of Title 2.1 of the Code of Virginia, the executive budget as formulated by the Department of Planning and Budget shall be first given to the Secretary of Finance. The Governor, however, retains the responsibility for the submission of reports and recommendations to the General Assembly.
5. All authority given to the Governor pertaining to emergencies, military affairs, appointments, and membership in all organizations shall be retained by the Governor unless explicitly delegated by Executive Order.

Governor

Part 1: Delegation of Authority to Officials Within the Office of Administration

A. To the Director, Department of General Services

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
4-2.02c. Appropriation Act General Provisions	Develop guidelines and procedures for service or rental charges for state-owned facilities used by nongeneral fund agencies or activities.
4-4.01c. Appropriation Act General Provisions	Approve preliminary requirements for capital projects.
4-4.01h. Appropriation Act General Provisions	Approve variances in conformance with space planning guidelines for capital projects (subsequent to recommendation from the State Council of Higher Education for the institutions of higher education).
4-6.04b Appropriation Act General Provisions	Establish guidelines for rental of state-owned housing.
2.1-11.1 <u>Code of Virginia</u>	Designate certain officers to give surety bonds, fix penalties and require new or additional bonds.
2.1-46 <u>Code of Virginia</u>	Assign and reassign rooms and space in public buildings at the seat of government.
2.1-132 <u>Code of Virginia</u>	Assign office space for Attorney General and his employees.
2.1-154 <u>Code of Virginia</u>	Fix surety bond penalty for Auditor of Public Accounts; determine Auditor's employees who should be bonded and approve their penalties fixed by the Auditor.
2.1-466 <u>Code of Virginia</u>	Instruct the Division of Purchases and Supply to edit annual reports to be provided by state agencies, solely for the purpose of condensing the size of such reports.

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
2.1-488.4 (A and C) and 2.1-488.5 <u>Code of Virginia</u>	Approve and accept works of art and their location.
2.1-488.4 (B) <u>Code of Virginia</u>	Disapprove design in structure and fixtures placed on or extending over state property. (Delegation specifically excludes removal of structures.)
2.1-491 <u>Code of Virginia</u>	Approve buildings and property as to their conformance with approved site plan.
2.1-496 <u>Code of Virginia</u>	Approve purchase of furniture and repairs, including funding, required for certain buildings within master site plan of Capitol Square.
2.1-498 <u>Code of Virginia</u>	Designate buildings for contract of utility services.
2.1-503 <u>Code of Virginia</u>	Approve lease of property owned by the Commonwealth in the state site plan or lying near Capitol Square and prescribe rental period.
2.1-531 <u>Code of Virginia</u>	Approve use of state-owned property for parking.
3.1-22.8 <u>Code of Virginia</u>	Fix penalty for surety bonds required to be posted by certain members of Board of Trustees of the Chippokes Plantation Farm Foundation.
4-4 (D) <u>Code of Virginia</u>	Fix penalty and approve the surety bonds required to be posted by Alcoholic Beverage Control Commission members.
5.1-1.3 <u>Code of Virginia</u>	Fix surety bond penalty for Director of Department of Aviation.

Governor

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
11-39 <u>Code of Virginia</u>	Provide written determination of public interest where federal grant transaction requirements do not conform to Virginia Public Procurement Act.
11-46.1 <u>Code of Virginia</u>	Establish written procedures for debarment under Virginia Public Procurement Act.
11-55 <u>Code of Virginia</u>	Provide advance written approval to modify fixed-price contracts under stated conditions; revise restrictions, if necessary, on contract modifications.
15.1-374 <u>Code of Virginia</u>	Approve the location and maintenance of sewerage and surface drainage on or through state property or property of the Confederate Memorial Association.
15.1-1350 <u>Code of Virginia</u>	Fix penalty on surety bonds for members of Transportation District Commissions and approve surety or guaranty company for such bonding.
18.2-139 <u>Code of Virginia</u>	Consent to cut down or otherwise destroy any tree growing on the Capitol grounds.
21-163 <u>Code of Virginia</u>	Fix surety bond penalties for members of Sanitation District Commissions and approve surety or guaranty company for such bonding.
22.1-133 <u>Code of Virginia</u>	Respond to requests of school boards for a flag of the Commonwealth for each new public school.
23-247 <u>Code of Virginia</u>	Fix penalty on corporate surety bonds for members of Board of Trustees of the Science Museum of Virginia.
27-83 <u>Code of Virginia</u>	Receive notification for the Governor from the Department of Housing and Community Development when a state-owned or state-occupied building violates the Virginia Public Building Safety Law.

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
28.1-7 <u>Code of Virginia</u>	Approve surety bond of Commissioner of Marine Resources.
33.1-9 <u>Code of Virginia</u>	Fix surety bond penalty for members of State Highway and Transportation Commission.
36-84 <u>Code of Virginia</u>	Direct the Division of Engineering and Buildings to assign suitable quarters to the Department of Housing and Community Development's industrialized building unit and mobile home safety staff.
36-111 <u>Code of Virginia</u>	Fix surety bond penalty for members of the State Building Code Technical Review Board, Department of Housing and Community Development.
37.1-12 <u>Code of Virginia</u>	Approve, at the request of the Commissioner of Mental Health and Mental Retardation, the razing of buildings under the supervision and control of the Commissioner.
37.1-44 <u>Code of Virginia</u>	Fix surety bond penalty for Commissioner of Mental Health and Mental Retardation.
42.1-16 <u>Code of Virginia</u>	Approve surety bond of State Librarian.
42.1-86 <u>Code of Virginia</u>	Provide, as prescribed by State Library Board, a place and manner of safekeeping of public records essential to the operation of government.
44-21 <u>Code of Virginia</u>	Approve surety bonds of Adjutant General and the fiscal clerks in the Department of Military Affairs.
44-136 <u>Code of Virginia</u>	Authorize the Adjutant General, Department of Military Affairs, to lease, for periods exceeding one year, armories which become vacant through disbandment of an organization of the National Guard or naval militia.

Governor

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
46.1-24 <u>Code of Virginia</u>	Fix surety bond penalty for Commissioner, Division of Motor Vehicles.
52-3 <u>Code of Virginia</u>	Fix surety bond penalty for Superintendent of State Police.
53.1-11 <u>Code of Virginia</u>	Fix penalty of corporate surety bond of the Director of the Department of Corrections.
54-1.34 <u>Code of Virginia</u>	Fix surety bond penalty for Director, Department of Commerce.
54-957 <u>Code of Virginia</u>	Fix surety bond penalty for Director, Department of Health Regulatory Boards.
58-29 <u>Code of Virginia</u>	Fix surety bond penalty for State Tax Commissioner.
58-32 <u>Code of Virginia</u>	Provide offices for the State Tax Commissioner.
60.1-32 <u>Code of Virginia</u>	Fix penalty for surety bond for Commissioner of Virginia Employment Commission and approve surety bonding company.
63.1-6 <u>Code of Virginia</u>	Fix surety bond penalty for Director, Department of Social Services.
63.1-19 <u>Code of Virginia</u>	Fix surety bond penalty for members of Board of Social Services.

B. To the Director, Department of Information Technology, on the effective dates noted

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
4-5.06e Appropriation Act General Provisions	Effective January 1, 1985, approve motion picture, television, and radio services production.

Authorizing Item
or Section

Subject Matter of
Authority Delegated

42.1-32.6
Code of Virginia

Effective September 1, 1984, approve Library Board's plan for communications centers and networking services.

C. To the Director, Department of Personnel and Training

Authorizing Item
or Section

Subject Matter of
Authority Delegated

4-6.01a
Appropriation Act
General Provisions

Prepare compensation plan generally, and compensation rules and regulations (for the approval of the Secretary of Administration).

4-6.01e, f, and h
Appropriation Act
General Provisions

Establish compensation and classification plans for the approval of the Secretary of Administration; implement any system of incentive award payments adopted by the Governor; prepare for Governor's approval and implement plan for nonsalary payments for state employees absent due to sickness or accidental disability.

4-6.02
Appropriation Act
General Provisions

Issue rules and regulations for employee training and study.

2.1-29
Code of Virginia

Establish office hours for executive department agencies at the seat of government.

2.1-114.2:1
Code of Virginia

Establish rules which regulate athletic leaves of absence for state employees.

2.1-116
Code of Virginia

Exempt certain temporary and hourly employees from provisions of the Virginia Personnel Act.

2.1-129
Code of Virginia

Approve compensation, as determined by the Attorney General, for the Division of War Veterans' Claims personnel.

Governor

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
4-7 (I) <u>Code of Virginia</u>	Approve all salaries or remuneration to Alcoholic Beverage Control employees in excess of \$1,000 per annum.
14.1-73.1:2 <u>Code of Virginia</u>	Provide Compensation Board with salary range for a correctional officer and regulations for pay system administered by the Department of Personnel and Training.
21-177 <u>Code of Virginia</u>	Approve certain salaries or remuneration to agents or employees of Sanitation District Commissions.
51-111.54 <u>Code of Virginia</u>	Retain employees 70 years of age or older as consultants and fix salaries.
54-295 <u>Code of Virginia</u>	Approve action of Board of Medicine to fix salary of Secretary of State Board of Medicine, who is an officer and member of the Board.

- D. To the Director, Department of Telecommunications, through December 31, 1984 only

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
4-5.06e Appropriation Act General Provisions	Approve motion picture, television, and radio services production.

Part 2: Delegation of Authority to Officials Within the Office of Finance

- A. To the Director, Department of Planning and Budget

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
4-1.03a Appropriation Act General Provisions	Transfer funds <u>within</u> an agency by appropriation or other means.

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
4-1.03b Appropriation Act General Provisions	Direct, on the basis of excess enrollment, the transfer to surplus of the General Fund from appropriations for educational and general programs of an institution of higher education.
4-1.05b.1 and b.2 Appropriation Act General Provisions	Increase appropriation from sale of surplus property or insurance recovery under stated conditions.
4-1.05b.3 Appropriation Act General Provisions	Issue policies and procedures for expenditures of nongeneral fund revenue in excess of appropriated amount; approve expenditure of nongeneral fund revenue of no more than 10 percent over appropriation.
4-2.01a and b Appropriation Act General Provisions	Issue policies in writing for approval and approve the procedures for solicitation and acceptance of donations, gifts, and grants; use legislative appropriations to match federal aid programs for like purposes.
4-2.01c Appropriation Act General Provisions	Issues rules and regulations for exempting agencies from indirect cost recovery provisions.
4.3-02b Appropriation Act General Provisions	Authorize loans in anticipation of nongeneral fund revenues.
4-5.05d Appropriations Act General Provisions	Approve expenditure of funds for substance abuse services.
4-5.06b (2) Appropriation Act General Provisions	Transfer of funds in the event of revised billing systems of computer resource centers.
4-5.07 Appropriation Act General Provisions	Direct nonstate agencies to be audited by or present audits acceptable to the Auditor of Public Accounts.
4-6.03b Appropriation Act General Provisions	Prescribe rules and regulations for use of nongeneral fund balances in order to fund employee benefit expenses for employees supported in whole or in part by nongeneral funds.

Governor

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
4-7.01 Appropriation Act General Provisions	Administer plan to restrict manpower levels of programs and review and analyze staffing requirements of all Executive Department agencies (subject to the approval of the Secretary of Finance).
2.1-224 <u>Code of Virginia</u>	Approve quarterly estimates of planned expenditures prior to release of appropriation.
2.1-373 (4) <u>Code of Virginia</u>	Approve application for and/or expenditure of grants, gifts, or bequests by Department on Aging.
2.1-402 <u>Code of Virginia</u>	Adopt budget classifications.
9-95.3 <u>Code of Virginia</u>	Notify State Comptroller in writing of availability of funds for expenditure by the Virginia Korean-Vietnam War History Commission.
23-9.9 <u>Code of Virginia</u>	Receive biennial budget requests from institutions of higher education and budget recommendations from the State Council of Higher Education.
23-100.1 <u>Code of Virginia</u>	Approve, at the request of Virginia Military Institute or its Board, on its behalf, the receipt of gifts, grants, devises, and bequests.
23-218 <u>Code of Virginia</u>	Approve the acceptance of grants or contributions of money or property by the State Board for Community Colleges.
28.1-196 <u>Code of Virginia</u>	Approve the solicitation, acceptance and use of any public or private funds by the Virginia Institute of Marine Science.

Authorizing Item
or Section

Subject Matter of
Authority Delegated

37.1-42.1
Code of Virginia

Approve Commissioner's acceptance, on behalf of the Department of Mental Health and Mental Retardation, of donations, gifts, and bequests from the federal government or any other source; and the acceptance, execution, and administration of any trust in which the Department may have an interest.

42.1-57
Code of Virginia

Approve the Library Board's acceptance of grants of federal funds for libraries and the allocation of such funds.

46.1-167.6
Code of Virginia

Fix amount of expenditures by the Division of Motor Vehicles from the Uninsured Motorists Fund for the administration of the fund.

53.1-10
Code of Virginia

Approve acceptance of gifts, donations, and bequests on behalf of the Department of Corrections.

63.1-36
Code of Virginia

Approve receipt of grants-in-aid funds and gifts by the Department of Social Services for the purpose of alleviating, treating, or preventing poverty, delinquency, or other social problems.

B. To the State Comptroller

Authorizing Item
or Section

Subject Matter of
Authority Delegated

4-1.06
Appropriation Act
General Provisions

Revert certain unexpended general and nongeneral fund appropriations or reappropriations.

4-5.06f
Appropriation Act
General Provisions

Issue travel reimbursement regulations.

Governor

Authorizing Item
or Section

Subject Matter of
Authority Delegated

3.1-62
Code of Virginia

Examine records, books and accounts
of Produce Market Authorities.

C. To the State Treasurer

Authorizing Item
or Section

Subject Matter of
Authority Delegated

2.1-185
Code of Virginia

Invest funds deposited in the
state treasury in excess of the
amount currently needed.

10-110
Code of Virginia

Approve resolutions of Board of
Conservation and Economic Development
authorizing revenue refunding bonds.

15.1-225
Code of Virginia

Investigate alleged defaults on local
general obligation bonds. Upon
determination of default, withhold
payment of state funds to local
government in default and order
payment to bond holders by the State
Comptroller.

21-200 and 21-280
Code of Virginia

Accept filing of instrument or
instruments from 25% of bondholders
in cases of default on Sanitation
District Commission bonds for tidal
and nontidal waters, respectively, in
order to have trustee appointed to
represent bondholders.

23-20
Code of Virginia

Receive bondholder certification of
default on bonds issued by an
educational institution.

55-186.2
Code of Virginia

Deliver executed grant for sale of
escheatment to State Librarian.

55-187
Code of Virginia

Rescind escheat sales contract when
payment is not made within reasonable
time and order new sale.

Part 3: Delegation of Authority to Officials Within the Office of Commerce
and Resources

A. To the Commissioner, Marine Resources Commission

Authorizing Item
or Section

Subject Matter of
Authority Delegated

28.1-203
Code of Virginia

Receive copy of annual budget of Potomac River Fisheries Commission and place funds (not less than \$50,000 per year) in State budget for the Commission.

B. To the Director, Department of Economic Development

Authorizing Item
or Section

Subject Matter of
Authority Delegated

46.1-49
Code of Virginia

Approve the use of nonpublic license plates by the Division of Industrial Development.

C. To the Commissioner, Department of Labor and Industry through December 31, 1984, then to the Director, Department of Mines, Minerals, and Energy

Authorizing Item
or Section

Subject Matter of
Authority Delegated

45.1-382
Code of Virginia

Serve as assistant representative to Interstate Compact to Conserve Oil and Gas.

D. To the Director, State Water Control Board

Authorizing Item
or Section

Subject Matter of
Authority Delegated

21-179
Code of Virginia

Receive reports of Sanitation District Commissions.

Governor

Part 4: Delegation of Authority to Officials Within the Office of Education

A. To the Superintendent of Public Instruction

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
23-38.62 <u>Code of Virginia</u>	Accredit vocational schools, if necessary, so students can qualify for loans from State Education Assistance Authority.

Part 5: Delegation of Authority to Officials Within the Office of Human Resources

A. To the State Health Commissioner

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
32.1-183 <u>Code of Virginia</u>	Designate regional boundaries for solid waste management.

B. To the Commissioner, Department of Social Services

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
63.1-44 <u>Code of Virginia</u>	Approve establishment of welfare districts consisting of two or more cities and/or counties.
63.1-56.1 <u>Code of Virginia</u>	Approve establishment of facilities for children (or contracts for services) by local boards of welfare.
63.1-292 <u>Code of Virginia</u>	Authorize up to five counties or cities to develop and implement pilot programs for delivery of human services.
63.1-294 <u>Code of Virginia</u>	Promulgate rules and regulations for counties and cities desiring to establish pilot programs for human services delivery.

Part 6: Delegation of Authority to Officials Within the Office of
Transportation and Public Safety

A. To the Adjutant General, Department of Military Affairs

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
7.1-33 <u>Code of Virginia</u>	Regulate size and dimensions of state flag.
44-43 <u>Code of Virginia</u>	Convene general courts-martial of the National Guard.
44-112 <u>Code of Virginia</u>	Make requisition upon Secretary of Defense through National Guard Bureau for state allotment to support militia.
44-116 <u>Code of Virginia</u>	Have printed and distributed <u>Code of Virginia</u> copies of the military laws of Virginia and the Uniform Code of Military Justice of the United States, as deemed necessary.

B. To the Commissioner, Division of Motor Vehicles

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
2.1-51.6 <u>Code of Virginia</u>	Administer highway safety program.
46.1-137 <u>Code of Virginia</u>	Extend, at his discretion, to foreign vehicle owners operating in Virginia the same privileges that the state or foreign country in which such owner resides offers to Virginia vehicle owners.

C. To the Director, Department of Aviation

<u>Authorizing Item or Section</u>	<u>Subject Matter of Authority Delegated</u>
4-5.06c.3 Appropriation Act General Provisions	Establish guidelines regarding aircraft acquisition and use, etc.

D. To the Coordinator, State Office of Emergency Services

Authorizing Item
or Section

Subject Matter of
Authority Delegated

44-146.27
Code of Virginia

Approve acceptance of supplies, materials, equipment, funds from federal government, or private sector to the state or through the state to any political subdivision for purposes of emergency services.

Part 7: Delegation of Authority to the Secretary of the Commonwealth

Authorizing Item
or Section

Subject Matter of
Authority Delegated

2.1-612
Code of Virginia

Prepare annually a list of offices and positions coming within the purview of the Virginia Conflict of Interest Act and notify such officials of their need to comply with the Act.

This Executive Order will become effective on its signing and will remain in full force and effect until January 16, 1986 unless amended or rescinded by further Executive Order.

This Executive Order rescinds the following:

1. Executive Order Number Twenty-eight (82) issued the third day of November, nineteen hundred and eighty-two; and
2. Executive Order Number 48 (84) issued the 28th day of June, nineteen hundred and eighty-four.

Given under my hand and under the Seal of the Commonwealth of Virginia, at Richmond this twenty-sixth day of October, nineteen hundred and eighty-four.

Governor

Attested:

Secretary of the Commonwealth

GENERAL NOTICES/ERRATA

NOTICES OF INTENDED REGULATORY ACTION

BOARD FOR COMMERCIAL DRIVER TRAINING SCHOOLS

Notice of Intended Regulatory Action

Notice is hereby given that the Board for Commercial Driver Training Schools intends to promulgate regulations entitled: **Commercial Driver Training School Regulations.**

These regulations are being developed to establish entry requirements and standards of practice for tractor-trailer driving schools and instructors - Class A licenses.

Statutory Authority: § 54-145.11 of the Code of Virginia.

Written comments may be submitted until January 1, 1985.

CONTACT: Nancy T. Feldman, Assistant Director, 3600 W. Broad St., Richmond, Va. 23230-4917, telephone (804) 257-8532, toll free 1-800-552-3016.

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DEPARTMENT OF CORRECTIONS

Notice of Intended Regulatory Action

Notice is hereby given that the Department of Corrections intends to promulgate regulations entitled: **Public Participation Guidelines.**

These regulations will set forth the procedures for public participation in the development of regulations and standards for corrections.

Statutory Authority: §§ 9-6.14:1 through 9-6.14:21 of the Code of Virginia.

Written comments may be submitted until November 26, 1984 to the Virginia Department of Corrections, P. O. Box 23693, Richmond, Va. 23261.

CONTACT: Robert E. Cousins, Planner, 4615 W. Broad St., Richmond, Va. 23261, telephone (804) 257-1943.

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VIRGINIA DEPARTMENT OF EDUCATION

Notice of Intended Regulatory Action

Notice is hereby given that the Virginia Department of Education intends to amend regulations entitled: **Certification Regulations for Teachers.**

These regulations are being amended to clarify and broaden the requirements for instructional supervisory personnel; to eliminate reading as an area of concentration in the middle school endorsement; to allow for separate endorsements in speech; to eliminate data processing as a separate subject; and to specify the number of graduate hours required for an endorsement as a reading specialist.

Statutory Authority: §§ 22.1-298 and 22.1-299 of the Code of Virginia.

CONTACT: Dr. E. B. Howerton, Jr., Associate Superintendent, Department of Education, P. O. Box 6Q, Richmond, Va. 23216, telephone (804) 225-2027.

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DEPARTMENT OF HEALTH

Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the Virginia Department of Health intends to amend regulations entitled: **The Virginia Voluntary Formulary.** The regulations are being amended to revise the 1984 Virginia Voluntary Formulary by adding and deleting drug products in accordance with recommendations of the Virginia Voluntary Formulary Council.

Statutory Authority: §§ 32.1-12 and 32.1-79 et. seq. of the Code of Virginia.

Written comments may be submitted until November 26, 1984.

CONTACT: James K. Thomson, Director, Bureau of Pharmacy Services, Virginia Department of Health, 109 Governor St., Richmond, Va. 23219, telephone (804) 786-4326.

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STATE BOARD FOR THE CERTIFICATION OF LIBRARIANS

Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the State Board for the Certification of Librarians intends to amend regulations entitled: **State Board for the Certification of Librarians Regulations.**

This action will amend entry requirements, establish fee schedule, define scope of practice, and establish grounds for discipline.

Statutory Authority: Chapters 1.1 and 11 of Title 54, of the Code of Virginia.

Written comments may be submitted until January 1, 1985.

CONTACT: Laster G. Thompson, Jr., Deputy Director of Operations, 3600 W. Broad St., Richmond, Va. 23230, telephone (804) 257-8574, toll free 1-800-552-3016.

VIRGINIA DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION

Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the Virginia Department of Mental Health and Mental Retardation intends to amend regulations entitled: **Funding Procedures Manual and subsequent memoranda.**

The purpose of the amendment is to update and expand the present manual issued December, 1974.

Statutory Authority: § 37.1-10 of the Code of Virginia.

Written comments may be submitted until November 30, 1984.

CONTACT: Robert S. Schmid, Accountant, Department of Mental Health and Mental Retardation, P. O. Box 1797, Richmond, Va. 23214, telephone (804) 786-0049.

Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the Virginia Department of Mental Health and Mental Retardation intends to promulgate regulations entitled: **Policies and Procedures for the Certification of Drug Abuse Division/Education Programs.**

These regulations set forth minimum criteria for operating first offender drug abuse diversion/education programs.

Statutory Authority: § 18.2-251 of the Code of Virginia. Written comments may be submitted until January 31, 1985.

CONTACT: Frank S. Patterson, Assistant Director for Justice System Services, Department of Mental Health and Mental Retardation, P. O. Box 1797, Richmond, Va. 23214,

telephone (804) 786-1331.

DEPARTMENT OF SOCIAL SERVICES

Notice of Intended Regulatory Action

Notice is hereby given that the Department of Social Services intends to amend regulations entitled: **Protective Payments in the Aid to Dependent Children Program (ADC).**

These regulations are being amended to permit a local agency to continue payments, on behalf of the remaining members of the assistance unit, to a parent or other caretaker who fails to comply with certain work or child support requirements if, after all reasonable efforts have been made, the agency is unable to identify a suitable protective payee. The proposed regulation is contained in § 2634 of the Deficit Reduction Act of 1984 (P.L. 98-369).

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

Written comments may be submitted until December 12, 1984, to: Mr. I. Guy Lusk, Director, Division of Benefit Programs, Virginia Department of Social Services, 8007 Discovery Dr., Richmond, Va. 23229-8699.

CONTACT: Carolyn Ellis, Department of Social Services, 8007 Discovery Drive, Richmond, Va. 23229-8699, telephone (804) 281-9046.

Notice of Intended Regulatory Action

Notice is hereby given that the Department of Social Services intends to amend regulations entitled: **Safeguarding of Information in the Aid to Dependent Children Program (ADC).**

These regulations are being amended to allow disclosure of a recipient's current address to state or local law-enforcement officers if the recipient is a fugitive felon. The officer must provide the recipient's name and social security number, as well as prove that the request is in the line of duty. The proposed regulations are contained in § 2636 of the Deficit Reduction Act of 1984 (P.L. 98-369).

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

Written comments may be submitted until December 12, 1984, to: Mr. I. Guy Lusk, Director, Division of Benefit Programs, Virginia Department of Social Services, 8007 Discovery Dr., Richmond, Va. 23229-8699

CONTACT: Carolyn Ellis, Dept. of Social Services, 8007 Discovery Dr., Richmond, Va. 23229-8699, telephone (804)

General Notices/Errata

281-9046.

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DEPARTMENT OF TAXATION

Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the Department of Taxation intends to promulgate regulations entitled: **Retail Sales and Use Tax: Advertising.**

This regulation sets forth the application of the retail sales and use tax to the production and sale of advertising by advertising agencies, newspapers, radio and television stations, and others engaged in the production of advertising.

Statutory Authority: § 58-48.6 of the Code of Virginia (on and after January 1, 1985, § 58.1-203).

Written comments may be submitted until November 25, 1984.

CONTACT: Danny M. Payne, Director, Tax Policy Division, Virginia Department of Taxation, P. O. Box 6-L, Richmond, Va. 23282, telephone (804) 257-8010.

Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the Department of Taxation intends to promulgate regulations entitled: **Cigarette Sales Below Wholesale Cost Act Regulations.**

These regulations will set out the department's interpretation of Chapter 23, Title 58, Code of Virginia, relating to the administration of the Cigarette Sales Below Wholesale Cost Act.

Statutory Authority: § 58-48.6, of the Code of Virginia (on and after January 1, 1985, § 58.1-203).

Written comments may be submitted until November 30, 1984.

CONTACT: Mr. Danny M. Payne, Director, Tax Policy Division, Virginia Department of Taxation, P. O. Box 6-L, Richmond, Va. 23282, telephone (804) 257-8010.

Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the Department of

Taxation intends to promulgate regulations entitled: **Virginia Retail Sales and Use Tax: Common Carriers of Property and Passengers by Railway.**

This proposed regulation will set forth the application of the sales and use tax to common carriers of property and passengers by railway, including descriptions of the types of tangible personal property to which that tax applies and the types of property which may be purchased exclusive of the tax by railway common carriers.

Statutory Authority: § 58-48.6 of the Code of Virginia (on and after January 1, 1985, § 58.1-203).

Written comments may be submitted until December 3, 1984.

See Notice of Meeting published in this issue of the Register.

CONTACT: Mr. Danny M. Payne, Director, Tax Policy Division, Department of Taxation, P. O. Box 6-L, Richmond, Va. 23282, telephone (804) 257-8010.

Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the Department of Taxation intends to promulgate regulations entitled: **Retail Sales and Use Tax Regulation: Computer Software.**

This regulation sets forth the application of the retail sales and use tax to the sale or lease of computer software, including both custom and application software.

Statutory Authority: § 58-48.6 of the Code of Virginia (on and after January 1, 1985 § 58.1-203).

Written comments may be submitted until November 25, 1984.

CONTACT: Danny M. Payne, Director, Tax Policy Division, Virginia Department of Taxation, P. O. Box 6-L, Richmond, Va. 23282, telephone (804) 257-8010.

Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the Department of Taxation intends to promulgate regulations entitled: **Virginia Individual Income Tax: Net Operating Losses.**

This regulation will set forth and explain procedures relating to the Virginia tax treatment of federal net operating losses.

Statutory Authority: § 58-48.6 of the Code of Virginia (on

and after January 1, 1985, § 58.1-203).

Written comments may be submitted until December 7, 1984.

CONTACT: Danny M. Payne, Director, Tax Policy Division, Virginia Department of Taxation, P. O. Box 6-L, Richmond, Va. 23282, telephone (804) 257-8010.

GENERAL NOTICES

DEPARTMENT OF HEALTH

Public Notice

Notice is hereby given that the Office of Medical Assistance (Medicaid) is in the process of restructuring the State Medicaid Plan in order to conform to the guidelines established for publication of regulations in The Virginia Register. Although the Medicaid Program is not required by statute to conform to all the provisions of the Administrative Process Act (§ 9-6.14:20), it is our intention to keep the public informed of amendments to the State Medicaid Plan. Until the State Plan can be restructured, we will publish a summary of all amendments in this section of The Virginia Register. Full copies of the amendments may be obtained from: Office of Medical Assistance, State Department of Health, 8th Floor, James Madison Building, 109 Governor Street, Richmond, Virginia 23219, telephone (804) 786-7933. Please reference the number of the amendment.

Amendment 84-13:

On July 19, 1984, the Medicaid Program withdrew some restrictive eligibility regulations which had been required by the Tax Equity and Fiscal Responsibility Act (Amendment 84-05). These restrictive regulations were nullified by the federal Deficit Reduction Act of 1984. In order to put back into place regulations which were in effect prior to Amendment 84-05 regarding the deeming of income and resources, Amendment 84-13 is now proposed. Amendment 84-13 also adds the new deeming regulations for the aged, blind and disabled.

VIRGINIA STATEWIDE HEALTH COORDINATING COUNCIL

Public Notice

Notice is hereby given that the Virginia Statewide Health Coordinating Council is establishing a Notice of Intent List.

Through this list the Council will solicit public participation in the drafting of proposed new regulations or proposed changes to existing regulations such as are now contained in its Virginia State Health Plan and State Medical Facilities Plan.

Each time the Council determines that specific regulations need to be developed or modified, it will so notify all parties on its Notice of Intent List. Those interested in reviewing preliminary drafts of the specified regulations, possibly as members of an ad hoc advisory panel, will be asked to register their interest with the Council. Input from the respondents would then be solicited as draft materials are prepared, thus allowing for public participation prior to the Council's approval of a proposed specific regulatory text for official public comment and ultimate adoption.

Parties wishing to be placed on the Notice of Intent List should send a written request to John P. English, Health Planning Consultant, 1010 Madison Building, 109 Governor Street, Richmond, Virginia 23219. Telephone inquiries should be directed to Mr. English at (804) 786-4891.

"BLOOD DRIVE"

DEPARTMENT OF CONSERVATION AND ECONOMIC DEVELOPMENT

November 30, 1984 - 8 p.m.

1100 Washington Building - Room 1113, Capitol Square, Richmond.

NOTICE TO STATE AGENCIES

A list of major meetings of various trade associations and organizations is maintained in the office of the Registrar of Regulations. Upon request, this list will be made available to you in order that you can avoid conflicts when setting up meetings and hearings.

CALENDAR OF EVENTS

EXECUTIVE

GOVERNOR'S ADVISORY BOARD ON AGING

November 29, 1984 - 9 a.m. - Open Meeting
1901 Emmet Street, Route 29, 250 Bypass, Ramada Inn,
Charlottesville, Virginia

The Board will hold its regular quarterly board meeting, a work session and formal business meeting.
Contact: Wilda M. Ferguson, Commissioner, 101 N. 14th St., 18th Floor, Richmond, Va. 23219, telephone (804) 225-2271

OVERALL ADVISORY COUNCIL ON THE NEEDS OF HANDICAPPED PERSONS

December 11, 1984 - 9:30 a.m. - Open Meeting
Virginia Department for the Visually Handicapped, 397 Azalea Avenue, Richmond, Virginia. (Location accessible to handicapped; interpreter for deaf provided if requested.)

This will be a business meeting to discuss problems of and programs for Virginians with Disabilities.
Contact: Mrs. Doris D. Falconer, 8007 Discovery Dr., Richmond, Va. 23288, telephone (804) 281-9217, telecommunications number for the deaf (1-800) 552-2131

VIRGINIA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

December 19, 1984 - 10 a.m. - Public Hearing
1100 Bank Street, Board Room 204, Washington Building, Richmond, Virginia

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Virginia Department of Agriculture and Consumer Services intends to adopt regulations entitled: Declaration of Small Whorled Pogonia as an Endangered Plant Species. These regulations list small whorled pogonia Isotria medeoloides, as an endangered species under the Endangered Plant and Insect Species Act, §§ 3.1-1020 through 3.1-1030 of the Code of Virginia.

STATEMENT

The purpose of the proposed regulation is to declare the small whorled pogonia, Isotria medeoloides, an endangered plant pursuant to the Virginia Endangered Plant and Insect Species Act (§§ 3.1-1020 to 3.1-1030, of the Code of Virginia). This action is proposed to help protect small whorled pogonia from extinction in Virginia.

Small whorled pogonia is one of the rarest orchids in America. There are only approximately 1,000 plants known to exist in America among ten states from New England

to Florida. Of the eleven known naturally occurring populations, two are in Virginia. If adopted, it would be unlawful for any person to dig, otherwise collect, remove, transport or sell small whorled pogonia, except as authorized by the Commissioner of the Virginia Department of Agriculture and Consumer Services.

Small whorled pogonia is also listed as an endangered species under the United States Endangered Species Act.

Contact: Raymond D. Vaughan, Secretary, State Board of Agriculture and Consumer Services, P. O. Box 1163, Richmond, Va. 23209, telephone (804) 786-3601

STATE AIR POLLUTION CONTROL BOARD

November 26, 1984 - 9 a.m. - Open Meeting
General Assembly Building, Senate Room A, Richmond, Virginia

This is a general meeting of the Board and is open to the public.

Contact: Dick Stone, Public Information Officer, State Air Pollution Control Board, Room 801, Ninth Street Office Bldg., Richmond, Va. 23219, telephone (804) 786-5478

THE VIRGINIA ALCOHOLIC BEVERAGE CONTROL COMMISSION

November 26, 1984 - 9 a.m. - Open Meeting
2901 Hermitage Road, Richmond, Virginia

The Commission will meet to receive and discuss reports on activities from staff members. Other matters not yet determined.

Contact: Larry E. Gilman, 2901 Hermitage Rd. Richmond, Va., telephone (804) 257-0616

VIRGINIA STATE BOARD OF ARCHITECTS, PROFESSIONAL ENGINEERS, LAND SURVEYORS AND CERTIFIED LANDSCAPE ARCHITECTS

December 12, 1984 - 9 a.m. - Open Meeting
Department of Commerce, 3600 West Broad Street, Conference Room 1, Richmond, Virginia

The Board will meet to conduct an informal fact-finding proceeding, APELSCLA v. J. G. Butler, Jr.

Contact: Sylvia W. Bryant, Hearings Coordinator, Department of Commerce, 3600 W. Broad St., Richmond, Va. 23230, telephone (804) 257-8524

Professional Engineers

December 7, 1984 - 9 a.m. - Open Meeting
Department of Commerce, 3600 West Broad Street,

Calendar of Events

Conference Room 2, Richmond, Virginia

To approve minutes of August 29, 1984; review applications; and review complaints.

Contact: Johnnie Williams, Assistant Director APELSCLA, 3600 W. Broad St., Richmond, Va. 23230, telephone (804) 257-8512

VIRGINIA BOARD OF BARBER EXAMINERS

January 28, 1985 - 9 a.m. - Open Meeting

3600 West Broad Street, Conference Room 3, 5th Floor, Richmond, Virginia

The Board will meet to review applications for licensure; review investigative reports of complaints and determine disposition; and to consider general correspondence pertinent to the operation of the Board.

Contact: Gale G. Moyer, Assistant Director, 3600 W. Broad St., Richmond, Va. 23230, telephone (804) 257-8509

STATE BUILDING CODE TECHNICAL REVIEW BOARD

December 14, 1984 - 10 a.m. - Open Meeting

Fourth Street Office Building, 205 North Fourth Street, Second Floor Conference Room, Richmond, Virginia. (Location accessible to handicapped; interpreter for deaf provided if requested.)

A meeting to consider Uniform Statewide Building Code interpretation requests continued from Board's meeting of November 16, 1984.

Contact: C. Sutton Mullen, 205 N. 4th St., Richmond, Va. 23219, telephone (804) 786-4751

GOVERNOR'S BUSINESS AND INDUSTRY ADVISORY COMMITTEE ON CRIME PREVENTION

November 28, 1984 - 10:30 a.m. - Open Meeting

Farm Bureau Building, 200 West Grace Street, Richmond, Virginia

The Committee will consider ways to enlist the support and participation of business and industry in crime prevention efforts.

Contact: Joseph R. Marshall, Executive Assistant, Department of Criminal Justice Services, 805 E. Broad St., Richmond, Va. 23219, telephone (804) 786-4000

VIRGINIA CAVE COMMISSION

January 5, 1985 - 10:30 a.m. - Open Meeting

5300 West Marshall Street, Richmond, Virginia. (Location accessible to handicapped.)

The Commission will hold a regular business session that will consider any matters relating to the protection of caves in Virginia; liaison with emergency rescue agencies concerning cave rescue; management of caves on public lands; assistance to cave owners or other state agencies to provide maximum protection to this valuable resource.

Contact: Roy Powers Jr., Chairman, Rt. 1, Box 153, Duffield, Va. 24244, telephone (703) 523-2400 ext. 261

VIRGINIA BOARD OF COMMERCE

December 7, 1984 - 10 a.m. - Open Meeting

Department of Commerce, 3600 West Broad Street, Conference Room 1, Richmond, Virginia

The Board will meet to review progress of projects in testing, complaint handling, and regulatory review; status report on need for regulation of power engineers; receive report of Director of the Department; and review § 3.2.3 of the Employment Agency Regulations concerning acceptance of work agreement.

Contact: Barbara Woodson, Department of Commerce, 3600 W. Broad St., Richmond, Va. 23230, telephone (804) 257-8500 or 257-8525

DEPARTMENT OF COMMERCE

December 6, 1984 - 10 a.m. - Open Meeting

Department of Commerce, 3600 West Broad Street, Conference Room 1, Richmond, Virginia

The Department of Commerce will hold a formal fact-finding hearing, Department of Commerce v. Lisa Lynn Mayo Career Personnel

Contact: Sylvia W. Bryant, Hearings Coordinator, Department of Commerce, 3600 W. Broad St., Richmond, Va. 23230, telephone (804) 257-8524

Polygraph Examiners Advisory Committee

December 5, 1984 - 11 a.m. - Open Meeting

3600 West Broad Street, Department of Commerce, 5th Floor, Richmond, Virginia

The Committee will meet for the purpose of administering the Polygraph Examiner Licensing Examination to eligible licensed Examiner Interns.

Contact: Iva B. Frizzell, 3600 W. Broad St., Richmond, Va. 23230, telephone (804) 257-8515 or 257-8563

Calendar of Events

BOARD OF CONSERVATION AND ECONOMIC DEVELOPMENT

December 13, 1984 - 10:30 a.m. - Open Meeting
1100 Washington Building, Room 1113, Richmond, Virginia.
(Location accessible to handicapped.)

The Board will have a regular business meeting to consider any matters that come up relating to the Department and its Divisions of Forestry, Litter Control, Mined Land Reclamation, Mineral Resources, and Parks and Recreation.

The Board will also consider Scenic River status recommendations for portions of the Rappahannock River and the James River east of Richmond and changes to the Reforestation of Timberland regulations. A detailed agenda is not available at this time.

Contact: Eva Christopher, 1100 Washington Bldg., Capitol Square, Richmond, Va. 23219, telephone (804) 786-2121

DEPARTMENT OF CONSERVATION AND ECONOMIC DEVELOPMENT

November 29, 1984 - 10 a.m. - Open Meeting
Washington Building, Room 1113, Richmond, Virginia.
(Location accessible to handicapped.)

An informational hearing will be held on proposed changes to the following Reforestation of Timberlands Regulations: Regulation No. 6, concerning minimum and maximum land area qualifications; and Regulation No. 18, concerning incentive payments.

Contact: Leon E. App, Executive Assistant, Department of Conservation and Economic Development, 1100 Washington Bldg., Richmond, Va. 23219, telephone (804) 786-2121

Division of Parks and Recreation

November 29, 1984 - 7:30 p.m. - Open Meeting
Culpepper County Courthouse, Cameron and West Streets, Board of Supervisors Meeting Room, Culpepper, Virginia

The meeting is being held to gain public input on the desirability of Scenic River Designation of a portion of the Rappahannock River from Chester Gap to Motts Landing.

Contact: Richard S. Groover, Support Services Director, Virginia Division of Parks and Recreation, 1201 Washington Bldg., Richmond, Va. 23219, telephone (804) 786-2132

December 6, 1984 - 7:30 p.m. - Open Meeting
Williamsburg Public Library, Corner of Scotland Street, Boundary Street and Armistead Avenue, Williamsburg, Virginia

The purpose of this meeting is to gain public input on the desirability of Scenic River Designation of a portion of the James River from the Charles City/Henrico Counties line on the Northside and the Hopewell City/Chesterfield County line on the Southside to the James City County/Newport News City line on the Northside and the Isle of Wight/Suffolk Counties line on the Southside.

Contact: Richard S. Groover, Support Services Director, Virginia Department of Parks and Recreation, 1201 Washington Bldg., Richmond, Va. 23219, telephone (804) 786-2132

STATE BOARD FOR CONTRACTORS

November 26, 1984 - 10 a.m. - Open Meeting

November 27, 1984 - 10 a.m. - Open Meeting
Virginia Department of Alcoholic Beverage Control, Hearing Room, 501 Montgomery Street, Alexandria, Virginia

The Board will conduct a formal fact-finding hearing regarding State Board for Contractors v. Walter C. Robbins, Jr.

Contact: Sylvia W. Bryant, Hearings Coordinator, Department of Commerce, 3600 W. Broad St., Richmond, Va. 23230, telephone (804) 257-8524

November 28, 1984 - 10 a.m. - Open Meeting
3600 West Broad Street, 5th Floor, Conference Room 3, Richmond, Virginia. (Location accessible to handicapped.)

A meeting to review complaints and new regulations effective October 19, 1984.

Contact: E. G. Andres, Department of Commerce, 3600 W. Broad St., Richmond, Va. 23230, telephone (804) 257-8511

November 30, 1984 - 10 a.m. - Open Meeting
Gloucester Courthouse, Main Street, Second Floor Conference Room, Gloucester, Virginia

The Board will conduct a formal fact-finding hearing regarding State Board for Contractors v. R. D. Millen

Contact: Sylvia W. Bryant, Hearings Coordinator, Department of Commerce, 3600 W. Broad St., Richmond, Va. 23230, telephone (804) 257-8524

CRIMINAL JUSTICE SERVICES BOARD Committee on Criminal Justice Information Systems

December 6, 1984 - 10 a.m. - Open Meeting
Ninth Street Office Building, Governor's Cabinet Conference Room, 6th Floor, 9th and Grace Streets, Richmond, Virginia

Subcommittees will report on the current status of

Calendar of Events

projects designed to enhance the functioning of Criminal Justice Information Systems in Virginia.

Contact: Joseph R. Marshall, Executive Assistant, Department of Criminal Justice Services, 805 E. Broad St., Richmond, Va. 23219, telephone (804) 786-4000

VIRGINIA BOARD OF DENTISTRY

December 6, 1984 - 1 p.m. – Open Meeting
James Monroe Building, 101 North 14th Street, Conference Room C, Richmond, Virginia

The Board of Dentistry will meet to discuss the final draft of the Regulatory Review report.

December 7, 1984 - 8:30 a.m. – Open Meeting
James Monroe Building, 101 North 14th Street, Conference Room C, Richmond, Virginia

The Board of Dentistry will hold its regular scheduled meeting to discuss Board business.

Contact: Nancy T. Feldman, Executive Director, 517 W. Grace St., P. O. Box 27708, Richmond, Va. 23261, telephone (804) 257-8554

DEVELOPMENTAL DISABILITIES PLANNING COUNCIL

December 4, 1984 - 9 a.m. – Registration
December 5, 1984 - 9 a.m. – Conference
December 6, 1984 - 9 a.m. – Conference
Fort Magruder Inn & Conference Center, P. O. Box KE, Williamsburg, Virginia. (Location accessible to handicapped; interpreter for deaf provided if requested.)

“Community Options for Virginians With Disabilities” Conference. Joint Conference Sponsored By: The Developmental Disabilities Planning Council and The Overall Advisory Council on the Needs of Handicapped Persons. The purpose of this conference is to educate and mobilize disabled consumers, advocates, service providers, and business and governmental leaders in support of employment, independent living, and community-based services for our disabled citizens. Another explicit purpose is to generate support for passage of the “Virginians With Disabilities Act.”

Contact: Linda C. Veldheer, Director of Developmental Disabilities, Department of Mental Health and Mental Retardation, P. O. Box 1797, Richmond, Va. 23214, telephone (804) 786-5313

STATE BOARD OF ELECTIONS

November 26, 1984 - 10 a.m. – Open Meeting
101 Ninth Street Office Building, Richmond, Virginia

The Board will meet to ascertain the results of the November 6, 1984 General Election.

Contact: M. Debra Mitterer, 101 Ninth Street Office Bldg., Richmond, Va., telephone (804) 786-6551

DEPARTMENT OF FIRE PROGRAMS

November 29, 1984 - 7:30 p.m. – Public Hearing
Hampton City Hall, Council Chambers, 8th Floor, Hampton, Virginia

An opportunity for general public input for Fire Program needs in the Commonwealth.

November 30, 1984 - 9 a.m. – Open Meeting
Chamberlin Hotel, Hampton, Virginia

A meeting of the Virginia Fire Commission to consider input regarding Fire Programs.

Contact: Carl N. Cimino, Executive Director, 101 N. 14th St., Richmond, Va., telephone (804) 225-2681

DEPARTMENT OF GENERAL SERVICES Art and Architectural Review Council

December 7, 1984 - 10 a.m. – Open Meeting
Virginia Museum of Fine Arts, Main Conference Room, Richmond, Virginia

The Council will advise the Director of the Department of General Services and the Governor on architecture of state facilities to be constructed and works of art to be accepted or acquired by the Commonwealth.

Contact: David J. Gibson, Chairman, Art and Architectural Review Council, 612 E. Jefferson St., Charlottesville, Va. 22901, telephone (804) 296-6107

State Insurance Advisory Board

December 13, 1984 - 9:30 a.m. – Open Meeting
College of William and Mary, Campus Center, Room C, Williamsburg, Virginia

The State Insurance Advisory Board will hold a meeting for the review of Risk Management Program progress and the finalization of legislative report.

Contact: Charles F. Scott, Director of Risk Management, Department of General Services, 805 E. Broad St., Room 117, Richmond, Va. 23219, telephone (804) 786-5968

Calendar of Events

VIRGINIA STATE BOARD OF GEOLOGY

November 28, 1984 - 9 a.m. – Open Meeting
Department of Commerce, 3600 West Broad Street,
Conference Room 2, Richmond, Virginia

The Board will meet to approve minutes of September 10, 1984; review applications; sign wall certificates; and discuss examinations.

Contact: Johnsie Williams, Assistant Director Geology, 3600 W. Broad St., Richmond, Va. 23230, telephone (804) 257-8555

GOVERNOR'S REGULATORY REFORM ADVISORY BOARD

November 29, 1984 - 10 a.m. – Public Hearing
General Assembly Building, House Room C, Richmond, Virginia. (Location accessible to handicapped; interpreter for deaf provided if requested.)

The Board will hold a public hearing regarding existing regulations reviewed by the Department of Housing and Community Development and the State Water Control Board.

Copies of the completed evaluation reports prepared by these agencies on their existing regulations are on display in the Office of the Registrar of Regulations, 2nd floor, General Assembly Building, Richmond, Virginia.

The Board will also discuss recommendations on proposed changes to the Administrative Process Act regarding judicial review of state agency administrative decisions, and the definition of the term "regulations".

Contact: Philip F. Abraham, Office of the Governor, State Capitol, Richmond, Va., telephone (804) 786-2211

HAZARDOUS WASTE FACILITY SITING BOARD

January 16, 1985 - 10 a.m. – Public Hearing
Henrico County Government Center, Board Room, Parham Road, Richmond, Virginia

*Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Hazardous Waste Facility Siting Board intends to adopt regulations entitled: **Public Participation Procedures for Formation and Promulgation of Regulations.***

STATEMENT

Subject and Substance: *Proposed public participation procedures to be used by the Hazardous Waste Facility Siting Board in the initiation, development and adoption of all required regulations to be promulgated by the Board; proposed interim public participation procedures to be used by the Hazardous Waste Facility Siting Board in the site certification process.*

Issues: 1. *Estimated Impact with Respect to Number of Persons Affected:* The proposed procedures will provide a means for all persons affected by or interested in the regulations of the Board to participate in the rule-making process. 2. *Projected Costs for Implementation and Compliance:* The estimated cost for 1984-85 fiscal year is minimal, not expected to exceed \$500.00.

Basis: Compliance with the Administrative Process Act of the Code of Virginia.

Purpose: *To solicit the involvement of interested parties in the initiation, preparation and promulgation of regulations required of the Board, including hazardous waste facility siting criteria and regulations for approval of hazardous waste facility siting criteria and regulations for approval of hazardous waste facility; to provide for public notification and participation in the siting process.*

Written comments may be submitted until January 1, 1985.
Contact: Barbara M. Wrenn, Executive Director, P. O. Box 3-AG, Richmond, Va. 23208, telephone (804) 786-4169

DEPARTMENT OF HEALTH REGULATORY BOARDS

Virginia Substance Abuse Certification Committee

December 12, 1984 - 9 a.m. – Open Meeting
Department of Health Regulatory Boards, 517 West Grace Street, Richmond, Virginia

The Committee will conduct a general business meeting; review applications for licensure; supervision status; trainee status; regulatory review; and respond to Committee correspondence.

Contact: Gerald W. Morgan, 517 W. Grace St., Richmond, Va. 23220, telephone (804) 786-7702

VIRGINIA HEALTH SERVICES COST REVIEW COMMISSION

November 28, 1984 - 9:30 a.m. – Open Meeting
Blue Cross and Blue Shield of Virginia, 2015 Staples Mill Road, Virginia Room, Richmond, Virginia

Monthly business meeting of the Commission for the purpose of addressing financial, policy or technical matters which may have arisen since last meeting. Oral presentation about health care cost containment will be made by representatives of American Association of Retired Persons (AARP).

Policy and Public Information Task Force

November 27, 1984 - 3 p.m. – Open Meeting

Conference room of the Virginia Division for the Deaf and the Hard of Hearing, 805 East Broad Street, 7th Floor, Richmond, Virginia. (Location accessible to handicapped.)

The Commission will hold a routine business meeting; and the Task Force will address matters relating to the Commission's 1985 Charge-by-Service Survey, Charge-by-Diagnosis Survey, and annual report of hospital cost data; content of hospital Information Bulletin 1985-1; and proposed survey of hospital utilization of Commission-promulgated screen values.

Contact: Sheryl R. Paul, Director, Virginia Health Services Cost Review Commission, 805 E. Broad St., 7th Floor, Richmond, Va. 23219, telephone (804) 786-6371

COUNCIL OF HIGHER EDUCATION

December 17, 1984 - 10 a.m. - Public Hearing
James Monroe Building, Council of Higher Education Conference Room, 9th Floor, 101 North Fourteenth Street, Richmond, Virginia

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the State Council of Higher Education for Virginia intends to adopt regulations entitled: Guidelines for Public Participation in the Development and Promulgation of Regulations.

STATEMENT

Basis: These regulations are issued under authority granted to all state agencies by § 9-6.14:7.1 of the Code of Virginia.

Purpose: These regulations prescribe the process for soliciting comments from interested parties in the formation, development, and adoption of all regulations proposed by the Council of Higher Education.

Issues: The 1984 General Assembly amended the Administrative Process Act to provide for the participation of the citizens of Virginia in the formation, development, and adoption of all regulations proposed by state agencies. The law stipulates that the "guidelines shall set out specific means of seeking input from interested parties or groups, and whenever appropriate, may provide for the use of standing or ad hoc advisory panels and consultation with groups and individuals registering interest in working with the agency."

Substance: The proposed guidelines provide that, as a general rule, the Council will notify and seek comments from the president or chancellor of each state-supported college and university whenever regulations are to be developed. The president or chancellor of each independent college and university will be notified and invited to participate in the process whenever any proposed regulations, especially those pertaining to the Tuition Assistance Grant program, might directly or

indirectly affect their institutions. In addition, the Council will notify and seek comments from all persons whose names are included on the Council's mailing list. The proposed guidelines also specify that the necessary regulatory documents will be filed with the Registrar of Regulations and that the required public hearing will be held prior to final adoption of any regulations.

Written comments may be submitted until December 21, 1984.

Contact: Barry M. Dorsey, Associate Director, Council of Higher Education, James Monroe Building, 101 N. Fourteenth St., Richmond, Va. 23219, telephone (804) 225-2629

VIRGINIA BOARD OF HEARING AID DEALERS AND FITTERS

January 7, 1985 - 9 a.m. - Open Meeting
Department of Commerce, 3600 West Broad Street, Richmond, Virginia. (Location accessible to handicapped.)

The Board will meet to review complaints; discussion of Public Information Article; administer examinations; and to report on meeting in St. Louis, Missouri.

Contact: Edna S. Anthony, Acting Assistant Director, 3600 W. Broad St., Richmond, Va. 23230-4917, telephone (804) 257-8508

STATE COUNCIL OF HIGHER EDUCATION FOR VIRGINIA

December 4, 1984 - 4 p.m. - Open Meeting
December 5, 1984 - 10 a.m. - Open Meeting
101 North 14th Street, Council Conference Room, Richmond, Virginia

Monthly Council Meeting.

Contact: Council of Higher Education, 101 North 14th St., Richmond, Va. 23219, telephone (804) 225-2137

December 13, 1984 - 1 p.m. - Conference
December 14, 1984 - 9 a.m. - Conference
Marriott Hotel, Richmond, Virginia

The conference is entitled "The Place of the Liberal Arts and Sciences in the Curriculum, A Renewed Commitment." The public and private colleges in the Commonwealth will participate.

Contact: David Potter, Council of Higher Education, 101 North 14th St., Richmond, Va. 23219, telephone (804) 225-2613

DEPARTMENT OF HIGHWAYS AND TRANSPORTATION

December 20, 1984 - 10 a.m. - Open Meeting

Calendar of Events

Virginia Department of Highways and Transportation, 1221 East Broad Street, Commission Room, Richmond, Virginia. (Location accessible to handicapped; interpreter for deaf provided if requested.)

A monthly meeting of the Highway and Transportation Commission to vote on proposals presented regarding bids, permits, additions and deletions to highway system, and any other matters requiring Commission approval.

Contact: J. T. Warren, Director of Administration, Department of Highways and Transportation, 1221 E. Broad St., Richmond, Va. 23219, telephone (804) 786-2711

BOARD OF HOUSING AND COMMUNITY DEVELOPMENT

December 17, 1984 - 10 a.m. - Public Hearing
State Capitol, House Room 4, Richmond, Virginia

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board of Housing and Community Development intends to adopt regulations entitled: 1984 Edition, Public Participation Guidelines.

STATEMENT

Subject and Substance: Proposed adoption by the Board of Housing and Community Development of Public Participation Guidelines to be used in the formation, development and adoption of all regulations that the Board is required to promulgate by state law.

Issues: 1. Estimated Impact with Respect to Number of Persons Affected:

The guidelines will provide a means for all persons affected by regulations of the agency to participate in their development, formulation and adoption.

2. Projected Costs for Implementation and Compliance:

No material increase in costs to the agency are anticipated. The proposed guidelines reflect procedures that have been in general use for a number of years. Similarly, no increase in costs to those affected is anticipated; and in any case, their participation is voluntary.

Basis: § 9-6.14:7.1 of the Code of Virginia.

Purpose: To solicit the input of interested parties in the formation and development of its regulations prior to and during the entire drafting, formation, promulgation and final adoption process. The guidelines set out methods for the identification and notification of interested persons and groups, specific means of seeking input therefrom, and whenever appropriate, provide for the use of standing or

ad hoc advisory panels and consultation with groups and individuals registering interest in working with the agency.

Prefiled written comments received by December 17, 1984 will be considered.

Contact: C. S. Mullen, Deputy Director, Department of Housing and Community Development, 205 N. Fourth St., Richmond, Va. 23219, telephone (804) 786-4751

DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

December 17, 1984 - 10 a.m. - Public Hearing
State Capitol, House Room 4, Richmond, Virginia

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Department of Housing and Community Development intends to adopt regulations entitled: 1984 Edition, Public Participation Guidelines.

STATEMENT

Subject and Substance: Proposed adoption by the Director of the Department of Housing and Community Development of Public Participation Guidelines to be used in the formation, development and adoption of all regulations that the director is required to promulgate by state law.

Issues: 1. Estimated Impact with Respect to Number of Persons Affected:

The guidelines will provide a means for all persons affected by regulations of the agency to participate in their development, formulation and adoption.

2. Projected Cost for Implementation and Compliance:

No material increase in costs to the agency are anticipated. The proposed guidelines reflect procedures that have been in general use for a number of years. Similarly, no increase in costs to those affected is anticipated; and in any case, their participation is voluntary.

Basis: § 9-6.14:7.1 of the Code of Virginia.

Purpose: To solicit the input of interested parties in the formation and development of its regulation prior to and during the entire drafting, formation, promulgation and final adoption process. The guidelines set out methods for the identification and notification of interested persons and groups, specific means of seeking input therefrom, and whenever appropriate, provide for the use of standing or ad hoc advisory panels and consultation with groups and individuals registering interest in working with the agency.

Prefiled written comments received by December 17, 1984

Calendar of Events

will be considered.

Contact: C. S. Mullen, Deputy Director, Department of Housing and Community Development, 205 N. Fourth St., Richmond, Va. 23219, telephone (804) 786-4751

STATE HUMAN RIGHTS COMMITTEE

December 14, 1984 - 10 a.m. - Open Meeting
James Madison Building, 13th Floor Conference Room, 109 Governor Street, Richmond, Virginia. (Location accessible to handicapped.)

Regular meeting to discuss various items brought to the attention of the Committee. Agenda items are listed prior to meeting.

Contact: Gloria DeCuir, A.C.S.W., State Human Rights Director, P. O. Box 1798, Richmond, Va. 23214, telephone (804) 786-3988

STATE BOARD FOR THE CERTIFICATION OF LIBRARIANS

January 16, 1985 - 10:30 a.m. - Open Meeting
Department of Commerce, 3600 West Broad Street, Richmond, Virginia. (Location accessible to handicapped.)

The Board will meet for regulatory review; review of applications for examination; and discussion of continuing education.

Contact: Edna S. Anthony, Acting Assistant Director, 3600 W. Broad St., Richmond, Va. 23230-4917, telephone (804) 257-8508

MARINE RESOURCES COMMISSION

November 27, 1984 - 9:30 a.m. - Open Meeting
2401 West Avenue, Newport News, Virginia

The Marine Resources Commission normally meets on the fourth Tuesday each month, at 9:30 a.m., at the agency office. It hears and decides cases on fishing licensing; oyster ground leasing, environmental permits and wetlands, bottomlands, coastal sand dunes, and beaches. It hears and decides appeals made on local wetlands board decisions.

Fishery Management and Conservation measures are discussed by the Commission. The Commission is empowered to exercise general regulatory power within 15 days, and is empowered to take specialized marine life harvesting and conservation measures within five days.

Contact: Virginia S. Chappell, Secretary to the Commission, Marine Resources Commission, P. O. Box 756, Newport News, Va. 23607, telephone (804) 247-2208

VIRGINIA BOARD OF MEDICINE

November 29, 1984 - 8 a.m. - Open Meeting
November 30, 1984 - 8 a.m. - Open Meeting
December 1, 1984 - 8 a.m. - Open Meeting
Fort Magruder Inn, Williamsburg, Virginia

The Board will consider disciplinary matters and issues.

Contact: Eugenia K. Dorson, Executive Secretary, 517 W. Grace St., P. O. Box 27708, Richmond, Va. 23261, telephone (804) 786-0572

STATE BOARD OF MENTAL HEALTH AND MENTAL RETARDATION

December 12, 1984 - 10 a.m. - Open Meeting
DeJarnette Center, Conference Room, Perry Building, Staunton, Virginia. (Location accessible to handicapped.)

A regular monthly meeting. An agenda will be available December 5, and can be obtained by calling Jane Helfrich.

Contact: Jane V. Helfrich, State Mental Health and Mental Retardation Board, P. O. Box 1797, Richmond, Va. 23214, telephone (804) 786-3921

THE DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION

Ad-Hoc Committee on Trainer Certification

November 30, 1984 - 9 a.m. - Open Meeting
Training Office Conference Room, 203 Governor Street, Room 303, Richmond, Virginia. (Location accessible to handicapped.)

The Ad-Hoc Committee on Trainer Certification will hold a meeting to develop policies and procedures for certification of trainers and courses.

Contact: Ken Howard, Department of Mental Health and Mental Retardation, P. O. Box 1797, Richmond, Va. 23225, telephone (804) 768-6133

Prevention Office

December 5, 1984 - 10 a.m. - Open Meeting
Blue Cross/Blue Shield Building, 2015 Staples Mill Road, Richmond, Virginia. (Location accessible to handicapped; interpreter for deaf provided if requested.)

The Prevention Advisory Committee will meet to provide guidance and other assistance to the office to act as advocates for prevention.

Contact: Marcia Penn, Department of Mental Health and Mental Retardation, P. O. Box 1797, Richmond, Va., telephone (804) 786-1530

Calendar of Events

GOVERNOR'S MINED LAND RECLAMATION ADVISORY COMMITTEE

November 27, 1984 - 10 a.m. - Open Meeting
Division of Mined Land Reclamation Office, 622 Powell Avenue, Upstairs Conference Room, Big Stone Gap, Virginia

The Committee will consider general business regarding Virginia's coal surface-mining regulations, and recent decisions in federal district court by Judge Thomas Flannery, who ruled on challenges of federal surface-mining regulations.

Contact: Bill Edwards, Public Information Officer, Virginia Division of Mined Land Reclamation, P. O. Box U, Big Stone Gap, Va. 24219, telephone (703) 523-2925

VIRGINIA STATE BOARD OF NURSING

November 26, 1984 - 9 a.m. - Open Meeting
November 27, 1984 - 9 a.m. - Open Meeting
November 28, 1984 - 9 a.m. - Open Meeting
Department of Health Regulatory Boards, 517 West Grace Street, Richmond, Virginia. (Location accessible to handicapped.)

A regular meeting of the Virginia State Board of Nursing to consider matters related to nursing education programs, discipline of licensees, licensing by examination and endorsement and other matters under jurisdiction of the Board.

January 28, 1985 - 1:30 p.m. - Public Hearing
Holiday Inn, I-64 and Broad Street, Richmond, Virginia
Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Virginia State Board of Nursing intends to adopt regulations entitled: Section IX Public Participation Guidelines.

STATEMENT

Subject and Substance: *Proposed adoption by the Virginia State Board of Nursing of Public Participation Guidelines to be used to solicit participation by interested parties in the formulation, development and adoption of Regulations that the Board may promulgate as required by state law.*

Issues: 1. *Estimated Impact with Respect to Number of Persons Affected: The guidelines will provide a means for all persons affected by regulations of the agency to participate in their development, formulation and adoption.*

2. *Projected Cost for Implementation and Compliance: No material increase in costs to the agency is anticipated. The proposed guidelines reflect procedures that have been in general use for a number of years. Similarly, no increase in costs to those affected is anticipated; and in any case, their participation is voluntary.*

Basis: § 9-6.14:7.1 of the Code of Virginia.

Purpose: *To solicit participation of interested parties in the formation of regulations prior to and during the entire drafting, formation, promulgation and final adoption process. The guidelines set out methods for the identification and notification of interested persons and groups, specific means of seeking their participation, and when appropriate, provide for the use of advisory committees and consultation with groups and individuals registering interest in working with the agency.*

Written comments may be submitted until January 28, 1985.

Contact: Corinne F. Dorsey, R.N., Executive Director, P. O. Box 27708, 517 W. Grace St., Richmond, Va. 23261, telephone (804) 786-0377

January 29, 1985 - 9 a.m. - Open Meeting
January 30, 1985 - 9 a.m. - Open Meeting
Department of Health Regulatory Boards, 517 West Grace Street, Richmond, Virginia. (Location accessible to handicapped.)

A regular meeting of the Board to consider matters related to Nursing education programs, discipline of licensees, licensing by examination and endorsement and other matters under jurisdiction of the Board.

Contact: Corinne F. Dorsey, R.N., Executive Director, 517 W. Grace St., P. O. Box 27708, Richmond, Va. 23261, telephone (804) 786-0377

STATE BOARD OF EXAMINERS FOR NURSING HOME ADMINISTRATORS

November 28, 1984 - 10 a.m. - Open Meeting
November 29, 1984 - 10 a.m. - Open Meeting
November 30, 1984 - 10 a.m. - Open Meeting
3600 West Broad Street, Department of Commerce, Conference Room 1, 5th Floor, Richmond, Virginia

The Board will conduct a formal fact-finding hearing regarding State Board of Examiners for Nursing Home Administrators v. Nathan Bushnell, III.

Contact: Sylvia Bryant, Hearings Coordinator, Department of Commerce, 3600 W. Broad St., Richmond, Va. 23230, telephone (804) 257-8524

December 20, 1984 - 9 a.m. - Open Meeting
Department of Commerce, 3600 West Broad Street, Richmond, Virginia. (Location accessible to handicapped.)

The Board will meet to administer examinations; review complaints; report on NAB Education/Examination Committee meeting in San Francisco, Ca.; discuss Administrator-in-Training program; and review applications.

Contact: Edna S. Anthony, Acting Assistant Director, 3600 W. Broad St., Richmond, Va. 23230-4917, telephone

Calendar of Events

(804) 257-8508

COMMISSIONERS TO EXAMINE PILOTS

December 12, 1984 - 11 a.m. - Open Meeting
3329 Shore Drive, Virginia Beach, Virginia

The Board will meet to issue 1985 licenses, receive reports of any incidents, and conduct general business.

Contact: William L. Taylor, 3329 Shore Dr., Virginia Beach, Va. 23451, telephone (804) 496-0995

VIRGINIA BOARD OF PROFESSIONAL COUNSELORS

December 7, 1984 - 9 a.m. - Open Meeting
Department of Health Regulatory Boards, 517 West Grace Street, Richmond, Virginia

A meeting to conduct general Board business; review applications for licensure; supervision status; trainee status; regulatory review; and respond to Board correspondence.

Contact: Gerald W. Morgan, 517 W. Grace St., Richmond, Va. 23220, telephone (804) 786-7702

INTERDEPARTMENTAL COMMITTEE ON RATE-SETTING FOR CHILDREN'S FACILITIES

November 26, 1984 - 10 a.m. - Open Meeting
Blair Building, Koger Executive Center, Conference Rooms A and B, Richmond, Virginia. (Location accessible to handicapped; interpreter for deaf provided if requested.)

A meeting to consider changes to the proposed rules of the Interdepartmental Committee on Rate-Setting for Children's Facilities as related to the Code of Virginia, § 2.1-703.

December 11, 1984 - 10 a.m. - Open Meeting
Blair Building, Koger Executive Center, Conference Rooms A and B, Richmond, Virginia. (Location accessible to handicapped; interpreter for deaf provided if requested.)

A meeting to take final action on the Prospective Rules of the Interdepartmental Committee on Rate-Setting for Children's Facilities as related to the Code of Virginia, § 2.1-703.

Contact: Mr. Thomas W. Riddick, 307 Worthington Square, Portsmouth, Va. 23704, telephone (804) 397-4500

VIRGINIA REAL ESTATE COMMISSION

December 5, 1984 - 10 a.m. - Open Meeting

Chamber of Commerce, Board Room, 635 Main Street, Danville, Virginia

The Commission will meet to hold an informal fact-finding proceeding, Virginia Real Estate Commission v. Murray

December 18, 1984 - 10 a.m. - Open Meeting
Department of Commerce, 3600 West Broad Street, Conference Room 1, Richmond, Virginia

The Commission will meet to conduct a formal fact-finding proceeding, Virginia Real Estate Commission v. E. F. Rodgers, Jr.

Contact: Sylvia W. Bryant, Hearings Coordinator, Department of Commerce, 3600 W. Broad St., Richmond, Va. 23230, telephone (804) 257-8524

VIRGINIA SAFETY AND HEALTH CODES COMMISSION

November 28, 1984 - 10 a.m. - Open Meeting
Fourth Street Office Building, 205 North Fourth Street, Second Floor Conference Room, Richmond, Virginia. (Location accessible to handicapped.)

A working session to hear a report on expanding the scope of the Virginia Hazard Communication Standard; to consider a Maritime Standard for Public Sector Use; to consider an Ethylene Oxide Standard; and to conduct other routine business.

Contact: Mrs. Janice L. Thomas, OSHA Chief Administrator, Department of Labor and Industry, P. O. Box 12064, Richmond, Va. 23241, telephone (804) 786-5873

VIRGINIA SMALL BUSINESS FINANCING AUTHORITY

November 28, 1984 - 10:30 a.m. - Public Hearing
General Assembly Building, Appropriations Room, 9th Floor, Richmond, Virginia

The Authority will conduct a public hearing to consider Industrial Development Bond Applications received by the Authority and for which public notice has appeared in the appropriate newspapers of general circulation. Following the public hearing, the Authority will conduct its regular business meeting.

Contact: Nic Walker, Virginia Small Business Financing Authority, 1000 Washington Bldg., Richmond, Va., telephone (804) 786-3791

VIRGINIA SOIL AND WATER CONSERVATION COMMISSION

December 5, 1984 - 9 a.m. - Open Meeting

Calendar of Events

Williamsburg Hilton and National Conference Center, 50 Kingsmill Road, Williamsburg, Virginia

The Commission will meet for its regular bi-monthly business meeting.

Contact: Donald L. Wells, 203 Governor St., Suite 206, Richmond, Va. 23219, telephone (804) 786-2064

VIRGINIA DEPARTMENT FOR THE VISUALLY HANDICAPPED

January 9, 1985 - 11 a.m. - Open Meeting
Administrative Headquarters, 397 Azalea Avenue, Richmond, Virginia. (Location accessible to handicapped; interpreter for deaf provided if requested.)

A quarterly Board meeting to review policy and procedures of the Virginia Department for the Visually Handicapped; and the board will review and approve the Department's Budget, Executive Agreement, and Operating Plan.

Contact: Wanda D. Tompson, Confidential Secretary, 397 Azalea Ave., Richmond, Va. 23227, telephone (804) 264-3145

Advisory Committee on Services

December 1, 1984 - 10:30 a.m. - Open Meeting
Administrative Headquarters, 397 Azalea Avenue, Richmond, Virginia. (Location accessible to handicapped, interpreter for deaf provided if requested.)

A quarterly committee meeting to advise the Virginia Department for the Visually Handicapped on matters related to services for blind and visually handicapped citizens of the Commonwealth.

Contact: George A. Koger, Executive Assistant, 397 Azalea Ave., Richmond, Va. 23227, telephone (804) 264-3148

STATE WATER CONTROL BOARD

December 3, 1984 - 9 a.m. - Open Meeting
December 4, 1984 - 9 a.m. - Open Meeting
General Assembly Building, Senate Room B, 9th and Broad Streets, Richmond, Virginia. (Location accessible to handicapped.)

A quarterly meeting to discuss administrative and policy matters.

Contact: Cindy M. Berndt, 2111 N. Hamilton St., Richmond, Va. 23230, telephone (804) 257-6828

LEGISLATIVE

VIRGINIA CODE COMMISSION

December 5, 1984 - 9:30 a.m. - Open Meeting
General Assembly Building, 6th Floor Conference Room, Richmond, Virginia

At its morning session, the Code Commission will complete its work on the revision of Chapters 1 (Stock Corporation Act) and 2 (Nonstock Corporation Act) of Title 13.1 of the Code of Virginia.

At its afternoon session, the Commission will review its first draft of the reconciliation of provisions in the Appropriations Act and the appropriate titles.

Contact: Joan W. Smith, Virginia Code Commission, P. O. Box 3-AG, Richmond, Va. 23208, telephone (804) 786-3591

STATE INDIGENT HEALTH CARE POLICY (JOINT SUBCOMMITTEE)

November 30, 1984 - 9 a.m. - Open Meeting
General Assembly Building, 9th Floor Committee Meeting Room, Richmond, Virginia

The Subcommittee will study alternatives for a state indigent health care policy. (HJR 129).

Contact: Donna C. Johnson, House Appropriations, General Assembly Bldg., 9th Floor, 9th and Broad Sts., Richmond, Va. 23219, telephone (804) 786-1837

COURTS OF JUSTICE - EXECUTIVE SESSION

December 6, 1984 - 9:30 a.m.

December 7, 1984 - 9:30 a.m.

General Assembly Building - Senate Room A, Richmond, Virginia

The Senate Committee will meet regarding Judicial Interviews.

QUALITY OF ENGINEERING PROGRAMS IN HIGHER EDUCATION (JOINT SUBCOMMITTEE)

November 28, 1984 - 2 p.m. - Open Meeting
General Assembly Building, Senate Room B, Richmond, Virginia

A meeting of the Committee studying SJR 10.

Contact: Robert F. Doult, Deputy Clerk of the Senate, P. O. Box 396, Richmond, Va. 23203, telephone (804) 786-4638

HUNGER AND MALNUTRITION IN THE COMMONWEALTH (JOINT SUBCOMMITTEE)

December 13, 1984 - 10 a.m. – Open Meeting
General Assembly Building, Senate Room B, Richmond, Virginia

A meeting regarding Hunger and Malnutrition in the Commonwealth, (SJR 50).

Contact: Robert F. Doult, Deputy Clerk of the Senate, P. O. Box 396, Richmond, Va. 23203, telephone (804) 786-4638

MONITORING LONG-TERM CARE (SUBCOMMITTEE)

December 4, 1984 - 10 a.m. – Open Meeting
General Assembly Building, House Room C, Richmond, Virginia

The Subcommittee will study Monitoring Long-Term Care, and discuss recommendations to the 1985 Session of the General Assembly. (HJR 52). For additional information contact: Susan Ward, Staff Attorney, Division of Legislative Services, P. O. Box 3-AG, Richmond, Va. 23208, telephone (804) 786-3591.

Contact: Sharon A. Woodson, Committee Clerk's Office, General Assembly Building, 910 Capitol St., Richmond, Va., telephone (804) 786-7681

PRISON PRODUCTIVITY (JOINT SUBCOMMITTEE)

November 28, 1984 - 10 a.m. – Open Meeting
General Assembly Building, Senate Room B, Richmond, Virginia

A meeting of the Committee studying SJR 31.

Contact: Robert F. Doult, Deputy Clerk of the Senate, P. O. Box 396, Richmond, Va. 23203, telephone (804) 786-4638

RADIO COMMON CARRIERS (SUBCOMMITTEE)

December 3, 1984 - 10 a.m. – Open Meeting
General Assembly Building, Appropriations Committee Room, 9th Floor, Richmond, Virginia

The Subcommittee studying regulation of radio common carriers will hold a working session to discuss proposals in reporting to the 1985 Session of the General Assembly. (HJR 62).

Contact: Terry Mapp, Research Associate, Division of Legislative Services, P. O. Box 3-AG, Richmond, Va. 23208, telephone (804) 786-3591

ROLLING STOCK TAX (JOINT SUBCOMMITTEE)

December 12, 1984 - 2 p.m. – Open Meeting
Senate Room 4, State Capitol Building

Continuing the study examining the rolling stock tax, (SJR 5).

Contact: Robert F. Doult, Deputy Clerk of the Senate, P. O. Box 396, Richmond, Va. 23203, telephone (804) 786-4638

SALTWATER SPORTFISHING LICENSE (JOINT SUBCOMMITTEE)

November 27, 1984 - 7:30 p.m. – Public Hearing
Northampton High School, Eastville, Virginia (Eastern Shore)

The Committee will hold a public hearing regarding the feasibility of establishing a saltwater sportfishing license, (SJR 68). Additional information may be obtained from: Robert F. Doult, Deputy Clerk of the Senate, P. O. Box 396, Richmond, Va. 23203, telephone (804) 786-4638.

Contact: Mike Ward, Staff Attorney, Division of Legislative Services, P. O. Box 3-AG, Richmond, Va. 23208, telephone (804) 786-3591

November 28, 1984 - 7:30 p.m. – Public Hearing
Pavilion Convention Center, Room 101, 1000 19th Street, Virginia Beach, Virginia

The Committee will hold a public hearing regarding the feasibility of establishing a saltwater sportfishing license, (SJR 68). Additional information may be obtained from: Robert F. Doult, Deputy Clerk of the Senate, P. O. Box 396, Richmond, Va. 23203, telephone (804) 786-4638.

Contact: Mike Ward, Staff Attorney, Division of Legislative Services, P. O. Box 3-AG, Richmond, Va. 23208, telephone (804) 786-3591

December 3, 1984 - 7:30 p.m. – Public Hearing
Rappahannock Community College, North Campus, Warsaw, Virginia

The Committee will hold a public hearing regarding the feasibility of establishing a saltwater sportfishing

Calendar of Events

license, (SJR 68). Additional information may be obtained from: Robert F. Douth, Deputy Clerk of the Senate, P. O. Box 396, Richmond, Va. 23203, telephone (804) 786-4638.

Contact: Mike Ward, Staff Attorney, Division of Legislative Services, P. O. Box 3-AG, Richmond, Va. 23208, telephone (804) 786-3591

EFFECTS OF CHANGES IN TELECOMMUNICATIONS (JOINT SUBCOMMITTEE)

December 8, 1984 - 10:30 a.m. - Public Hearing
General Assembly Building, House Room D, Richmond, Virginia

The Joint Subcommittee will hold a public hearing to receive testimony with regard to telecommunications industry. (HJR 53). Additional information may be obtained from: C. William Cramme, III, Staff Attorney, Division of Legislative Services, P. O. Box 3-AG, Richmond, Va. 23208, telephone (804) 786-3591.

Contact: Anne R. Howard, House of Delegates Clerk's Office, P. O. Box 406, Richmond, Va. 23203, telephone (804) 786-7681

STATE WATER COMMISSION

December 5, 1984 - 1:30 p.m. - Open Meeting
General Assembly Building, House Room C, Richmond, Virginia

The Commission will meet to consider various issues before the Commission.

Contact: Mike Ward, Staff Attorney, Division of Legislative Services, P. O. Box 3-AG, Richmond, Va. 23208, telephone (804) 786-3591

VIRGINIA COMMISSION ON VETERANS' AFFAIRS

December 1, 1984 - 10 a.m. - Public Hearing
Alexandria City Council Chambers, 301 King Street, Alexandria, Virginia

The Commission is taking testimony from representatives of veterans' organizations and concerned individuals on the needs and problems of veterans and their dependents in Virginia.

Contact: Dr. Alan B. Wambold, Division of Legislative Services, P. O. Box 3-AG, Richmond, Va. 23208, telephone (804) 786-3591

CHRONOLOGICAL LIST OPEN MEETINGS

November 26

Alcoholic Beverage Control Commission
Air Pollution Control Board, State
Contractors, State Board for
Elections, State Board of
Nursing, Virginia State Board of
Prison Productivity, Joint Subcommittee
Rate-Setting for Children's Facilities,
Interdepartmental Committee on

November 27

Contractors, State Board for
Health Services Cost Review Commission, Virginia
Marine Resources Commission
Mined Land Reclamation, Governor's Advisory
Committee
Nursing, Virginia State Board of

November 28

Crime Prevention, Governor's Advisory Committee on
Business and Industry
Contractors, State Board for
Geology, Virginia State Board of
Health Services Cost Review Commission, Virginia
Nursing Home Administrators, State Board of
Examiners for
Nursing, Virginia State Board of
Quality of Engineering Programs in Higher Education,
Joint Subcommittee
Safety and Health Codes Commission, Virginia

November 29

Aging, Governor's Advisory Board on
Conservation and Economic Development, Department
of
Fire Programs, Department of
Medicine, Virginia Board of
Nursing Home Administrators,
State Board of Examiners for
Parks and Recreation, Division of

November 30

Contractors, State Board for
Fire Programs, Department of
Indigent Health Care Policy, Joint Subcommittee
Medicine, Virginia Board of
Mental Health and Mental Retardation,
Department of
Nursing Home Administrators, State Board
of Examiners for

December 1

Medicine, Virginia Board of
Visually Handicapped, Virginia Department for the,
Advisory Committee on Services

December 3

Radio Common Carriers, Subcommittee
Water Control Board, State

December 4

Calendar of Events

Developmental Disabilities Planning Council
Higher Education for Virginia, State Council of
Monitoring Long-Term Care, Subcommittee
Water Control Board, State

December 5

Code Commission, Virginia
Higher Education for, Virginia State Council of
Developmental Disabilities Planning Council
Polygraph Examiners, Department of Commerce
Prevention Office, Department of Mental
Health and Mental Retardation
Real Estate Commission, Virginia,
Soil and Water Conservation Commission, Virginia
Water Commission, State

December 6

Commerce, Department of
Courts of Justice, Executive Session
Criminal Justice Services Board
Dentistry, Virginia Board of
Developmental Disabilities Planning Council
Parks and Recreation, Division of

December 7

Commerce, Virginia Board of
Courts of Justice, Executive Session
Dentistry, Virginia Board of
General Services, Department of
Professional Counselors, Virginia Board of
Professional Engineers

December 11

Needs of Handicapped Persons, Overall
Advisory Council on the
Rate-Setting for Children's Facilities,
Interdepartmental Committee on

December 12

Architects, Professional Engineers, Land Surveyors
and Certified Landscape Architects
Commissioners to Examine Pilots
Mental Health and Mental Retardation,
State Board for
Rolling Stock Tax,
Joint Subcommittee
Substance Abuse Certification, Virginia,

December 13

Conservation and Economic Development, Board of
General Services, Department of
Higher Education for Virginia, State Council of
Hunger and Malnutrition in the Commonwealth,
Joint Subcommittee

December 14

Building Code Technical Review Board, State
Higher Education for Virginia, State Council of
Human Rights Committee, State

December 18

Real Estate Commission, Virginia,

December 19

Holiday - Hanukkah

December 20

Examiners for Nursing Home Administrators,
State Board of
Highways and Transportation, Department of

December 24

State offices will be closed

December 25

Holiday - Christmas

December 31

State offices will be closed

January 1, 1985

Holiday - New Year's Day

January 5

Cave Commission, Virginia

January 7

Hearing Aid Dealers and Fitters,
Virginia Board of

January 9

Visually Handicapped, Virginia Department for the

January 16

Librarians, State Board for the Certification of

January 28

Barber Examiners, Virginia Board of

January 29

Nursing, Virginia State Board of

January 30

Nursing, Virginia State Board of

PUBLIC HEARINGS

November 27

Saltwater Sportfishing License,
Joint Subcommittee

November 28

Saltwater Sportfishing License,
Joint Subcommittee
Small Business Financing Authority, Virginia

November 29

Regulatory Reform Advisory Board, Governor's

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December 1

Veteran's Affairs, Virginia Commission on

December 3

Saltwater Sportfishing License,
Joint Subcommittee

December 6

Telecommunications, Effects of Changes in,
Joint Subcommittee

December 17

Higher Education, Council of
Housing and Community Development, Board of
Housing and Community Development, Department of

December 19

Agriculture and Consumer Services,
Virginia Department of

January 16, 1985

Hazardous Waste Facility Siting Board

January 28

Nursing, Virginia State Board of