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# CUMULATIVE TABLE OF VIRGINIA ADMINISTRATIVE CODE SECTIONS ADOPTED, AMENDED, OR REPEALED

The table printed below lists regulation sections, by Virginia Administrative Code (VAC) title, that have been amended, added or repealed in the *Virginia Register* since the regulations were originally published or last supplemented in VAC (the Spring 2005 VAC Supplement includes final regulations published through *Virginia Register* Volume 21, Issue 11, dated February 7, 2005). Emergency regulations, if any, are listed, followed by the designation "emer," and errata pertaining to final regulations are listed. Proposed regulations are not listed here. The table lists the sections in numerical order and shows action taken, the volume, issue and page number where the section appeared, and the effective date of the section.

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
<b>Title 1. Administration</b>			
1 VAC 75-40-10 through 1 VAC 75-40-60	Added	20:25 VA.R. 3082	9/22/04
<b>Title 2. Agriculture</b>			
2 VAC 5-500	Repealed	21:8 VA.R. 861	1/26/05
2 VAC 5-501-10 through 2 VAC 5-501-110	Added	21:8 VA.R. 861-869	1/26/05
2 VAC 5-530	Repealed	21:8 VA.R. 869	1/26/05
2 VAC 5-531-10 through 2 VAC 5-531-140	Added	21:8 VA.R. 869-908	1/26/05
2 VAC 20-30 (Forms)	Erratum	20:25 VA.R. 3111	--
<b>Title 3. Alcoholic Beverages</b>			
3 VAC 5-50-60	Amended	21:7 VA.R. 803	2/26/05
<b>Title 4. Conservation and Natural Resources</b>			
4 VAC 3-20-10 through 4 VAC 3-20-351	Repealed	21:3 VA.R. 317	1/29/05
4 VAC 15-20-100	Amended	21:3 VA.R. 318	10/1/04
4 VAC 15-40-280	Amended	21:1 VA.R. 24	10/20/04
4 VAC 15-260-10	Amended	20:25 VA.R. 3082	7/28/04
4 VAC 15-320-100	Amended	21:1 VA.R. 24	9/20/04
4 VAC 20-25-10 through 4 VAC 20-25-40	Added	21:8 VA.R. 908-909	12/1/04
4 VAC 20-170-10 emer	Amended	21:16 VA.R. 2219	4/1/05-4/30/05
4 VAC 20-170-30 emer	Amended	21:16 VA.R. 2219	4/1/05-4/30/05
4 VAC 20-252-50	Amended	21:13 VA.R. 1824	2/2/05
4 VAC 20-252-55	Amended	21:13 VA.R. 1824	2/2/05
4 VAC 20-252-130	Amended	21:13 VA.R. 1825	2/2/05
4 VAC 20-252-135 emer	Added	21:16 VA.R. 2219	4/1/05-4/30/05
4 VAC 20-252-150	Amended	21:13 VA.R. 1825	2/2/05
4 VAC 20-252-160	Amended	21:13 VA.R. 1826	2/2/05
4 VAC 20-270-30	Amended	20:26 VA.R. 3191	8/6/04
4 VAC 20-320-10	Amended	20:26 VA.R. 3191	8/6/04
4 VAC 20-320-20 emer	Amended	21:16 VA.R. 2220	4/1/05-4/30/05
4 VAC 20-320-65 emer	Added	21:16 VA.R. 2220	4/1/05-4/30/05
4 VAC 20-320-70	Amended	20:26 VA.R. 3192	8/6/04
4 VAC 20-320-80	Amended	20:26 VA.R. 3192	8/6/04
4 VAC 20-430-10 emer	Amended	21:16 VA.R. 2220	4/1/05-4/30/05
4 VAC 20-430-15 emer	Amended	21:16 VA.R. 2220	4/1/05-4/30/05
4 VAC 20-430-65 emer	Added	21:16 VA.R. 2220	4/1/05-4/30/05
4 VAC 20-450-30	Amended	21:13 VA.R. 1827	2/2/05
4 VAC 20-564-10 through 4 VAC 20-564-50 emer	Added	20:25 VA.R. 3096	8/16/04-9/3/04
4 VAC 20-620-40	Amended	21:10 VA.R. 1231	1/1/05
4 VAC 20-620-40	Amended	21:14 VA.R. 1992	3/1/05
4 VAC 20-620-50	Amended	21:14 VA.R. 1993	3/1/05
4 VAC 20-620-60	Amended	21:14 VA.R. 1993	3/1/05
4 VAC 20-620-70	Amended	21:14 VA.R. 1994	3/1/05
4 VAC 20-650-20	Amended	21:8 VA.R. 909	12/1/04
4 VAC 20-720-10 emer	Amended	21:12 VA.R. 1563	2/1/05-2/28/05
4 VAC 20-720-20	Amended	21:4 VA.R. 408	10/1/04

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

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
4 VAC 20-720-20	Amended	21:8 VA.R. 910	12/1/04
4 VAC 20-720-20 emer	Amended	21:12 VA.R. 1563	2/1/05-2/28/05
4 VAC 20-720-20	Amended	21:14 VA.R. 1994	3/1/05
4 VAC 20-720-40 emer	Amended	21:12 VA.R. 1564	2/1/05-2/28/05
4 VAC 20-720-40	Amended	21:14 VA.R. 1995	3/1/05
4 VAC 20-720-40 through 4 VAC 20-720-100	Amended	21:4 VA.R. 409-411	10/1/04
4 VAC 20-720-40 through 4 VAC 20-720-90	Amended	21:8 VA.R. 911-913	12/1/04
4 VAC 20-720-49 emer	Added	21:14 VA.R. 2016	3/1/05-3/9/05
4 VAC 20-720-50 emer	Amended	21:12 VA.R. 1564	2/1/05-2/28/05
4 VAC 20-720-50	Amended	21:14 VA.R. 1995	3/1/05
4 VAC 20-720-60 emer	Amended	21:12 VA.R. 1565	2/1/05-2/28/05
4 VAC 20-720-75	Added	21:8 VA.R. 912	12/1/04
4 VAC 20-720-110 emer	Amended	21:12 VA.R. 1565	2/1/05-2/28/05
4 VAC 20-910-45 emer	Amended	21:5 VA.R. 499	11/1/04-11/30/04
4 VAC 20-910-45	Amended	21:8 VA.R. 913	12/1/04
4 VAC 20-910-45 emer	Amended	21:10 VA.R. 1234	1/1/05-1/30/05
4 VAC 20-910-45	Amended	21:13 VA.R. 1827	2/2/05
4 VAC 20-920-45	Added	21:8 VA.R. 914	12/1/04
4 VAC 20-950-45	Amended	21:16 VA.R. 2191	4/1/05
4 VAC 20-950-47	Amended	21:5 VA.R. 497	10/29/04
4 VAC 20-950-48 emer	Amended	21:3 VA.R. 334	9/29/04-10/30/04
4 VAC 20-950-48	Amended	21:5 VA.R. 497	10/29/04
4 VAC 20-950-48	Amended	21:13 VA.R. 1828	2/2/05
4 VAC 20-950-48.1	Added	21:5 VA.R. 497	10/29/04
4 VAC 20-1045-10	Added	21:4 VA.R. 412	10/1/04
4 VAC 20-1045-20	Added	21:4 VA.R. 412	10/1/04
4 VAC 20-1045-30	Added	21:4 VA.R. 412	10/1/04
4 VAC 20-1065-10 through 4 VAC 20-1065-40	Added	21:12 VA.R. 1523	2/1/05
4 VAC 20-1080-10 through 4 VAC 20-1080-50 emer	Added	21:16 VA.R. 2221	4/1/05-4/30/05
4 VAC 25-31 (Forms)	Amended	21:1 VA.R. 28	--
4 VAC 25-130 (Forms)	Amended	21:2 VA.R. 225	--
4 VAC 50-60-10 through 4 VAC 50-60-1240	Added	21:3 VA.R. 317	1/29/05
<b>Title 6. Criminal Justice and Corrections</b>			
6 VAC 20-130-60	Amended	21:16 VA.R. 2192	5/18/05
6 VAC 20-180-10 through 6 VAC 20-180-50	Amended	21:14 VA.R. 1996-1998	4/20/05
6 VAC 20-180-60	Added	21:14 VA.R. 1998	4/20/05
6 VAC 20-190-10	Amended	21:2 VA.R. 127	11/3/04
6 VAC 20-190-50	Amended	21:2 VA.R. 127	11/3/04
6 VAC 20-190-150	Amended	21:2 VA.R. 127	11/3/04
6 VAC 20-190-160	Amended	21:2 VA.R. 128	11/3/04
6 VAC 20-240-10 through 6 VAC 20-240-140 emer	Added	20:25 VA.R. 3097-3102	8/23/04-8/22/05
6 VAC 35-170-10 through 6 VAC 35-170-230	Added	21:9 VA.R. 1073	2/9/05
<b>Title 8. Education</b>			
8 VAC 20-21-580	Amended	21:15 VA.R. 2111	5/5/05
8 VAC 20-90-10	Amended	21:14 VA.R. 1999	5/2/05
8 VAC 20-90-30	Amended	21:14 VA.R. 2000	5/2/05
8 VAC 20-90-40	Amended	21:14 VA.R. 2003	5/2/05
8 VAC 20-90-70	Amended	21:14 VA.R. 2003	5/2/05
8 VAC 20-140-10	Repealed	21:3 VA.R. 332	1/1/05
8 VAC 20-200-10	Repealed	21:7 VA.R. 804	3/1/05
8 VAC 20-210-10	Erratum	21:13 VA.R. 1941	--
8 VAC 20-210-10	Amended	21:4 VA.R. 413	1/1/05
8 VAC 20-260-10 through 8 VAC 20-260-60	Repealed	21:7 VA.R. 805-806	3/1/05
8 VAC 20-360-10	Amended	21:8 VA.R. 1011	3/15/05
8 VAC 20-360-20	Amended	21:8 VA.R. 1012	3/15/05
8 VAC 20-360-30	Repealed	21:8 VA.R. 1012	3/15/05

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SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
8 VAC 20-380-10 through 8 VAC 20-380-40	Repealed	21:7 VA.R. 806-807	3/1/05
8 VAC 20-400-10 through 8 VAC 20-400-50	Repealed	21:7 VA.R. 807-808	3/1/05
8 VAC 20-430-10 through 8 VAC 20-430-50	Repealed	21:7 VA.R. 808-809	3/1/05
8 VAC 20-470-10	Repealed	21:4 VA.R. 423	3/1/05
8 VAC 20-480-10	Repealed	21:7 VA.R. 809	3/1/05
8 VAC 20-520-5 emer	Added	21:14 VA.R. 2016	3/1/05-2/28/06
8 VAC 20-520-10 emer	Repealed	21:14 VA.R. 2017	3/1/05-2/28/06
8 VAC 20-520-20 through 8 VAC 20-520-60 emer	Added	21:14 VA.R. 2017-2018	3/1/05-2/28/06
8 VAC 20-680-10	Added	21:12 VA.R. 1559	5/9/05
8 VAC 20-680-20	Added	21:12 VA.R. 1559	5/9/05
8 VAC 20-690-10 through 8 VAC 20-690-50	Added	21:12 VA.R. 1525	3/29/05
8 VAC 20-700-10 through 8 VAC 20-700-50 (emer)	Added	21:13 VA.R. 1928-1929	2/16/05-2/15/06
8 VAC 40-30 emer	Repealed	21:6 VA.R. 684	11/8/04-11/7/05
8 VAC 40-31-10 through 8 VAC 40-31-320 emer	Added	21:6 VA.R. 684-698	11/8/04-11/7/05
<b>Title 9. Environment</b>			
9 VAC 5-10-20	Amended	21:15 VA.R. 2112	5/4/05
9 VAC 5-20-21	Amended	21:11 VA.R. 1360	3/9/05
9 VAC 5-20-204	Erratum	20:26 VA.R. 3210-3211	--
9 VAC 5-20-204	Amended	21:7 VA.R. 790	1/12/05
9 VAC 5-20-204	Amended	21:15 VA.R. 2119	5/4/05
9 VAC 5-20-205	Erratum	20:26 VA.R. 3210-3211	--
9 VAC 5-40-6620	Amended	21:15 VA.R. 2120	5/4/05
9 VAC 5-40-7240 through 9 VAC 5-40-7360	Added	21:11 VA.R. 1364-1389	3/9/05
9 VAC 5-40-7260	Erratum	21:13 VA.R. 1941	--
9 VAC 5-40-7270	Erratum	21:13 VA.R. 1941	--
9 VAC 5-50-400	Amended	21:7 VA.R. 791	1/12/05
9 VAC 5-60-60	Amended	21:7 VA.R. 791	1/12/05
9 VAC 5-60-90	Amended	21:7 VA.R. 791	1/12/05
9 VAC 5-60-91	Repealed	21:7 VA.R. 791	1/12/05
9 VAC 5-60-100	Amended	21:7 VA.R. 791	1/12/05
9 VAC 5-80-2000	Amended	21:4 VA.R. 413	12/1/04
9 VAC 5-80-2010	Amended	21:4 VA.R. 414	12/1/04
9 VAC 5-80-2250	Amended	21:4 VA.R. 419	12/1/04
9 VAC 20-80 (Forms)	Amended	21:13 VA.R. 1930	--
9 VAC 20-130 (Forms)	Amended	21:11 VA.R. 1417	--
9 VAC 20-130 (Forms)	Amended	21:13 VA.R. 1930	--
9 VAC 25-31-10	Amended	21:2 VA.R. 128	11/3/04
9 VAC 25-31-10	Amended	21:9 VA.R. 1073	2/9/05
9 VAC 25-31-10	Amended	21:10 VA.R. 1233	2/9/05
9 VAC 25-31-10	Erratum	21:13 VA.R. 1941	--
9 VAC 25-31-30	Amended	21:2 VA.R. 139	11/3/04
9 VAC 25-31-100	Amended	21:2 VA.R. 140	11/3/04
9 VAC 25-31-100	Amended	21:9 VA.R. 1084	2/9/05
9 VAC 25-31-100	Amended	21:10 VA.R. 1233	2/9/05
9 VAC 25-31-100	Erratum	21:14 VA.R. 2022	--
9 VAC 25-31-120	Amended	21:9 VA.R. 1100	2/9/05
9 VAC 25-31-120	Amended	21:10 VA.R. 1233	2/9/05
9 VAC 25-31-120	Erratum	21:13 VA.R. 1941	--
9 VAC 25-31-121	Repealed	21:9 VA.R. 1111	2/9/05
9 VAC 25-31-121	Repealed	21:10 VA.R. 1233	2/9/05
9 VAC 25-31-130	Amended	21:2 VA.R. 158	11/3/04
9 VAC 25-31-130	Amended	21:9 VA.R. 1117	2/9/05
9 VAC 25-31-130	Amended	21:10 VA.R. 1233	2/9/05
9 VAC 25-31-170	Amended	21:2 VA.R. 160	11/3/04
9 VAC 25-31-170	Amended	21:9 VA.R. 1119	2/9/05
9 VAC 25-31-170	Amended	21:10 VA.R. 1233	2/9/05

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

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
9 VAC 25-31-200	Amended	21:2 VA.R. 162	11/3/04
9 VAC 25-31-200	Amended	21:9 VA.R. 1121	2/9/05
9 VAC 25-31-200	Amended	21:10 VA.R. 1233	2/9/05
9 VAC 25-31-220	Amended	21:9 VA.R. 1123	2/9/05
9 VAC 25-31-220	Amended	21:10 VA.R. 1233	2/9/05
9 VAC 25-31-390	Amended	21:9 VA.R. 1128	2/9/05
9 VAC 25-31-390	Amended	21:10 VA.R. 1233	2/9/05
9 VAC 25-71-10	Amended	21:2 VA.R. 165	11/3/04
9 VAC 25-71-60	Amended	21:2 VA.R. 166	11/3/04
9 VAC 25-101-30	Amended	21:2 VA.R. 166	11/3/04
9 VAC 25-101-35	Added	21:2 VA.R. 167	11/3/04
9 VAC 25-101-40	Amended	21:2 VA.R. 167	11/3/04
9 VAC 25-101-45	Added	21:2 VA.R. 170	11/3/04
9 VAC 25-101-50	Amended	21:2 VA.R. 170	11/3/04
9 VAC 25-101-60	Amended	21:2 VA.R. 172	11/3/04
9 VAC 25-101-70	Amended	21:2 VA.R. 172	11/3/04
9 VAC 25-151-140	Amended	21:2 VA.R. 173	11/3/04
9 VAC 25-151-150	Amended	21:2 VA.R. 175	11/3/04
9 VAC 25-151-160	Amended	21:2 VA.R. 179	11/3/04
9 VAC 25-151-180	Amended	21:2 VA.R. 179	11/3/04
9 VAC 25-151-230	Amended	21:2 VA.R. 181	11/3/04
9 VAC 25-151-280	Amended	21:2 VA.R. 182	11/3/04
9 VAC 25-191-50	Erratum	21:9 VA.R. 1170	--
9 VAC 25-191-50	Erratum	21:11 VA.R. 1425	--
9 VAC 25-191-10 through 9 VAC 25-191-50	Added	21:2 VA.R. 183-198	11/3/04
9 VAC 25-192-10	Amended	21:2 VA.R. 199	11/3/04
9 VAC 25-192-20	Amended	21:2 VA.R. 200	11/3/04
9 VAC 25-192-30	Repealed	21:2 VA.R. 200	11/3/04
9 VAC 25-192-40	Repealed	21:2 VA.R. 200	11/3/04
9 VAC 25-192-50	Amended	21:2 VA.R. 200	11/3/04
9 VAC 25-192-60	Amended	21:2 VA.R. 201	11/3/04
9 VAC 25-192-70	Amended	21:2 VA.R. 202	11/3/04
9 VAC 25-260-30 Bottom Creek	Amended	21:11 VA.R. 1389	*
9 VAC 25-260-30 Lake Drummond	Amended	21:11 VA.R. 1390	*
9 VAC 25-260-30 Little Stony Creek	Amended	21:11 VA.R. 1390	*
9 VAC 25-260-30 Ragged Island	Amended	21:11 VA.R. 1390	*
9 VAC 25-400-10	Repealed	20:25 VA.R. 3083	9/22/04
9 VAC 25-401-10 through 9 VAC 25-401-50	Added	20:25 VA.R. 3083	9/22/04
9 VAC 25-590-10 through 9 VAC 25-590-100	Amended	21:8 VA.R. 915-919	1/26/05
9 VAC 25-590-120	Amended	21:8 VA.R. 919	1/26/05
9 VAC 25-590-120	Repealed	21:8 VA.R. 919	1/26/05
9 VAC 25-590-140 through 9 VAC 25-590-210	Amended	21:8 VA.R. 919-923	1/26/05
9 VAC 25-590-260	Amended	21:8 VA.R. 924	1/26/05
9 VAC 25-630 (Forms)	Erratum	21:9 VA.R. 1170	--
9 VAC 25-630-10	Amended	21:2 VA.R. 211	11/3/04
9 VAC 25-630-20	Amended	21:2 VA.R. 212	11/3/04
9 VAC 25-630-30	Amended	21:2 VA.R. 212	11/3/04
9 VAC 25-630-50	Amended	21:2 VA.R. 212	11/3/04
9 VAC 25-660-10 through 9 VAC 25-660-100	Amended	21:8 VA.R. 929-940	1/26/05
9 VAC 25-670-10 through 9 VAC 25-670-100	Amended	21:8 VA.R. 940-957	1/26/05
9 VAC 25-680-10 through 9 VAC 25-680-100	Amended	21:8 VA.R. 957-976	1/26/05
9 VAC 25-690-10 through 9 VAC 25-690-100	Amended	21:8 VA.R. 976-997	1/26/05
9 VAC 25-720-50	Amended	21:9 VA.R. 1130	--
9 VAC 25-720-50	Amended	21:12 VA.R. 1526	3/23/05

\* 30 days after publication of notice of EPA approval.

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

SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
9 VAC 25-720-50	Erratum	21:11 VA.R. 1425	--
9 VAC 25-720-60	Amended	21:9 VA.R. 1136	2/9/05
9 VAC 25-720-80	Amended	21:9 VA.R. 1143	2/9/05
9 VAC 25-720-80	Amended	21:12 VA.R. 1527	3/23/05
9 VAC 25-720-90	Amended	21:9 VA.R. 1152	2/9/05
9 VAC 25-720-90	Amended	21:12 VA.R. 1527	3/23/05
9 VAC 25-720-130	Amended	21:12 VA.R. 1528	3/23/05
<b>Title 10. Finance and Financial Institutions</b>			
10 VAC 5-100-10	Repealed	21:6 VA.R. 630	6/30/05
10 VAC 5-100-20	Repealed	21:6 VA.R. 630	6/30/05
10 VAC 5-100-30	Repealed	21:6 VA.R. 630	6/30/05
10 VAC 5-110-10	Added	21:6 VA.R. 631	11/15/04
10 VAC 5-110-20	Added	21:6 VA.R. 631	11/15/04
<b>Title 11. Gaming</b>			
11 VAC 10-20-200	Amended	20:25 VA.R. 3083	9/23/04
11 VAC 10-20-240 emer	Amended	20:25 VA.R. 3102	7/28/04-7/27/05
11 VAC 10-45 (Forms)	Erratum	20:25 VA.R. 3112	--
11 VAC 10-180-10	Amended	21:16 VA.R. 2197	5/18/05
11 VAC 10-180-20	Amended	21:16 VA.R. 2193	3/31/03
11 VAC 10-180-20	Amended	21:16 VA.R. 2198	5/18/05
11 VAC 10-180-30	Repealed	21:16 VA.R. 2199	5/18/05
11 VAC 10-180-40	Repealed	21:16 VA.R. 2200	5/18/05
11 VAC 10-180-50	Repealed	21:16 VA.R. 2200	5/18/05
11 VAC 10-180-60	Amended	21:16 VA.R. 2194	3/31/03
11 VAC 10-180-60 through 11 VAC 10-180-90	Amended	21:16 VA.R. 2202-2207	5/18/05
11 VAC 10-180-80	Amended	21:16 VA.R. 2196	3/31/03
11 VAC 10-180-85	Added	21:16 VA.R. 2206	5/18/05
11 VAC 10-180-90	Amended	21:16 VA.R. 2197	3/31/03
11 VAC 10-180-100	Added	21:16 VA.R. 2207	5/18/05
11 VAC 10-180-110	Added	21:16 VA.R. 2207	5/18/05
<b>Title 12. Health</b>			
12 VAC 5-90-10 emer	Amended	21:6 VA.R. 699	11/5/04-11/4/05
12 VAC 5-90-40 emer	Amended	21:6 VA.R. 702	11/5/04-11/4/05
12 VAC 5-90-90 emer	Amended	21:6 VA.R. 703	11/5/04-11/4/05
12 VAC 5-90-100 emer	Amended	21:6 VA.R. 705	11/5/04-11/4/05
12 VAC 5-90-105 emer	Added	21:6 VA.R. 705	11/5/04-11/4/05
12 VAC 5-90-110 emer	Amended	21:6 VA.R. 706	11/5/04-11/4/05
12 VAC 5-90-120 emer	Added	21:6 VA.R. 708	11/5/04-11/4/05
12 VAC 5-220-10	Amended	20:26 VA.R. 3193	9/27/04
12 VAC 5-220-160	Amended	20:26 VA.R. 3196	9/27/04
12 VAC 5-220-230	Amended	20:26 VA.R. 3197	9/27/04
12 VAC 5-220-385	Amended	20:26 VA.R. 3198	9/27/04
12 VAC 5-371-110	Amended	20:26 VA.R. 3200	9/27/04
12 VAC 5-410-10	Amended	21:12 VA.R. 1561	5/9/05
12 VAC 5-410-440	Erratum	21:8 VA.R. 1016	--
12 VAC 5-410-440	Amended	21:6 VA.R. 665	2/14/05
12 VAC 5-410-441 through 12 VAC 5-410-447	Added	21:6 VA.R. 666-681	2/14/05
12 VAC 5-590-10	Amended	21:13 VA.R. 1829	4/6/05
12 VAC 5-590-140	Amended	21:16 VA.R. 2209	5/18/05
12 VAC 5-590-150	Amended	21:16 VA.R. 2212	5/18/05
12 VAC 5-590-370	Amended	21:13 VA.R. 1835	4/6/05
12 VAC 5-590-410	Amended	21:13 VA.R. 1860	4/6/05
12 VAC 5-590-420	Amended	21:13 VA.R. 1863	4/6/05
12 VAC 5-590-500	Amended	21:13 VA.R. 1879	4/6/05
12 VAC 5-590-505 emer	Added	21:9 VA.R. 1165	12/21/04-12/20/05

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SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
12 VAC 5-590-530	Amended	21:13 VA.R. 1880	4/6/05
12 VAC 5-590-540	Amended	21:13 VA.R. 1886	4/6/05
12 VAC 5-590-550	Amended	21:13 VA.R. 1890	4/6/05
12 VAC 5-590, Appendix L	Amended	21:13 VA.R. 1891	4/6/05
12 VAC 5-590, Appendix M	Amended	21:13 VA.R. 1897	4/6/05
12 VAC 5-590, Appendix O	Amended	21:13 VA.R. 1901	4/6/05
12 VAC 30-10-650	Amended	21:6 VA.R. 631	1/3/05
12 VAC 30-40-290	Amended	21:15 VA.R. 2128	6/20/05
12 VAC 30-40-300	Amended	21:15 VA.R. 2130	6/20/05
12 VAC 30-50-210	Amended	21:6 VA.R. 632	1/3/05
12 VAC 30-50-490 emer	Amended	21:12 VA.R. 1566	2/1/05-1/31/06
12 VAC 30-70-301	Amended	21:14 VA.R. 2014	6/6/05
12 VAC 30-70-331	Amended	21:6 VA.R. 683	7/1/05
12 VAC 30-80-30	Amended	21:7 VA.R. 797	1/12/05
12 VAC 30-80-40	Amended	21:6 VA.R. 632	1/3/05
12 VAC 30-80-40 emer	Amended	21:6 VA.R. 709	12/1/04-11/30/05
12 VAC 30-80-40	Amended	21:15 VA.R. 2121	7/1/05
12 VAC 30-80-190 emer	Amended	20:26 VA.R. 3203	9/1/04-8/31/05
12 VAC 30-80-190 emer	Amended	20:26 VA.R. 3204	9/1/04-8/31/05
12 VAC 30-80-190	Amended	21:7 VA.R. 800	1/12/05
12 VAC 30-90-29	Amended	21:2 VA.R. 223	11/3/04
12 VAC 30-90-41	Amended	21:15 VA.R. 2136	7/1/05
12 VAC 30-120-10 through 12 VAC 30-120-60 emer	Repealed	21:12 VA.R. 1601	2/1/05-1/31/06
12 VAC 30-120-211 emer	Amended	21:6 VA.R. 711	12/1/04-11/30/05
12 VAC 30-120-213 emer	Amended	21:6 VA.R. 714	12/1/04-11/30/05
12 VAC 30-120-215 emer	Amended	21:6 VA.R. 715	12/1/04-11/30/05
12 VAC 30-120-219 emer	Amended	21:6 VA.R. 718	12/1/04-11/30/05
12 VAC 30-120-223 emer	Amended	21:6 VA.R. 719	12/1/04-11/30/05
12 VAC 30-120-225 emer	Amended	21:6 VA.R. 720	12/1/04-11/30/05
12 VAC 30-120-227 emer	Amended	21:6 VA.R. 724	12/1/04-11/30/05
12 VAC 30-120-229 emer	Amended	21:6 VA.R. 725	12/1/04-11/30/05
12 VAC 30-120-233 emer	Amended	21:6 VA.R. 726	12/1/04-11/30/05
12 VAC 30-120-237 emer	Amended	21:6 VA.R. 728	12/1/04-11/30/05
12 VAC 30-120-241 emer	Amended	21:6 VA.R. 729	12/1/04-11/30/05
12 VAC 30-120-243 emer	Amended	21:6 VA.R. 730	12/1/04-11/30/05
12 VAC 30-120-245 emer	Amended	21:6 VA.R. 732	12/1/04-11/30/05
12 VAC 30-120-247 emer	Amended	21:6 VA.R. 733	12/1/04-11/30/05
12 VAC 30-120-249 emer	Amended	21:6 VA.R. 734	12/1/04-11/30/05
12 VAC 30-120-260	Amended	21:11 VA.R. 1391	3/10/05
12 VAC 30-120-280	Amended	21:11 VA.R. 1392	3/10/05
12 VAC 30-120-290	Amended	21:11 VA.R. 1394	3/10/05
12 VAC 30-120-310	Amended	21:11 VA.R. 1395	3/10/05
12 VAC 30-120-320	Amended	21:11 VA.R. 1395	3/10/05
12 VAC 30-120-350	Amended	21:11 VA.R. 1395	3/10/05
12 VAC 30-120-360	Amended	21:11 VA.R. 1396	3/10/05
12 VAC 30-120-370	Amended	21:11 VA.R. 1398	3/10/05
12 VAC 30-120-380	Amended	21:11 VA.R. 1400	3/10/05
12 VAC 30-120-400	Amended	21:11 VA.R. 1401	3/10/05
12 VAC 30-120-410	Amended	21:11 VA.R. 1401	3/10/05
12 VAC 30-120-420	Amended	21:11 VA.R. 1402	3/10/05
12 VAC 30-120-490 through 12 VAC 30-120-550 emer	Repealed	21:12 VA.R. 1601	2/1/05-1/31/06
12 VAC 30-120-700 emer	Amended	21:12 VA.R. 1568	2/1/05-1/31/06
12 VAC 30-120-710 emer	Amended	21:12 VA.R. 1572	2/1/05-1/31/06
12 VAC 30-120-720 emer	Amended	21:12 VA.R. 1572	2/1/05-1/31/06
12 VAC 30-120-730 emer	Amended	21:12 VA.R. 1576	2/1/05-1/31/06
12 VAC 30-120-740 emer	Amended	21:12 VA.R. 1578	2/1/05-1/31/06



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SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
12 VAC 30-120-750 emer	Amended	21:12 VA.R. 1579	2/1/05-1/31/06
12 VAC 30-120-752 emer	Amended	21:12 VA.R. 1580	2/1/05-1/31/06
12 VAC 30-120-753 emer	Amended	21:12 VA.R. 1582	2/1/05-1/31/06
12 VAC 30-120-754 emer	Amended	21:12 VA.R. 1583	2/1/05-1/31/06
12 VAC 30-120-756 emer	Amended	21:12 VA.R. 1584	2/1/05-1/31/06
12 VAC 30-120-758 emer	Amended	21:12 VA.R. 1585	2/1/05-1/31/06
12 VAC 30-120-760 emer	Amended	21:12 VA.R. 1586	2/1/05-1/31/06
12 VAC 30-120-762 emer	Amended	21:12 VA.R. 1586	2/1/05-1/31/06
12 VAC 30-120-764 emer	Amended	21:12 VA.R. 1587	2/1/05-1/31/06
12 VAC 30-120-766 emer	Amended	21:12 VA.R. 1588	2/1/05-1/31/06
12 VAC 30-120-768 emer	Amended	21:12 VA.R. 1590	2/1/05-1/31/06
12 VAC 30-120-770 emer	Amended	21:12 VA.R. 1592	2/1/05-1/31/06
12 VAC 30-120-772 emer	Amended	21:12 VA.R. 1596	2/1/05-1/31/06
12 VAC 30-120-774 emer	Amended	21:12 VA.R. 1597	2/1/05-1/31/06
12 VAC 30-120-776 emer	Amended	21:12 VA.R. 1598	2/1/05-1/31/06
12 VAC 30-120-780 emer	Repealed	21:12 VA.R. 1600	2/1/05-1/31/06
12 VAC 30-120-790 emer	Repealed	21:12 VA.R. 1601	2/1/05-1/31/06
12 VAC 30-120-900 through 12 VAC 30-120-990 emer	Added	21:12 VA.R. 1601-1619	2/1/05-1/31/06
12 VAC 30-130-290	Amended	21:6 VA.R. 631	1/3/05
12 VAC 30-130-310	Amended	21:6 VA.R. 631	1/3/05
12 VAC 30-130-320	Amended	21:6 VA.R. 631	1/3/05
12 VAC 30-130-330	Amended	21:6 VA.R. 631	1/3/05
12 VAC 30-130-335	Added	21:6 VA.R. 631	1/3/05
12 VAC 30-130-400	Amended	21:6 VA.R. 631	1/3/05
12 VAC 30-130-1000	Added	21:6 VA.R. 633	1/3/05
<b>Title 13. Housing</b>			
13 VAC 5-62-260	Amended	20:25 VA.R. 3084	9/8/04
13 VAC 5-63-110	Erratum	21:14 VA.R. 2021	--
13 VAC 10-180-10	Amended	21:11 VA.R. 1403	1/14/05
13 VAC 10-180-50	Amended	21:11 VA.R. 1403	1/14/05
13 VAC 10-180-60	Amended	21:11 VA.R. 1403	1/14/05
13 VAC 10-180-90	Amended	21:11 VA.R. 1412	1/14/05
13 VAC 10-180-110	Added	21:11 VA.R. 1412	1/14/05
<b>Title 14. Insurance</b>			
14 VAC 5-90-10 through 14 VAC 5-90-50	Amended	20:25 VA.R. 3090-3091	8/4/04
14 VAC 5-90-55	Added	20:25 VA.R. 3091	8/4/04
14 VAC 5-90-60 through 14 VAC 5-90-180	Amended	20:25 VA.R. 3092	8/4/04
14 VAC 5-90 (Forms)	Amended	20:25 VA.R. 3092	8/4/04
<b>Title 16. Labor and Employment</b>			
16 VAC 25-40-10	Amended	20:26 VA.R. 3201	10/15/04
16 VAC 25-40-20	Amended	20:26 VA.R. 3201	10/15/04
16 VAC 25-40-50	Amended	20:26 VA.R. 3202	10/15/04
16 VAC 25-90-1910	Erratum	21:1 VA.R. 44	--
16 VAC 25-90-1910.103	Amended	20:26 VA.R. 3202	10/15/04
16 VAC 25-90-1910.134	Amended	21:11 VA.R. 1412	3/15/05
16 VAC 25-90-1910.217	Amended	20:26 VA.R. 3202	10/15/04
16 VAC 25-90-1910.219	Amended	20:26 VA.R. 3202	10/15/04
16 VAC 25-90-1910.268	Amended	20:26 VA.R. 3202	10/15/04
16 VAC 25-90-1926.307	Amended	20:26 VA.R. 3202	10/15/04
16 VAC 25-100-1915.5	Amended	21:11 VA.R. 1413	3/15/05
16 VAC 25-100-1915.501 through 16 VAC 25-100-1915.509	Added	21:11 VA.R. 1413-1414	3/15/05
16 VAC 25-155-10	Added	21:6 VA.R. 634	1/1/05
16 VAC 25-175-1926	Erratum	21:1 VA.R. 44	--
16 VAC 25-175-1926.950(c)(1)	Repealed	21:6 VA.R. 634	1/1/05

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SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
<b>Title 18. Professional and Occupational Licensing</b>			
18 VAC 5-30-10 through 18 VAC 5-30-110	Repealed	21:3 VA.R. 318	11/3/04
18 VAC 10-20-60	Amended	21:3 VA.R. 318	12/1/04
18 VAC 10-20-90	Amended	21:3 VA.R. 318	12/1/04
18 VAC 10-20-170	Amended	21:3 VA.R. 318	12/1/04
18 VAC 10-20-280	Amended	21:3 VA.R. 318	12/1/04
18 VAC 10-20-400	Amended	21:3 VA.R. 318	12/1/04
18 VAC 10-20-520	Amended	21:3 VA.R. 318	12/1/04
18 VAC 10-20-565	Amended	21:3 VA.R. 318	12/1/04
18 VAC 10-20-580	Amended	21:3 VA.R. 318	12/1/04
18 VAC 10-20-625	Amended	21:3 VA.R. 318	12/1/04
18 VAC 10-20-630	Amended	21:3 VA.R. 318	12/1/04
18 VAC 10-20-665	Amended	21:3 VA.R. 318	12/1/04
18 VAC 45-10-10 through 18 VAC 45-10-40	Amended	20:25 VA.R. 3093-3094	11/8/04
18 VAC 45-10-60 through 18 VAC 45-10-90	Amended	20:25 VA.R. 3094-3095	11/8/04
18 VAC 62-20-60	Erratum	21:1 VA.R. 44	--
18 VAC 62-20-40 emer	Added	20:25 VA.R. 3104	7/23/04-2/1/05
18 VAC 62-20-90 emer	Added	20:25 VA.R. 3104	7/23/04-2/1/05
18 VAC 75-40-10	Added	21:16 VA. R 2215	5/18/05
18 VAC 75-40-20	Added	21:16 VA. R 2215	5/18/05
18 VAC 75-40-30	Added	21:16 VA. R 2215	5/18/05
18 VAC 85-15-10	Added	21:1 VA.R. 26	9/1/04-8/31/05
18 VAC 85-15-20	Added	21:1 VA.R. 26	9/1/04-8/31/05
18 VAC 85-15-30	Added	21:1 VA.R. 26	9/1/04-8/31/05
18 VAC 85-80-61 emer	Added	20:25 VA.R. 3105	7/27/04-7/26/05
18 VAC 90-15-10	Added	21:1 VA.R. 27	9/1/04-8/31/05
18 VAC 90-15-20	Added	21:1 VA.R. 27	9/1/04-8/31/05
18 VAC 90-15-30	Added	21:1 VA.R. 27	9/1/04-8/31/05
18 VAC 90-20-361 through 18 VAC 90-20-364	Repealed	21:9 VA.R. 1156-1157	3/26/05
18 VAC 90-25-15	Added	21:9 VA.R. 1157	3/26/05
18 VAC 90-25-100	Amended	21:9 VA.R. 1158	3/26/05
18 VAC 90-25-110 through 18 VAC 90-25-140	Added	21:9 VA.R. 1158-1160	3/26/05
18 VAC 90-30-10	Amended	21:11 VA.R. 1414	3/9/05
18 VAC 90-30-60 through 18 VAC 90-30-90	Amended	21:11 VA.R. 1415-1416	3/9/05
18 VAC 90-30-85	Added	21:11 VA.R. 1415	3/9/05
18 VAC 95-20-471 emer	Added	20:25 VA.R. 3105	7/28/04-7/27/05
18 VAC 105-20-5 emer	Added	21:6 VA.R. 735	12/8/04-12/7/05
18 VAC 105-20-10 emer	Amended	21:6 VA.R. 736	12/8/04-12/7/05
18 VAC 105-20-15 emer	Amended	21:6 VA.R. 736	12/8/04-12/7/05
18 VAC 105-20-16 emer	Added	21:6 VA.R. 736	12/8/04-12/7/05
18 VAC 105-20-20 emer	Amended	21:6 VA.R. 736	12/8/04-12/7/05
18 VAC 105-20-46	Added	21:8 VA.R. 998	12/8/04
18 VAC 105-20-47	Added	21:8 VA.R. 998	12/8/04
18 VAC 105-20-70 emer	Amended	21:6 VA.R. 737	12/8/04-12/7/05
18 VAC 105-30 emer	Repealed	21:6 VA.R. 735	12/8/04-12/7/05
18 VAC 110-20-15	Added	21:15 VA.R. 2122	5/4/05
18 VAC 125-15-10 emer	Added	20:25 VA.R. 3106	7/28/04-7/27/05
18 VAC 125-15-20 emer	Added	20:25 VA.R. 3106	7/28/04-7/27/05
18 VAC 125-15-30 emer	Added	20:25 VA.R. 3106	7/28/04-7/27/05
18 VAC 145-20-151	Amended	21:3 VA.R. 319	12/1/04
18 VAC 160-20-102	Amended	21:3 VA.R. 319	12/1/04
<b>Title 19. Public Safety</b>			
19 VAC 30-70-1	Amended	21:4 VA.R. 420	9/22/04
19 VAC 30-70-2	Amended	21:4 VA.R. 420	9/22/04
19 VAC 30-70-6	Amended	21:4 VA.R. 420	9/22/04
19 VAC 30-70-7	Amended	21:4 VA.R. 420	9/22/04

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SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
19 VAC 30-70-8	Amended	21:4 VA.R. 420	9/22/04
19 VAC 30-70-9	Added	21:4 VA.R. 420	9/22/04
19 VAC 30-70-10	Amended	21:4 VA.R. 420	9/22/04
19 VAC 30-70-30 through 19 VAC 30-70-110	Amended	21:4 VA.R. 420	9/22/04
19 VAC 30-70-130 through 19 VAC 30-70-170	Amended	21:4 VA.R. 420	9/22/04
19 VAC 30-70-190 through 19 VAC 30-70-230	Amended	21:4 VA.R. 420	9/22/04
19 VAC 30-70-250 through 19 VAC 30-70-300	Amended	21:4 VA.R. 420	9/22/04
19 VAC 30-70-340	Amended	21:4 VA.R. 420	9/22/04
19 VAC 30-70-350	Amended	21:4 VA.R. 420	9/22/04
19 VAC 30-70-360	Amended	21:4 VA.R. 420	9/22/04
19 VAC 30-70-400	Amended	21:4 VA.R. 420	9/22/04
19 VAC 30-70-430 through 19 VAC 30-70-560	Amended	21:4 VA.R. 420	9/22/04
19 VAC 30-70-580	Amended	21:4 VA.R. 420	9/22/04
19 VAC 30-70-600	Amended	21:4 VA.R. 420	9/22/04
19 VAC 30-70-650	Amended	21:4 VA.R. 420	9/22/04
<b>Title 22. Social Services</b>			
22 VAC 15-30-10	Amended	21:12 VA.R. 1528	6/1/05
22 VAC 15-30-30	Amended	21:12 VA.R. 1532	6/1/05
22 VAC 15-30-50	Amended	21:12 VA.R. 1532	6/1/05
22 VAC 15-30-70	Amended	21:12 VA.R. 1533	6/1/05
22 VAC 15-30-80	Amended	21:12 VA.R. 1533	6/1/05
22 VAC 15-30-90	Amended	21:12 VA.R. 1533	6/1/05
22 VAC 15-30-110	Amended	21:12 VA.R. 1534	6/1/05
22 VAC 15-30-140	Amended	21:12 VA.R. 1534	6/1/05
22 VAC 15-30-150	Amended	21:12 VA.R. 1534	6/1/05
22 VAC 15-30-160	Amended	21:12 VA.R. 1534	6/1/05
22 VAC 15-30-180	Amended	21:12 VA.R. 1535	6/1/05
22 VAC 15-30-190	Amended	21:12 VA.R. 1535	6/1/05
22 VAC 15-30-200	Amended	21:12 VA.R. 1536	6/1/05
22 VAC 15-30-200	Erratum	21:13 VA.R. 1941	--
22 VAC 15-30-230	Amended	21:12 VA.R. 1536	6/1/05
22 VAC 15-30-250	Amended	21:12 VA.R. 1537	6/1/05
22 VAC 15-30-260	Amended	21:12 VA.R. 1537	6/1/05
22 VAC 15-30-290	Amended	21:12 VA.R. 1538	6/1/05
22 VAC 15-30-310 through 22 VAC 15-30-390	Amended	21:12 VA.R. 1538-1542	6/1/05
22 VAC 15-30-410	Amended	21:12 VA.R. 1542	6/1/05
22 VAC 15-30-430	Amended	21:12 VA.R. 1543	6/1/05
22 VAC 15-30-440	Amended	21:12 VA.R. 1543	6/1/05
22 VAC 15-30-451	Amended	21:12 VA.R. 1545	6/1/05
22 VAC 15-30-461	Amended	21:12 VA.R. 1545	6/1/05
22 VAC 15-30-471	Amended	21:12 VA.R. 1545	6/1/05
22 VAC 15-30-490	Amended	21:12 VA.R. 1546	6/1/05
22 VAC 15-30-500	Amended	21:12 VA.R. 1547	6/1/05
22 VAC 15-30-510	Amended	21:12 VA.R. 1547	6/1/05
22 VAC 15-30-520	Amended	21:12 VA.R. 1548	6/1/05
22 VAC 15-30-540 through 22 VAC 15-30-670	Amended	21:12 VA.R. 1548-1556	6/1/05
22 VAC 15-30-575	Erratum	21:13 VA.R. 1941	--
22 VAC 15-30-585	Added	21:12 VA.R. 1550	6/1/05
22 VAC 30-40-10	Amended	21:16 VA.R. 2215	5/18/05
22 VAC 30-40-70	Amended	21:16 VA.R. 2217	5/18/05
22 VAC 30-40-130	Amended	21:16 VA.R. 2218	5/18/05
22 VAC 30-40-140	Amended	21:16 VA.R. 2218	5/18/05
22 VAC 30-40-150	Amended	21:16 VA.R. 2218	5/18/05
22 VAC 40-141-10 through 22 VAC 40-141-40	Amended	21:6 VA.R. 635	2/1/05
22 VAC 40-141-60 through 22 VAC 40-141-130	Amended	21:6 VA.R. 635	2/1/05
22 VAC 40-141-87	Added	21:6 VA.R. 634	2/1/05

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

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SECTION NUMBER	ACTION	CITE	EFFECTIVE DATE
22 VAC 40-141-150	Amended	21:6 VA.R. 636	2/1/05
22 VAC 40-141-170 through 22 VAC 40-141-210	Amended	21:6 VA.R. 636-638	2/1/05
22 VAC 40-705-30	Amended	21:4 VA.R. 421	12/1/04
<b>Title 24. Transportation and Motor Vehicles</b>			
24 VAC 20-70-10 through 24 VAC 20-70-50	Repealed	20:25 VA.R. 3092	9/22/04
24 VAC 30-41-30	Amended	21:13 VA.R. 1911	4/6/05
24 VAC 30-41-50	Amended	21:13 VA.R. 1913	4/6/05
24 VAC 30-41-110	Amended	21:13 VA.R. 1913	4/6/05
24 VAC 30-41-190	Amended	21:13 VA.R. 1914	4/6/05
24 VAC 30-41-210	Amended	21:13 VA.R. 1915	4/6/05
24 VAC 30-41-220	Amended	21:13 VA.R. 1916	4/6/05
24 VAC 30-41-230	Amended	21:13 VA.R. 1916	4/6/05
24 VAC 30-41-250	Amended	21:13 VA.R. 1917	4/6/05
24 VAC 30-41-280	Amended	21:13 VA.R. 1917	4/6/05
24 VAC 30-41-290	Amended	21:13 VA.R. 1918	4/6/05
24 VAC 30-41-300	Amended	21:13 VA.R. 1918	4/6/05
24 VAC 30-41-310	Amended	21:13 VA.R. 1918	4/6/05
24 VAC 30-41-320	Amended	21:13 VA.R. 1919	4/6/05
24 VAC 30-41-350	Amended	21:13 VA.R. 1920	4/6/05
24 VAC 30-41-430	Amended	21:13 VA.R. 1920	4/6/05
24 VAC 30-41-500	Amended	21:13 VA.R. 1921	4/6/05
24 VAC 30-41-510	Amended	21:13 VA.R. 1921	4/6/05
24 VAC 30-41-520	Amended	21:13 VA.R. 1921	4/6/05
24 VAC 30-41-530	Amended	21:13 VA.R. 1922	4/6/05
24 VAC 30-41-580	Amended	21:13 VA.R. 1922	4/6/05
24 VAC 30-41-650	Amended	21:13 VA.R. 1923	4/6/05
24 VAC 30-41-660	Amended	21:13 VA.R. 1923	4/6/05
24 VAC 30-41-680	Amended	21:13 VA.R. 1923	4/6/05
24 VAC 30-90-10 through 24 VAC 30-90-380	Repealed	21:6 VA.R. 643	1/1/05
24 VAC 30-91-10	Erratum	21:12 VA.R. 1776	--
24 VAC 30-91-110	Erratum	21:12 VA.R. 1776	--
24 VAC 30-91-130	Erratum	21:12 VA.R. 1776	--
24 VAC 30-91-10 through 24 VAC 30-91-160	Added	21:6 VA.R. 643-663	1/1/05
24 VAC 30-120-170	Amended	21:3 VA.R. 330	11/17/04
24 VAC 30-620-10	Amended	21:15 VA.R. 2123	5/22/05
24 VAC 30-620-30	Amended	21:15 VA.R. 2123	5/22/05

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# NOTICES OF INTENDED REGULATORY ACTION

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## Symbol Key

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

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## TITLE 9. ENVIRONMENT

### STATE WATER CONTROL BOARD

#### Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the State Water Control Board intends to consider amending regulations entitled **9 VAC 25-260, Water Quality Standards**. The purpose of the proposed action is to designate two tributaries to the Pedlar River, three tributaries to the North Fork of the Buffalo River and the North Fork of the Buffalo River as exceptional state waters.

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

Statutory Authority: § 62.1-44.15 of the Code of Virginia; Clean Water Act (33 USC § 1251 et seq.); 40 CFR Part 131.

Public comments may be submitted until May 27, 2005.

**Contact:** David C. Whitehurst, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4121, FAX (804) 698-4522 or e-mail [dcwhitehurst@deq.virginia.gov](mailto:dcwhitehurst@deq.virginia.gov).

VA.R. Doc. No. R05-103; Filed March 28, 2005, 11:15 a.m.

#### † Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the State Water Control Board intends to consider adopting regulations entitled **9 VAC 25-820, General Virginia Pollutant Discharge Elimination System (VPDES) Watershed Permit Regulation for Total Nitrogen and Total Phosphorus Discharges and Nutrient Trading in the Chesapeake Bay Watershed in Virginia**. The purpose of the proposed action is to establish a general VPDES permit for annual maximum VPDES permitted point source discharge limitations for total nitrogen and total phosphorus to the Chesapeake Bay Watershed and a nutrient trading mechanism.

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

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

Public comments may be submitted until June 1, 2005.

**Contact:** Allan Brockenbrough, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4147, FAX (804) 698-4032 or e-mail [abrockenbrough@deq.virginia.gov](mailto:abrockenbrough@deq.virginia.gov).

VA.R. Doc. No. R05-175; Filed April 14, 2005, 9:48 a.m.

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## TITLE 22. SOCIAL SERVICES

### STATE BOARD OF SOCIAL SERVICES

#### Notice of Intended Regulatory Action

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the State Board of Social Services intends to consider amending regulations entitled **22 VAC 40-880, Child Support Enforcement Program**. The purpose of the proposed action is to update the current child support regulation impacted by 2003 and 2004 state legislation and to amplify selected sections of the existing regulation. The current regulation encompasses all functions of the child support enforcement program including application, eligibility for services, location, paternity establishment, order establishment, enforcement, collection, distribution and case closure.

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

Statutory Authority: §§ 63.2-200 and 63.2-217 of the Code of Virginia.

Public comments may be submitted until May 18, 2005.

**Contact:** Joseph Crane, Assistant Director, Division of Child Support Enforcement, Department of Social Services, 7 N. 8th St., Richmond, VA 23219, telephone (804) 726-7431, FAX (804) 726-7481 or e-mail [joseph.crane@dss.virginia.gov](mailto:joseph.crane@dss.virginia.gov).

VA.R. Doc. No. R05-169; Filed March 30, 2005, 9:42 a.m.

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# PROPOSED REGULATIONS

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For information concerning Proposed Regulations, see Information Page.

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## Symbol Key

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

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## TITLE 4. CONSERVATION AND NATURAL RESOURCES

### DEPARTMENT OF CONSERVATION AND RECREATION

Title of Regulation: **4 VAC 5-15. Nutrient Management Training and Certification Regulations (amending 4 VAC 5-15-10, 4 VAC 5-15-40, 4 VAC 5-15-60, 4 VAC 5-15-80, 4 VAC 5-15-100, 4 VAC 5-15-110, 4 VAC 5-15-140, 4 VAC 5-15-150; repealing 4 VAC 5-15-130).**

Statutory Authority: § 10.1-104.2 of the Code of Virginia.

Public Hearing Date: N/A -- Public comments may be submitted until 5 p.m. on July 1, 2005.

(See Calendar of Events section for additional information)

Agency Contact: David C. Dowling, Policy, Planning, and Budget Director, Department of Conservation and Recreation, 203 Governor Street, Suite 302, Richmond, VA 23219, telephone (804) 786-2291, FAX (804) 786-6141, or e-mail [regcord@dcr.virginia.gov](mailto:regcord@dcr.virginia.gov).

Basis: Section 10.1-104.2 of the Code of Virginia requires the department to establish criteria for nutrient management plans.

In addition, Article 3 (§ 62.1-44.16 et. seq.) of Chapter 3.1 of Title 62.1 of the Code of Virginia requires the department to adopt and implement additional regulatory or other changes to nutrient management plan criteria by December 31, 2005, that the department concludes are appropriate to better address water quality issues associated with poultry waste.

Also, requirements set forth in 40 CFR Parts 9, 122, 123 and 412 as published in the Federal Register Volume 68, No. 29, dated February 12, 2003, require states to establish for concentrated animal feeding operations (CAFOs) criteria for nutrient management plans that will be required in NPDES permits. Section 412.4(c) stipulates that CAFOs must develop and implement a nutrient management plan that is based on a field specific assessment, that addresses the form, source, amount, timing, and method of application of nutrients on each field to achieve realistic production goals while minimizing nitrogen and phosphorus movement to surface waters. Recent final regulations promulgated by the State Water Control Board in 9 VAC 25-191 and 9 VAC 25-192 require DCR to begin utilizing more stringent phosphorus criteria for nutrient management plans required for State Water Control Board permits for confined animal feeding operations by January 1, 2006. This action was necessary to obtain EPA approval of the Commonwealth's delegated program for regulating confined animal feeding operations.

Purpose: The purpose of this proposed action is to develop and adopt revised criteria for nutrient management plan content and development procedures. Nutrient management plans are developed in Virginia for a variety of purposes including: as a condition of financial incentives for the implementation of best management practices, as a condition for certain animal waste and biosolids application permits, or for voluntary use by land managers. The plans are prepared to manage land application of fertilizers, sewage sludge, manure, and other nutrient sources for agronomic benefits and in ways that protect water quality.

Substance: Substantive changes are proposed in 4 VAC 5-15-150 A 2 that pertain to nutrient application rates for phosphorus. The existing regulation states that phosphorus application rates should be managed to reduce adverse water quality impacts. The proposed regulation states that phosphorus application rates shall be managed to minimize adverse water quality impacts. The nutrient management planner is given several procedures to determine appropriate rates of phosphorus application, but must select a method for use in each instance and adhere to the criteria.

Substantive changes are proposed in 4 VAC 5-15-150 A 4 that pertain to timing of land applications of nitrogen-containing materials. The existing regulation requires nutrient management plans to be developed such that an agronomically feasible crop is planted within 30 days of the application of any nutrient (nitrogen, phosphorus, or potassium) source if no actively growing crop is in place. An exception is allowed that organic nutrient sources may be applied between December 21 and March 16 if necessary and if certain conditions are met. There is scientific evidence that nitrogen from fall and winter applications of poultry manure and other organic nitrogen-containing materials can migrate in soils to depths beyond the reach of subsequent crops and potentially contaminate groundwater. The proposed regulation requires that such applications be made no more than 30 days prior to crop planting for high-risk sites and 60 days prior to crop planting for other sites.

Issues: Nutrient management plans are prepared for the purpose of assisting land owners and operators in the management of the land application of fertilizers, animal manures, municipal sewage sludges, and other nutrient sources for agronomic benefits and for the protection of the Commonwealth's ground and surface waters. Nutrient application to land is agronomically necessary in many cases for the economically sustainable production of crops. If applied at excessive rates, at improper times, or if misapplied, nutrients can be lost from the root zone in soils and enter ground and surface waters. Excessive nutrient levels in ground or surface waters used for drinking can be harmful to human health if ingested. Drinking water containing above 10 ppm nitrate-nitrogen is believed to cause methemoglobinemia (blue-baby syndrome - a lack of oxygen transport to the brain) in infants. Excessive nutrient runoff into surface waters can

result in algae blooms and depletion of dissolved oxygen, thereby stressing or causing death in fish and other aquatic organisms of commercial, ecological or recreational significance to the Commonwealth. The amended provisions provide increased protections of ground and surface waters, while maintaining efficient crop production techniques that benefit the general public and the farming community.

Disadvantages of the amended provisions are certain impacts to livestock and poultry producers, wastewater treatment plant owners, and sludge land application contractors. The disadvantages to these parties are increased costs of disposal where excess quantities of animal waste or sewage sludge exist. The proposed phosphorus criteria will result in lower waste application rates per acre on many sites. The proposed nitrogen-timing amendments will result in (i) increased costs to develop storage for sewage sludge, (ii) seasonally landfilling sewage sludge when necessary, and/or (iii) utilization of winter cover crops to manage sludge generated at times of the year when agronomic crops do not utilize nitrogen.

The primary advantage to the Commonwealth is increased protection of ground and surface water quality. Another advantage is the contribution of this action to meeting the Commonwealth's commitments to reduce nutrient loads to the Chesapeake Bay by 2010 to avoid more stringent requirements proposed by EPA if attainment of water quality standards are not realized.

Department of Planning and Budget's Economic Impact Analysis: The Department of Planning and Budget (DPB) has analyzed the economic impact of this proposed regulation in accordance with § 2.2-4007 H of the Administrative Process Act and Executive Order Number 21 (02). Section 2.2-4007 H requires that such economic impact analyses include, but need not be limited to, the projected number of businesses or other entities to whom the regulation would apply, the identity of any localities and types of businesses or other entities particularly affected, the projected number of persons and employment positions to be affected, the projected costs to affected businesses or entities to implement or comply with the regulation, and the impact on the use and value of private property. The analysis presented below represents DPB's best estimate of these economic impacts.

Summary of the proposed regulation. Section 10.1-104.2 of the Code of Virginia requires that the Department of Conservation and Recreation (DCR) operate a voluntary nutrient management training and certification program to certify the competence of persons preparing nutrient management plans (NMP) for the purpose of assisting land owners and operators in the management of land application of fertilizers, municipal sewage sludge, animal manures, and other nutrient sources for agronomic benefits and for the protection of the Commonwealth's ground and surface waters. Specifically, the code requires DCR to promulgate regulations detailing qualifications and standards by which to deem individuals competent in NMP preparation and providing criteria relating to the development of NMPs for various agricultural and urban agronomic practices. In addition, Chapter 1 of the 1999 Acts of Assembly amended § 62.1-44.17:1.1 of the Code of Virginia to require that DCR, in consultation with the Department of Environmental Quality

(DEQ), complete an examination of current developments in scientific research and technology (including a review of land application of poultry waste, soil nutrient retention capacity, and water quality degradation) and adopt and implement appropriate regulatory or other changes, if any, to its NMP program by December 31, 2005.

The proposed regulation (i) modifies phosphorous and nitrogen management criteria for NMPs, (ii) expands training requirements for individuals seeking certification and individuals seeking to renew their certification as a nutrient management planner, and (iii) amends NMP content and procedures in areas other than phosphorus and nitrogen management.

The proposed regulation also provides additional options to satisfy the education and experience requirements for certification or renewal of certification as a nutrient management planner, modifies recordkeeping and reporting requirements for certified nutrient management planners, expands conditions under which certification may be denied, suspended, or revoked, requires nutrient management planners to sign all NMPs prepared by them, restricts NMPs for croplands to a maximum of three years, updates documents incorporated by reference, and specifies the conditions under which NMPs need to be modified immediately. However, none of these changes are expected to have a significant economic impact.

The proposed regulation also adds new language, modifies existing language, and deletes redundant language for the sake of clarity. Other changes such as requiring NMPs for industrial wastes containing nutrients and requiring soil analyses included in NMPs to be conducted by DCR-approved laboratories are intended to make the regulation consistent with current practice and with the Code of Virginia.

Estimated economic impact. NMPs are prepared to manage the land application of fertilizers, sewage sludge or biosolids, manure, and other nutrient sources for agronomic benefits. Nutrients contained in these compounds have the potential to contaminate surface and ground waters through leaching, surface runoffs and soil erosion. Nutrient contamination of surface and ground waters, in turn, has the potential to create serious environmental and health hazards. While the proposed regulation establishes NMP requirements, it does not require the use of NMPs. NMPs are required under other regulations, such as permit regulations governing certain types of animal waste and animal feeding operations and the land application of biosolids and industrial waste. Comparison of the various sources of land-applied organic nutrients in Virginia by DCR indicates that poultry manure supplies the largest proportion of phosphorus and nitrogen for land application, followed by biosolids, dairy manure, and swine manure.

Significant Changes: (1) The proposed regulation modifies phosphorus management criteria for NMPs. It requires phosphorus application rates to be managed such that adverse water quality impacts are minimized. The existing regulation only recommends that phosphorus application rates be managed to reduce adverse water quality impacts and describes planning considerations that help achieve this

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## Proposed Regulations

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recommendation. Specifically, the proposed regulation requires phosphorus application rates from inorganic nutrient sources and, whenever possible, from organic nutrient sources to be based on a soil test and be such that it does not exceed crop nutrient needs over the crop rotation. In instances when it is not possible for phosphorus applications from organic nutrient sources to meet the above requirement, phosphorus control practices contained in the NMP are to be consistent with management provisions contained in the Virginia Nutrient Management Standards and Criteria, 2005. However, under no circumstances are phosphorus applications to be conducted on soils exceeding phosphorus saturation levels specified in the Virginia Nutrient Management Standards and Criteria (2005): 65% for plans developed between December 31, 2005, and December 31, 2010, and 50% after 2010.<sup>1</sup> A single phosphorus application can be recommended for multiple crops as long as the application rate does not exceed the sum of the individual application rates. Due to the more stringent requirements for phosphorus-based nutrient management planning, the proposed regulation amends and clarifies the soil sampling depths for phosphorus soil analysis.<sup>2</sup>

The proposed regulation also modifies nitrogen management criteria for NMPs. The timing requirements for nitrogen applications are made more stringent. Both the existing and proposed regulations allow application of nitrogen-containing materials to sites with an actively growing crop or to sites where a crop will be established within 30 days of the nutrient application. However, the proposed regulation places more restrictions on winter application (between December 21 and March 16) of organic nutrient sources containing nitrogen than the existing regulation. The existing regulation allows winter application under certain circumstances. The proposed regulation only allows such applications a maximum of 30 days prior to crop planting for high-risk sites and 60 days prior to crop planting for low-risk sites. Low-risk sites are defined as sites that are not deemed an environmentally sensitive site and that have at least 60% uniform ground cover from an existing actively growing crop. Application of composted nutrient sources having a final carbon to nitrogen ratio of 25:1 or greater are exempt from these requirements.

The proposed regulation also makes a number of other small changes to the nitrogen management criteria. Specifically, it amends how expected crop yield used to determine nitrogen applications are to be calculated (the proposed change is in response to a 2005 Joint Legislative Audit and Review Commission report<sup>3</sup>) and how nitrogen contribution from legumes is to be credited in an NMP. However, according to

DCR, neither of these changes is likely to significantly alter current practice.

Economic Costs: The proposed phosphorus and nitrogen management criteria are likely to impose additional costs on the users and suppliers of nutrients containing phosphorus and nitrogen.

According to DCR, manure and biosolids are the primary source of excess phosphorus.<sup>4</sup> Land application of these two sources of nutrients has resulted in phosphorus far in excess of what is required for crop-farming purposes. Lower phosphorus application rates implied by the new phosphorus management criteria could result in farmers having to (i) use commercial fertilizers to supplement their reduced use of manure and biosolids, (ii) lease or purchase additional land for application to substitute for fields with excessive phosphorus or high runoff and soil erosion characteristics, (iii) transport manure and biosolids to more distant fields for application, and (iv) incur additional costs in the development of NMPs.

In the case of manure users and suppliers, DCR believes that the proposed change could affect hog and dairy farmers and some poultry farmers.<sup>5</sup> According to DCR, the hog industry is located primarily in southeast Virginia and the southern piedmont. The farms in southeast Virginia are individually owned and most are likely to be able to balance phosphorus generated in manure with crop utilization. The southern piedmont farms entered the hog business only in the mid-1990s and have generally not reached soil phosphorus levels that would require applications to be restricted. However, some corporate hog farms will need to pursue additional land or install other technology to reduce phosphorus applications. Most dairy farms are expected to control sufficient land area to utilize phosphorus in dairy manure. According to DCR, they are already applying dairy manure at crop removal rates and supplementing nitrogen requirements from other sources. However, they may have to haul manure to more distant fields for land application. Poultry farmers are currently allowed to apply phosphorus at crop removal rates. After October 31, 2005<sup>6</sup>, some poultry farmers will be able to apply phosphorus at rates higher than currently allowed. On the other hand, some sites may have to reduce their application of phosphorus. For example, if the phosphorus index procedure for a field indicates 65% or greater phosphorus saturation or if the phosphorus index value is 100 or greater, no phosphorus can be applied to those soils. While the overall impact on poultry farmers is hard to determine with any degree of certainty, DCR expects that more fields will be able to receive higher application rates of phosphorus than fields receiving lower application rates compared to current requirements.

For biosolids users and suppliers, the new phosphorus management criteria are not expected to affect overall application rates. Existing biosolids application sites that exceed phosphorus saturation levels specified in the Virginia

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<sup>1</sup> The Virginia Nutrient Management Standards and Criteria (2005) provides the nutrient management planner with several methods by which to determine appropriate rates of phosphorus application: the soil test method, the environmental threshold method, and the phosphorus index method. According to DCR, the soil test method is the most stringent in terms of phosphorus application rates, but the least expensive for nutrient management planners to use. The phosphorus index method is the least stringent in terms of phosphorus application rates, but the most expensive for nutrient management planners to use.

<sup>2</sup> The soil sampling depths are modified from 2"-4" to 0"-4" for untilled fields and from 6"-8" to 0"-6" for tilled fields.

<sup>3</sup> "Review of Nutrient Management Planning in Virginia," House Document No. 20, Report of the Joint Legislative Audit and Review Commission to the General Assembly of Virginia, 2005.

<sup>4</sup> Unlike manure and biosolids, commercial fertilizer can be formulated to match crop needs.

<sup>5</sup> Crop farmers are likely to be unaffected by the proposed phosphorus management criteria as they tend to use commercial fertilizer over manure or biosolids.

<sup>6</sup> Effective date of a new law requiring that poultry applications conform to the requirements of this regulation.



Nutrient Management Standards and Criteria (2005) will no longer be able to receive land applications. In such instances, new land application sites will have to be found and permitted. As existing permitted land is excluded because of higher phosphorus soil test levels, it will have to be replaced with new land application sites with lower phosphorus saturation levels. Overall, DCR does not expect significant additional acreage being used for the land application of biosolids as a result of the new phosphorus management criteria. However, some farmers currently using biosolids to meet their crop nitrogen needs will no longer be able to do so due to high soil phosphorus saturation levels. Instead, they will have to incur additional costs in supplementing nitrogen from other sources. Others will be able to reduce their need for supplemental nitrogen through the land application of biosolids. Overall, the additional cost to some farmers is likely to be balanced by the cost savings to others. Currently, NMPs are not required for the land application of biosolids. However, the Virginia Department of Health (VDH) is in the process of promulgating regulations that would require NMPs for all such sites. All discussion of costs and benefits of the new phosphorus management criteria relating to biosolids applications are contingent on these regulations eventually being adopted.

(i) DCR estimates that the cost to hog farmers of supplementing nitrogen through the increased use of commercial fertilizers or other nitrogen sources could range from no additional cost to \$13 per acre.<sup>7</sup> Any costs associated with supplementing nitrogen would be an additional cost to hog farmers as manure is generally available to them at no cost.<sup>8</sup> (ii) In addition, DCR estimates that more land area may be necessary to utilize excess manure and biosolids. For hog farmers, the agency estimates that 20% more land may be required. There are currently 66 hog operations requiring NMPs, with an average of 176.2 acres receiving manure applications. A 20% increase implies that an additional 35.2 acres would be needed to apply the excess manure. According to DCR, the cost of leasing additional land for application of manure varies between \$25 and \$50 per acre. In the case of biosolids applicators, they will be required to find additional land for application in order to substitute for existing land application sites with high phosphorus levels. Thus, biosolids applicators will incur additional costs associated with finding new application sites that meet the requirements of this regulation and with obtaining a biosolids land application permit from VDH for the new sites. An estimate of the acreage that will no longer be available for land application of biosolids following the implementation of this regulation is not possible at this time. (iii) Farmers may also incur additional transportation costs associated with moving the manure to more distant fields for application. These costs could be significant due to the bulk and consistency of manure and biosolids. For example, the cost of transporting low-density manure more than short distances from the site of its production sometimes exceeds its nutrient value. (iv) Finally, the proposed phosphorus management

criteria could make the preparation of NMPs more complex. DCR estimates that it could cost up to an additional \$8 per acre to prepare an NMP meeting these requirements: \$8 per acre if the phosphorus index method is used and less than \$1 per acre for the two other methods.<sup>9</sup>

As discussed above, in the case of poultry farmers, the new phosphorus management criteria are likely to provide cost savings. According to DCR, the acreage not able to receive poultry manure due to high phosphorus saturation rates is likely to be small compared to the total acreage receiving poultry manure and more than offset by acreage now able to receive higher rates of poultry manure application. Thus, overall, poultry farmers are likely to reap cost savings through a reduced need for commercial fertilizers and other supplemental nitrogen sources, a reduced need for additional land for utilizing excess phosphorus, and potentially lower transportation costs associated with moving the manure to distant fields for application. Due to the uncertainty surrounding the number of poultry farmers likely to benefit and lose out due to the proposed change, an estimate of the cost savings is not possible at this time.

Users and suppliers of manure and biosolids will also be required to meet more stringent timing requirements for the land application of nutrients containing nitrogen. DCR does not believe that the more stringent requirements will affect overall nitrogen application rates. However, the proposed timing requirements are likely to require users and suppliers of biosolids to curtail their activities during the winter months. According to DCR, the proposed change is not likely to have a significant impact on current practice relating to the use of manure and commercial fertilizers containing nitrogen. While a fair amount of land application of biosolids does occur during the winter months, the same is not true of regulated manure operations. Unlike biosolids, manure applications have been NMP-based for some time, with little or no winter application. As overall application rates are not likely to be affected by the new requirements, the proposed restrictions on winter application of nutrients containing nitrogen is not likely to have a significant effect on users and suppliers of commercial fertilizers.

Restrictions on winter applications of biosolids will require users and suppliers to store the material during the winter months or plant fall-seeded cover crops at winter land application sites. The storage options include landfilling the material and constructing storage facilities. According to DCR, it costs between \$30 and \$50 per wet ton to landfill biosolids (a high cost option). VDH estimates that construction of storage facilities, mainly temporary storage facilities, meeting the requirements of its proposed regulations costs approximately \$500 per hundred tons of stored material. Planting fall-seeded cover crops on winter application sites is an alternative to placing the material in storage. The cost of planting such a crop is estimated at approximately \$25 per acre.

In addition to the costs discussed above, implementation of the proposed regulation is likely to impose additional costs on

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<sup>7</sup> Hog farmers tend to use manure, not biosolids, to meet crop nitrogen requirements.

<sup>8</sup> Dairy and swine manures are generally applied on the farms where they are produced. Poultry litter may be used on the farm where it is produced or may be sold to other farmers. The price of poultry litter ranges from \$0 to \$25 per ton.

<sup>9</sup> DCR estimates that it currently costs between \$3.50 and \$6 per acre to develop an NMP.

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DCR, especially with respect to the new phosphorus management criteria. The new requirements are likely to require development of additional training materials and examination questions, increased training for DCR staff, and added state oversight and enforcement. The agency estimates a one-time cost of \$50,000 to reprogram software used by planners to develop NMPs and an annual cost of \$20,000 to administer the program.

**Economic Benefits:** The proposed regulation is likely to produce significant environmental and health benefits. Phosphorus and nitrogen contamination of surface and ground water can result in environmental and health hazards.

The environmental hazards arise from the accelerated eutrophication, an increase in the rate of supply of nutrients, of surface water. Eutrophication produces a number of negative environmental consequences that restrict the use of these waters for aesthetics, fisheries, recreation, and industry. These include oxygen depletion (hypoxia), increased turbidity, loss of submerged vegetation, and alteration of food webs. Experiments have shown that either phosphorus or nitrogen may be the limiting nutrient for eutrophication, with phosphorus being the more limiting nutrient in waters with lower salinity and nitrogen being the more limiting nutrient in waters with higher salinity.<sup>10</sup> Moreover, due to the easier identification and control of point sources in recent years, nonpoint sources of phosphorus and nitrogen in agricultural runoff are contributing an increasing proportion of nutrient input. In Virginia, the DEQ estimates that, based on 2002 conditions, approximately 66% of the nitrogen and 76% of phosphorus entering the Chesapeake bay and its tidal tributaries from Virginia can be attributed to nonpoint sources. Boesch et al. (2001) also estimate that agriculture is the single largest source of nitrogen and phosphorus entering the Chesapeake Bay.

Land application of manure and biosolids has resulted in phosphorus far in excess of what is required for farming. According to Sharpley et al. (1994)<sup>11</sup>, 58% of soil samples in Virginia in 1989 tested high for phosphorus. One of the main reasons for the high phosphorus levels is that nutrient application rates are generally nitrogen based, i.e., based on soil nitrogen content and crop nitrogen requirements. As manure and biosolids tend to have lower nitrogen to phosphorus ratios than taken up by crops, use of both has resulted in phosphorus levels in excess of that required for farming.

Phosphorus loss due to soil erosion and runoff can be reduced by basing applications not just on crop nitrogen requirements and by restricting phosphorus applications on saturated soils. Sharpley et al. (1994) conclude that it is of vital importance that management practices are implemented that minimize phosphorus build up in excess of crop requirements, utilize alternative phosphorus sources and residual soil phosphorus levels, and improve methods to

identify soils capable of enriching bio-available phosphorus loss in runoff. The changes to phosphorus application rates being proposed are likely to reduce the actual load of phosphorus entering ground and surface waters.

Winter applications of nutrients containing nitrogen have a high risk of resulting in nitrogen being discharged into surface waters through soil erosion, runoffs, and leaching into ground water. However, the major flow path for nitrogen losses is leaching into ground water during winter recharge. Ground water recharge and nitrate leaching for most regions occur mainly in the fall and winter months when crop uptake and evaporation is at its minimum. A study by Weil et al. (1990)<sup>12</sup> examined the leaching of nitrogen from fall applications of poultry manure. Four fields in Maryland's coastal plain were studied: two receiving only fertilizer nitrogen and two receiving poultry manure applications. The study found that nitrate concentration in ground water under the poultry-manured fields was significantly higher between December and March than under fertilizer-only fields. Moreover, results of the study indicated a short residence time for these ground waters, as little residual nitrates from the previous years' manuring was evident. A study by Evanylo (2003)<sup>13</sup> looked at the effects of biosolids application timing and soil texture on the availability of nitrogen for corn. The study was based on field experiments conducted on coarse- and fine-textured soils from two farms in the coastal plains of Virginia between 1996 and 1998. The study concluded that, due to winter weather variability, the opportunities for mineralization of nitrogen from winter-applied anaerobically digested biosolids and subsequent transport into ground water can be high in the coastal plains of Virginia.

Nitrogen loss through leaching and runoff can be reduced by placing restrictions on winter applications and by the use of fall and winter cover crops. A study conducted by Staver and Brinsfield (1998)<sup>14</sup> concluded that applying organic nitrogen sources in early fall can result in dramatic increases in nitrate leaching losses during the following winter and that cereal grain winter cover crops were effective in reducing nitrate leaching rates. Thus, the proposed changes to nitrogen application timing are likely to reduce the actual load of nitrogen entering ground and surface waters.

In addition to the environmental effects discussed above, the proposed changes are likely to produce health benefits. Excessive nutrient levels in surface and ground water used for drinking can be harmful to human health. For example, drinking water containing over 10 parts per million of nitrate-nitrogen is believed to cause methemoglobinemia<sup>15</sup> in infants. Pregnant women, adults with reduced stomach acidity, and people deficient in certain types of enzymes are also

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<sup>10</sup> Boesch, D. F., R. B. Brinsfield, and R. E. Magnien, 2001. Chesapeake Bay Eutrophication: Scientific Understanding, Ecosystem Restoration, and Challenges for Agriculture. *Journal of Environmental Quality* 30:303-20.

<sup>11</sup> Sharpley, A. N., S. C. Chapra, R. Wedepohl, J. T. Sims, T. C. Daniel, and K. R. Reddy, 1994. Managing Agricultural Phosphorus for Protection of Surface Waters: Issues and Options. *Journal of Environmental Quality* 23:437-451.

<sup>12</sup> Weil, R. R., Weismiller, R. A., and R. S. Turner, 1990. Nitrate Contamination of Groundwater Under Irrigated Coastal Plain Soils. *Journal of Environmental Quality* 19:441-48.

<sup>13</sup> Evanylo, G. K., 2003. Effects of Biosolids Application Timing and Soil Texture on Nitrogen Availability for Corn. *Communications in Soil, Science, and Plant Analysis* 14:125-143.

<sup>14</sup> Staver, K. W., and R. B. Brinsfield, 1998. *Crop Management Systems for Reduction of Hydrologic Nutrient Transport*. Final report submitted to Maryland Department of Agriculture and funded by Governor's Council on Chesapeake Bay Research.

<sup>15</sup> A lack of oxygen transport to the brain.

susceptible to nitrite-induced methemoglobinemia. Thus, reducing the amount of nitrogen entering drinking water sources is likely to produce health benefits for the state.

Virginia is committed to reducing nutrient and sediment levels in the Chesapeake Bay as part of the 2000 Chesapeake Bay agreement and the 2000 six-state memorandum of understanding with the Environmental Protection Agency (EPA). In May 1999, EPA placed most of Virginia's portion of the Chesapeake Bay and several of its tidal tributaries on the impaired waters list. The 2000 Chesapeake Bay agreement<sup>16</sup> set a goal of removing these waters from the list of impaired water bodies for nutrients and sediments by 2010. The changes to the phosphorus and nitrogen criteria in the proposed regulations are necessary to bring the effectiveness of NMPs to the level assumed in the Chesapeake Bay model used to develop Virginia's tributary strategies<sup>17</sup>. The Chesapeake Bay model used in the tributary strategies to track progress in meeting phosphorus and nitrogen reductions and to project nutrient reductions assumes that phosphorus application rates and nitrogen application timing are being optimized.

Reductions in the phosphorus application rate and restrictions on winter applications of nutrients containing nitrogen are likely to reduce the risk of runoff of phosphorus and nitrogen to surface waters and leaching of these nutrients into ground water. Existing literature indicates that there are significant environmental benefits from reducing nutrient discharge into surface waters, including benefits to public health, commercial fisheries, tourism and recreation, property values in surrounding areas, and the regional economy in general. Refer to the economic impact analysis of proposed regulations 9 VAC 25-40 (Policy for Nutrient Enriched Waters) and 9 VAC 25-720 (Water Quality Management Planning Regulation) for a detailed discussion of the environmental benefits accruing from surface water quality improvements in general and from reducing phosphorus and nitrogen loading in Chesapeake Bay and its tidal tributaries in specific.<sup>18</sup> Any estimate of the benefits is subject to great uncertainty and such estimates in existing literature cover a wide range of values. However, despite covering a wide range of values, estimates of the benefits of reducing nutrient discharge into surface waters are generally significant. For example, recreational use benefits for the Chesapeake Bay area as a whole from a 40% reduction in nitrogen and phosphorus concentrations is estimated to be in the millions of dollars.<sup>19</sup> A 60% improvement in water quality is estimated to have provided annual recreation use benefits to people living in Washington,

D.C., Virginia, and portions of Maryland ranging from the millions to the billions of dollars.<sup>20</sup>

The net economic impact of the new phosphorus and nitrogen management criteria will depend on the relative magnitude of the costs and benefits associated with the proposed changes. Precise estimates of the costs and benefits are not possible at this time. Cost estimates are subject to uncertainty as identification of affected entities and the additional costs/cost savings accruing to these entities cannot be estimated with any reasonable degree of confidence. For example, the tributary strategies estimate the cost of implementing agricultural best management practices in Chesapeake Bay and its tidal tributaries, but these costs are not related specifically to changes in the proposed regulations. Similarly, a precise estimate of the benefits is also not possible at this time. For example, the tributary strategies specify the percentage of total nitrogen and phosphorus loading into the Chesapeake Bay and its tidal tributaries attributable to agriculture. However, the amount of the reductions in these nutrients resulting from the new phosphorus and nitrogen management practices is not known. Thus, given the many large uncertainties, it is not possible at this time to make a sound determination of the net economic impact of the proposed change. However, both the costs and benefits are likely to be large and the net economic impact, whether positive or negative, is not likely to be very large.

(2) The proposed regulation expands training requirements for individuals seeking initial certification or seeking to renew their certification. Applicants for initial certification will now be required to take examinations that address phosphorus nutrient management planning methods and assessment techniques and timing of nitrogen applications. DCR anticipates approximately six hours of additional training. Applicants are expected to incur additional costs of \$30 each in obtaining the required training. DCR receives approximately 46 first-time applications for certification each year (based on the average number of applicants in 2002, 2003, and 2004). Thus, the additional requirements would cost applicants a total of \$1,380 per year.<sup>21</sup> Renewal requirements for individuals certified prior to the effective date of the proposed regulation have also been expanded to include additional training in phosphorus nutrient management planning methods and assessment techniques. DCR anticipates between four to six hours of additional training. The cost to participants includes a \$20-\$25 registration fee. According to DCR, there are currently 290 certified nutrient management planners operating in the state. Thus, the additional requirements would impose a one-time cost of between \$5,800 and \$7,250 on individuals certified prior to the effective date of this regulation. In addition to the cost of the training itself, the proposed change is also likely to impose some additional economic costs. The time taken to meet the training requirements must be valued as time that would have otherwise been used for productive activities. Thus, the proposed change will result in lost income for the applicant

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<sup>16</sup> The signatories to the 2000 Chesapeake Bay agreement were Pennsylvania, Maryland, Virginia, Washington, D.C., the Chesapeake Bay Commission, and EPA. However, in a separate six-state memorandum of understanding with EPA, New York, Delaware, and West Virginia also made the same commitment.

<sup>17</sup> Chesapeake Bay Nutrient and Sediment Reduction Tributary Strategy for the Eastern Shore, James River, Lynnhaven, and Poquoson Coastal Basins, Shenandoah and Potomac River Basins, Rappahannock River and Northern Neck Coastal Basins, and York River and Lower York Coastal Basins.

<sup>18</sup> The economic impact analysis is published in the Virginia Register of Regulations, Volume 21, Issue 12 (February 21, 2005).

<sup>19</sup> Krupnick, A., 1988. Reducing Bay Nutrients: An Economic Perspective. *Maryland Law Review* 47(2):453-480.

<sup>20</sup> Morgan, C. and N. Owens, 2001. Benefits of Water Quality Policies: The Chesapeake Bay. *Ecological Economics* 39:271-284.

<sup>21</sup> Assuming that all applicants decide to take the additional training prior to appearing for the examination.

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during the time they are in training. Hourly wages for a certified nutrient management planner range from \$10 to over \$19. Finally, the proposed change is also likely to impose some travel-related costs, including costs related to traveling to and from the training center and the cost of any overnight stays.

The expanded training requirements are also likely to impose additional costs on DCR. For initial certification training, teaching costs are estimated at approximately \$164 per hour or \$984 for six hours. DCR is also likely to incur costs associated with providing materials and handouts, renting a facility in which to hold the training, and copying and postage. Currently, DCR incurs approximately \$2,700 in material costs, \$1,650 in facility costs, and \$175 in copying and postage costs for a four-day training session (24 hours of training) for 28 individuals. Based on these costs, an additional six hours of training will cost approximately \$1,131. Finally, DCR is expected to incur costs in terms of staff time devoted to developing presentations and teaching aids. Based on the amount of staff time spent on the four-day training session, the proposed change will require 46 additional hours of DCR staff time. At an average of \$34 an hour, it would cost DCR an additional \$1,564 to provide the additional training. DCR offers initial certification training twice a year. Thus, the increase in initial training requirements will cost the agency over \$7,000 a year. DCR estimates that the additional training required for renewal of certification will cost the agency \$580 in facility rental and other costs. In addition, it will require 45 hours of staff time. Thus, this change will impose a one-time cost of \$2,110 on the agency. The net economic impact of the proposed change will depend on whether the costs of additional training are greater than or less than the benefits accruing from it. By ensuring that individuals certified as nutrient management planners are able to implement the requirements of the regulation, the proposed regulation will reduce the risk of phosphorus and nitrogen loss to surface and ground waters. As discussed in the previous section, reducing phosphorus and nitrogen loss to surface and ground waters will, in turn, produce significant environmental and health benefits for the state. The net economic impact of the proposed change will depend on the relative magnitude of these benefits. While a precise estimate of the benefits is not possible at this time, the net economic impact of the proposed change, whether positive or negative, is not likely to be very large.

(3) The proposed regulation expands the plan content of NMPs in areas other than phosphorus and nitrogen management. It adds several elements to the list of features that must be indicated on aerial maps contained in NMPs. While some of these elements relate to the new phosphorus management criteria, the remaining are based on recommendations of the 2005 Joint Legislative Audit and Review Commission (JLARC) report. The report recommends that NMPs be consistent with statutory requirements and include a site map indicating the location of waste storage facilities and fields where waste is to be applied. In addition, the report recommends that site maps identify environmentally sensitive sites and buffer areas in the acreage to be managed. The additional detail on site maps recommended by the JLARC report will add planning time for on-site investigations

and map production. DCR estimates that the proposed change could increase planning costs by approximately \$1 per acre.

The proposed regulation also makes a number of other changes to NMP content and procedures. It requires NMPs to include potassium soil analysis results and potassium application rates consistent with recommendation contained in the Virginia Nutrient Management Standards and Criteria (2005). However, this requirement is not likely to impose significant additional costs as laboratories currently report this information when conducting phosphorus soil analysis. It requires NMPs to include lime recommendations to adjust soil pH to an agronomic level appropriate for existing or planned crops. DCR does not believe that this requirement will have a significant effect on current practice, as there have been very few instances of soil pH rising to above the appropriate agronomic level. It tightens application requirements for secondary nutrients and micronutrients<sup>22</sup> and modifies organic nutrient source analysis requirements for NMPs. However, DCR does not believe that these changes will impose significant additional costs.

The additional costs associated with these changes should be balanced with the potential benefits accruing from them. These requirements are intended to ensure that agricultural practices are conducted in a manner that is protective of the environment and of public health. By tightening the nutrient application and reporting requirements to be included in NMPs, the proposed regulation reduces the risk of nutrient loss from agricultural operations. The net economic impact of the proposed changes will depend on the relative magnitude of the costs and benefits associated with these changes. The only significant additional cost appears to be from the extra detail required on site maps. These costs are likely to be counterbalanced by the benefits to the environment and public health of better management of agricultural operations and better enforcement of existing rules and regulations. Due to the uncertainty associated with any benefits estimate, it is not possible to determine the extent to which the additional costs will be counterbalanced by the additional benefits. However, the net economic impact of the proposed change, whether positive or negative, is not likely to be very large.

### Other Changes:

The proposed regulation makes a number of other changes. However, these changes are not likely to have significant economic impact.

- The proposed regulation provides additional options to satisfy the education and experience requirements for certification or renewal of certification as a nutrient management planner, including allowing continuing education units obtained in Delaware to be counted towards continuing education requirements required to renew certification. To the extent that these options increase flexibility for individuals seeking to be certified or seeking to renew certification without having a detrimental

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<sup>22</sup> Secondary nutrients (such as sodium, calcium, and magnesium) and micronutrients (such as zinc) are essential for plant life, but are required in much smaller quantities than primary nutrients such as phosphorus, nitrogen, and potassium.

effect on the environment or public health, the proposed changes are likely to produce some small economic benefits.

- The proposed regulation modifies recordkeeping and reporting requirements for certified nutrient management planners and conditions under which certification may be denied, suspended, or revoked. To the extent that these changes improve implementation and enforcement of existing laws and regulations, they are likely to produce some small economic benefits.
- The proposed regulation requires all nutrient management planners to sign NMPs prepared by them. According to DCR, the proposed change is necessary for additional accountability and to deal with problems encountered when computer files specific to a plan have been shared by two or more certified planners. To the extent that the proposed change improves implementation and enforcement of existing laws and regulations, they are likely to produce some small economic benefits.
- The proposed regulation restricts NMPs for croplands to a maximum of three years. Existing regulations state that NMPs for cropland should not exceed three years. DCR is currently required to approve NMPs for animal waste permits and has been limiting the life of these NMPs to three years or less. The agency believes that most cropland NMPs are presently three years or less.
- The proposed regulation updates documents incorporated by reference. For example, reference to the Virginia Nutrient Management Standards and Criteria is updated to the 2005 version. According to DCR, apart from changes that reflect the new nitrogen and phosphorus criteria, the 2005 version contains technical updates to the version referenced in the existing regulation. None of the new and updated references are expected to have a significant economic impact.
- The proposed regulation specifies the conditions under which NMPs need to be modified immediately. According to DCR, the proposed change is intended to highlight serious situations needing immediate attention, such as when additional imported manure, biosolids, or industrial waste that was not identified in an existing NMP is to be applied. None of these changes are expected to have a significant impact. However, to the extent that they allow for pressing problems to be dealt with in an expedient manner, they could produce some economic benefits.

The remaining changes are even more minor in nature. New language is added, existing language is modified, and redundant language is deleted for the sake of clarity. Other changes such as requiring NMPs for industrial wastes containing nutrients and requiring soil analyses included in NMPs to be conducted by DCR-approved laboratories are intended to make the regulation consistent with current practice and with the code of Virginia.

Businesses and entities affected. The proposed regulation affects the users and suppliers of manure and biosolids. According to DCR, there currently are 1,260 dairy, beef,

swine, and poultry farmers regulated under State Water Control Board permits. In addition, there are nine sewage sludge applicators, 35 sewage treatment plants land applying biosolids, and 30 land applicators of industrial waste.

The proposed regulation also affects individuals certified or seeking to be certified as nutrient management planners. According to DCR, there currently are 290 certified planners operating in the state. In addition, the agency receives approximately 46 new applications for certification per year (based on the average for 2002, 2003, and 2004).

Localities particularly affected. The proposed regulation applies to all localities in the Commonwealth. However, localities generating biosolids for land application are likely to be more affected than others. According to DCR, there currently are 35 sewage treatment plants in the state that land-apply biosolids. These localities are likely to incur additional costs in acquiring supplementary land for application, storing the material, or planting fall-seeded cover crops. DCR estimates that, in total, it will cost these localities approximately \$500,000 per year in meeting the new phosphorus and nitrogen management criteria.

However, the additional cost to some localities is likely to be counterbalanced by the additional benefits to other localities. Localities where biosolids land application sites are located will reap environmental and health benefits from the more stringent requirements. In Virginia, 200,000 dry tons of biosolids were land applied on 42,000 acres of land in 2002.

Projected impact on employment. The proposed regulation could affect employment in some parts of the farming industry. Apart from the costs associated with meeting the new NMP requirements, the cost associated with the additional training requirements for nutrient management planners is also likely to be passed on to farmers in the form of increased NMP preparation costs. Overall, the increased costs to farmers and land applicators could reduce profitability in the farming-related sector, potentially reducing the number of people employed in this sector.

On the other hand, the proposed regulation could have a beneficial effect on employment in industries such as commercial fisheries, tourism and recreation, and boat building and repairs that are likely to benefit from improvements in water quality. Related support and value-added industries are, in turn, also likely to reap benefits and this could have a beneficial effect on employment in these industries.

Effects on the use and value of private property. The proposed regulations are likely to impose additional costs on some farming-related businesses and entities. These businesses are likely to incur additional costs in meeting the requirements of this regulation. This, in turn, is likely to increase operating costs and lower the asset value of these businesses.

On the other hand, the proposed regulations are likely to have a positive effect on businesses involved in industries such as commercial fisheries, tourism and recreation, and boat building and repairs that are likely to benefit from improvements in water quality. Improved water quality is likely

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to increase revenues and raise the asset value of these businesses. In addition, improvements in water quality and any subsequent increase in economic activity in surrounding areas could also have a positive impact on related support and value-added industries and on property values in the area.

Agency's Response to the Department of Planning and Budget's Economic Impact Analysis: The department is in general agreement with the economic impact analysis prepared by the Department of Planning and Budget.

## Summary:

*The proposed amendments (i) modify phosphorous and nitrogen management criteria for nutrient management plans; (ii) expand training requirements for individuals seeking certification and individuals seeking to renew their certification as a nutrient management planner; (iii) modify the nutrient management plan content and procedures in areas other than phosphorus and nitrogen management; (iv) provide additional options to satisfy the education and experience requirements for certification or renewal of certification as a nutrient management planner; (v) modify recordkeeping and reporting requirements for certified nutrient management planners; (vi) expand conditions under which certification may be denied, suspended, or revoked; (vii) require nutrient management planners to sign all nutrient management plans prepared by them; (viii) restrict nutrient management plans for croplands to a maximum of three years; (ix) update documents incorporated by reference; and (x) specify the conditions under which nutrient management plans need to be modified immediately.*

## **4 VAC 5-15-10. Definitions.**

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

"Application rate" or "nutrient rate" means the quantity of major nutrients, nitrogen as N, phosphorus as P<sub>2</sub>O<sub>5</sub>, and potassium as K<sub>2</sub>O on a per acre basis to supply crop or plant nutrient needs, and to achieve realistic expected crop yields.

"Banding" or "sideband" means the placement of fertilizer approximately two inches to the side and two inches below the seed.

"Best management practice" means a conservation or pollution control practice that manages soil, nutrient losses, or other potential pollutant sources to minimize pollution of water resources, such as split applications of nitrogen, or use of cereal grain cover crops to trap available nitrogen and reduce soil erosion.

"Biosolids" means a sewage sludge that has received an established treatment for required pathogen control and is treated or managed to reduce vector attraction to a satisfactory level and contains acceptable levels of pollutants, such that it is acceptable for use for land application, marketing, or distribution in accordance with 12 VAC 5-585-49 ~~et seq.~~, Biosolids Use Regulations of the Board of Health.

"Broadcast" means the uniform application of a material over a field.

"Calibration" means the systematic determination of the operational parameters, such as speed and quantity delivered, of application equipment.

"Cereal crop" or "small grain" means *barley, rye, triticale, or wheat.*

"Certified nutrient management planner" or "nutrient management planner" or "planner" means ~~the person or persons who prepare nutrient management plans under these regulations~~ *a person who holds a current Virginia nutrient management certificate of competence.*

"Cool season grass" means grass species of temperate zone origin which exhibit the greatest rates of dry matter production in the day/night temperature range of 60°/ 50°F to 80°/ 70°F ~~and includes fescues, bluegrasses, and ryegrasses.~~ *Examples of cool season grasses include fescue, bluegrass, and ryegrass.*

"Commonwealth" means the Commonwealth of Virginia.

"Composted organic nutrient source" means *the relatively stable, humus-like product resulting from the controlled aerobic, thermophilic biological decomposition of organic material that bears little physical resemblance to the raw materials from which it originated and having a final carbon to nitrogen ration of 25:1 or greater.*

"Cover crop" means a crop including, but not limited to, cereal grains, which is planted following the harvest of the preceding crop for the purpose of:

1. Seasonal protection of soil, or
2. Assimilation of residual *soil* nitrogen left from a previous crop or from continued mineralization of nitrogen.

"Crop" means cultivated plants or agricultural produce such as grain, silage, forages, oilseeds, vegetables, fruit, nursery stock, or turfgrass.

"Cropland" means land used for the production of grain, oilseeds, silage, industrial crops, and any other category of crop not defined as specialty crop, hay, or pasture.

"Crop nutrient needs" means the primary nutrient requirements of a crop determined as pounds of nitrogen as N, phosphorus as P<sub>2</sub>O<sub>5</sub>, and potassium as K<sub>2</sub>O required for production of an expected crop yield based upon soil analysis results *as specified in Virginia Nutrient Management Standards and Criteria, revised 2005, or Virginia Commercial Vegetable Production Recommendations for 2004.*

"Crop nutrient removal" means the amount of nutrients per acre expected to be taken up by a plant and removed from the site in the harvested portion at the expected yield level, generally expressed as tons per acre or bushels per acre, *at rates specified in Virginia Nutrient Management Standards and Criteria, revised 2005.*

"Crop rotation" means a method of maintaining and renewing the fertility of a soil by the successive planting of different crops on the same land.

"Department" means the Department of Conservation and Recreation.

"Double crop" means the production and harvesting of two crops in succession within a consecutive 12-month growing season.

"Dry manure" or "semisolid manure" means manure containing less than 85.5% moisture.

"Environmentally sensitive site" means any field which is particularly susceptible to nutrient loss to groundwater or surface water since it contains, or drains to areas which contain, *sinkholes*, or *where at least 33% of the area in a specific field contains one or any combination* of the following features:

1. Soils with ~~a leaching index above 10~~ *high potential for leaching based on soil texture or excessive drainage*;
- ~~2. Sinkholes;~~
- ~~3.~~ 2. Shallow soils less than 41 inches deep likely to be located over fractured or limestone bedrock;
4. 3. Subsurface tile drains;
4. *Soil with high potential for subsurface lateral flow based on soil texture and poor drainage*;
5. Floodplains as identified by soils prone to frequent flooding in county soil surveys; or
6. Lands with slopes greater than 15%.

"Expected crop yield" means a realistic crop yield for a given farm field determined by using yield records or soil productivity information.

"Fertilizer" means any organic or inorganic material of natural or synthetic origin that is added to a soil to supply certain nutrients essential to plant growth.

"Field" means a unit of contiguous nonwooded land generally used for crop production that is separated by permanent boundaries, such as fences, permanent waterways, woodlands, croplines not subject to change because of farming practices, and other similar features or as determined by the United States Department of Agriculture Farm Service Agency.

"Field identification number" means a number used by a farmer (or the United States Department of Agriculture Farm Service Agency) to distinguish or identify the location of a field on a farm.

"Groundwater" means any water beneath the land surface in a water saturated layer of soil or rock.

"Grid soil sampling" means a process whereby farm fields or other areas are subdivided into smaller areas or squares for the purpose of obtaining more detailed soil analysis results.

"Hay" means a grass, legume, or other plants, such as clover or alfalfa, which is cut and dried for feed, bedding, or mulch.

"Hydrologic soil group" means a classification of soils into one of four groups, A, B, C, or D, according to their hydrologic properties, ranging from low runoff potential (high infiltration

potential) in group A to high runoff potential (low infiltration potential) in group D.

"Incorporation" means the process whereby materials are mixed into soils and not exposed on the soil surface, such as would be achieved by disking one time to a depth of six inches.

"Industrial waste" means liquid or other waste resulting from any process of industry, manufacture, trade or business, or from the development of any natural resources.

"Irrigation" means the application of water to land to assist in crop growth.

"Irrigation scheduling" means the time and amount of irrigation water to be applied to an area for optimum crop growth and to minimize leaching and runoff.

"Leaching" means the movement of soluble material, such as nitrate, in solution through the soil profile by means of percolation.

"Legume" means a plant capable of fixing nitrogen from the atmosphere such as peas, beans, peanuts, clovers, and alfalfas.

"Legume nitrogen credit" means the amount of nitrogen a legume is expected to supply to a succeeding crop.

"Liming" means the application of materials containing the carbonates, oxides, or hydroxides of calcium or magnesium in a condition and in a quantity suitable for neutralizing soil acidity.

"Liquid manure" means manure containing at least 85.5% moisture or which can be applied through subsurface injection or surface application with liquid application equipment.

"Livestock" means domesticated animals such as cattle, chickens, turkeys, hogs, and horses raised for home use or for profit.

"Manure" or "animal waste" means animal fecal and urinary excretions and waste by products which may include spilled feed, bedding litter, soil, lactase, process wastewater, and runoff water from animal confinement areas.

"Mehlich I" means a specific soil analysis procedure developed by North Carolina State University to determine *extractable* levels of certain nutrients in soils.

"Micronutrient" means a nutrient necessary only in extremely small amounts for plant growth.

"Mineralization" means the process when plant unavailable organic forms of nutrients are converted to a plant available inorganic state as a result of soil microbial decomposition.

*"No-till" means the soil is left undisturbed from the time of harvest or the chemical killing of the preceding crop or cover crop until and including the time of planting of the current crop except for strips up to 1/3 of the row width that are disturbed by coulters or disk openers during the planting operation.*

"NRCS" means the United States Department of Agriculture, Natural Resource Conservation Service, formerly the Soil Conservation Service (SCS).

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"Nutrient" means an element or compound essential as raw materials for plant growth and development such as carbon, nitrogen, and phosphorus.

"Nutrient content" means the percentage of any primary nutrients such as nitrogen as N, phosphorus as P<sub>2</sub>O<sub>5</sub>, and potassium as K<sub>2</sub>O contained in any type or source of plant nutrients.

"Nutrient management plan" or "plan" means a plan *prepared by a Virginia certified nutrient management planner* to manage the amount, placement, timing, and application of manure, fertilizer, biosolids, or other materials containing plant nutrients in order to reduce ~~pollution~~ *nutrient loss to the environment* and to produce crops.

"Nutrient Management Training and Certification Fund" means the fund established by § 10.1-104.2 of the Code of Virginia to support the department's Nutrient Management Training and Certification Program.

"Organic nutrient source" or "organic source" means manure, biosolids, sludge, *industrial waste*, green manure, compost, or other plant or animal residues which contain plant nutrients.

"Organic residuals" means nutrients released over time from manure, biosolids, industrial wastes, legumes, or other organic sources of nutrients.

"Pasture" means land which supports the grazing of animals for forages.

"Person" means an individual, corporation, partnership, association, a governmental body and its subordinate units, a municipal corporation or any other legal entity.

*"Phosphorus index" means the Virginia Phosphorus Index Version 1.3 Technical Guide, revised March 2005.*

"Plant available nutrients" means the portion of nutrients contained in nutrient sources which is expected to be available for potential use by plants during the growing season or the crop rotation.

"Pre-sidedress nitrogen test (~~PSNT~~)" or "PSNT" means a procedure used to ~~help~~ determine soil ~~nitrogen level~~ *nitrate-nitrogen levels* during a crop growing season.

"Primary nutrients" means nitrogen as N, phosphorus as P<sub>2</sub>O<sub>5</sub>, and potassium as K<sub>2</sub>O.

"Residual nutrients" means the level of nitrogen, phosphorus, and potassium remaining or available in the soil from previously applied nutrient sources, or unharvested plants or plant parts, or baseline nutrient levels in the soil.

"Runoff" means that part of precipitation, snow melt, or irrigation water that runs off the land into streams or other surface water which can carry pollutants from the land.

*"RUSLE2" means the USDA - NRCS Revised Universal Soil Loss Equation Version 2 software package.*

"Secondary nutrient" means calcium, magnesium, or sulfur.

"Sewage sludge" or "sludge" means any solid, semisolid, or liquid residues which contain materials removed from municipal or domestic wastewater during treatment including

primary and secondary residues. Other residuals or solid wastes consisting of materials collected and removed by sewage treatment, septage, and portable toilet wastes are also included in this definition. Liquid sludge contains less than 15% dry residue by weight or can be applied through subsurface injection or surface application with liquid application equipment. Dewatered sludge contains 15% or more dry residue by weight.

"Shall" means a mandatory requirement.

"Should" means a recommendation.

"Slope" means the degree of deviation of a surface from horizontal, measured as a percentage, as a numerical ratio, or in degrees.

"Sidedress" means the placement of fertilizer beside or between the rows of a crop after crop emergence.

"Sinkhole" means a depression in the earth's surface caused by dissolving of underlying limestone, salt, or gypsum having drainage patterns through underground channels.

"Slowly available nitrogen" means nitrogen sources that have restricted availability involving compounds which dissolve slowly, materials that must be microbially decomposed, or soluble compounds coated with substances highly impermeable to water such as urea formaldehyde based water insoluble nitrogen, sulfur coated urea, *and* natural organics.

"Soil erosion" or "erosion" or "*soil loss*" means the wearing away of the land surface by water, wind, or waves.

"Soil management group" means a grouping of soils based on their similarity in profile characteristics which affect crop production and require specific soil and crop management practices.

~~"Soil nitrate leaching index" means the potential for a given soil to be subject to nitrate leaching below the root zone.~~

"Soil pH level" means the negative logarithm of the hydrogen-ion activity of a soil which measures the relative acidity or alkalinity of the soil. The pH level affects the availability and plant utilization of nutrients.

"Soil productivity group" means a grouping of soils based upon expected yield levels for a given crop type.

"Soil series" means a classification of a specific soil type by name based on the chemical and physical properties of the soil.

"Soil survey" means a published or unpublished document developed by a governmental entity which includes detailed descriptions and classifications of soils, mapping of various soil series, and the interpretation of soils according to their adaptability for various crops and trees.

"Specialty crop" means vegetables, tree crops, perennial vine crops, ornamentals, horticultural crops, and other similar crops.

"Split application" means utilizing a sequence of two or more nutrient applications, separated by approximately three weeks



or more, to a single crop in order to improve nutrient uptake efficiency.

"Surface water" means all water whose surface is exposed to the atmosphere.

"Tilled" means soil is disturbed between the time of harvest of the preceding crop through the time of planting of the current crop in that greater than 1/3 of the row width is disturbed by tillage implements such as moldboard plows, chisel plows, subsoilers, disks, field cultivators, roto-tillers, coulters or disk openers.

"Tillering" is the formation of lateral shoots from the axillary buds of small grains and grasses.

"Tissue test" means an analysis of crop tissue for the percentage of nitrogen at key growth stages, and used as an intensive nutrient management technique with small grain crops.

"Topdress" means broadcast applications of fertilizer on crops such as small grains or forage after crop emergence has occurred.

"Trap crop" means a timely planted cereal crop for the purposes of capturing residual soil nitrogen and nitrogen that is released during the decomposition of manure or biosolids in order to manage limited manure or sewage sludge storage availability.

"Turfgrass" means selected grass species planted or sodded and managed for such uses as home lawns, golf courses, office parks and rights-of-way.

"Volatilization" means a process by which nitrogen is lost to the atmosphere as ammonia gas.

"Warm season grass" means a grass species of tropical origin that exhibits the highest rate of dry matter production in the day/night temperature range of 90°/79°F at a minimum to a maximum of 97°/88°F. Examples of warm season grasses include zoysia and bermuda grasses.

"Water insoluble nitrogen" or "WIN" means a urea formaldehyde based slowly available nitrogen listed on fertilizer bags and reported as a percentage.

"Watershed" means a drainage area or basin in which all land and water areas drain or flow toward a central collector such as a stream, river, or lake at a lower elevation.

"Watershed code" means the letter and number used by the department to identify a watershed or hydrologic unit area.

"Zadoks' growth stage" means the numerical scale ranging from 0-93 which assigns values to small grain growth stages, e.g. Growth Stage 30 is just prior to the stem elongation phase in wheat growth.

#### 4 VAC 5-15-40. Eligibility requirements.

A. Certification may be obtained by satisfying all of the following requirements for certification:

1. Satisfactorily completing and submitting to the department an application in the form required by the department, including a statement of any felony convictions.

Such application shall be submitted to the department at least 30 days before the approved examination date set by the department. The application shall request information relating to the person's education, work experience, knowledge of nutrient management, and willingness to abide by the requirements of these regulations;

2. Supplying proof of meeting one of the following:

a. A copy of a college transcript indicating completion of a college degree with a major in an agriculturally related area with coursework in the area of nutrient management such as soils, soil fertility, and plant science, and one year of practical experience related to nutrient management planning or implementation of nutrient management concepts and principles acceptable to the department, or

b. A combination of education to include nutrient management related educational courses or training and a minimum of three years of practical experience related to nutrient management planning or implementation of nutrient management concepts and principles acceptable to the department;

3. Obtaining a passing score on each of the ~~essential components~~ parts of the nutrient management certification examination administered by the department; and

4. Submitting a \$100 certification fee by check or money order to the department.

B. Certificates shall be valid for two years and will expire on the last day of the expiration month. Certified nutrient management planners or applicants shall notify the department of any change in mailing address within 30 days of such change in address.

C. Individuals certified as nutrient management consultants by the State of Maryland or certified as nutrient management specialists by the Commonwealth of Pennsylvania will be eligible for certification in Virginia by complying with all requirements of these regulations except for subdivision A 2 of this section. These individuals may also substitute, for the requirements in 4 VAC 5-15-60 C, the attainment of a passing score on a Virginia specific examination component which shall include at a minimum the elements listed in 4 VAC 5-15-60 C 9 and C 10. The department, upon review, may accept or approve nutrient management certification programs of other states as satisfying partial requirements for certification.

#### 4 VAC 5-15-60. Examination.

A. The department shall administer nutrient management certification examinations at least once per year. The examinations shall require a demonstration of the ability to prepare a nutrient management plan. The department may limit the number of applicants taking the examination based upon available examination space.

B. Applicants for certification shall achieve a passing score on each of the ~~essential components~~ parts of the nutrient management certification examination to become eligible for certification.

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C. The examinations for persons involved in agricultural nutrient management shall address the elements listed below. To address nutrient management on urban land uses, specialty specific examinations may be added to or substituted by the department for the elements below.

1. General understanding of overall nutrient management concepts such as nutrient cycling on farms, the purpose of nutrient management planning, economic aspects of nutrient use, and components of a nutrient management plan;
2. Basic soil science concepts such as soil physical and chemical properties including texture, structure, organic matter, and horizon development, and how such characteristics influence crop productivity and adaptation, water runoff, and infiltration;
3. Environmental management concepts such as the water cycle, nutrient loss mechanisms, environmental effects of nutrients in waters including Chesapeake Bay, identification of high risk sites relating to nutrient use and appropriate nutrient management practices to reduce nutrient losses;
4. Nutrient sampling, testing, and analysis such as basic sampling procedures, relationship of soil test level with the likelihood of crop response, soil nitrate testing, manure and biosolids sampling and interpretation, and determining nitrogen supplied by legumes;
5. Basic soil fertility concepts such as relationship of soil pH to nutrient availability and toxicity, essential elements for crop growth, limiting factors to crop production, cation exchange capacity and related concepts, nutrient cycles, and forms of nutrients in soils;
6. Fertilizer management concepts such as types of fertilizers, nutrient analysis of common materials and grades, basic calculations and blending, calibration of equipment, and application methods;
7. Manure management concepts such as nutrient content and volume produced, determination of plant available nutrients, selecting sites for manure application, proper timing and placement, coordination of fertilizers with manure, application methods and calibration;
8. Biosolids management concepts such as determination of plant available nutrients, nutrient content, forms of nutrients, types of sludges, coordination with fertilizer applications, and application methods;
9. Nutrient management training and certification regulatory requirements, and requirements of other nutrient management related laws, regulations, and incentive programs; and
10. Development of multiple components of nutrient management plans and completion of calculations comparable to development of nutrient management plans such as, but not limited to, determination of specific soil types in fields, determination of specific nutrient requirements based on soil productivity and soil analysis results, evaluation of field limitations based on environmental hazards or concerns, *timing of nitrogen applications, phosphorus nutrient management planning*

*methods and assessment techniques*, and interpretation of manure analysis results.

D. An individual who is unable to take an examination at the scheduled time shall notify the department at least five days prior to the date and time of the examination; such individual will be rescheduled for the next examination. The department may consider accepting notice of less than five days due to individual hardship situations on a case-by-case basis. Failure to notify the department may require the individual to submit a new application and payment of fees in accordance with 4 VAC 5-15-40.

E. The department shall establish acceptable passing scores for the examinations based on the department's determination of the level of examination performance required to show minimal acceptable competence.

F. All applicants shall be notified of results in writing within 60 days of the completion of the examinations.

#### **4 VAC 5-15-80. Certificate renewal.**

The department will not renew a certificate if a proceeding to deny certification under 4 VAC 5-15-110 has begun, or if the department has found that the applicant violated any requirements of this chapter. A certificate is issued for two years and may be renewed on or before the expiration of a certificate by complying with all of the following requirements:

1. Submittal of a renewal application on the form the department requires;
2. Payment of a \$100 renewal fee to the department;
3. Submittal of proof of satisfactory completion of at least four hours of continuing education pre-approved by the department within the past two years. Requests for pre-approval of continuing education courses must be received at least 60 days prior to the expected course date or dates and must include a detailed syllabus indicating time to be spent on each topic area covered. Continuing education hours must be in subject matter consistent with 4 VAC 5-15-60 C. Department personnel may attend continuing education sessions to verify that the requirements are met. Proof of attendance must be verified by the course provider. The department may accept continuing education units obtained in *Delaware*, *Maryland* and *Pennsylvania* if such continuing education units are specifically for the purpose of recertification in the state nutrient management certification program; and
4. Completion of at least one nutrient management plan or completion of four hours of continuing education pre-approved by the department within the past two years in addition to the requirements of subdivision 3 of this section.

*Persons certified prior to [the effective date of this regulation] shall attend a department approved training course in phosphorus nutrient management planning methods and assessment techniques prior to certificate renewal. The training course hours may be applied toward other continuing education requirements of this subsection.*

## **4 VAC 5-15-100. Recordkeeping and reporting requirements.**

A. Certified nutrient management planner reporting requirements. A person who holds a certificate under these regulations shall keep records and file with the department by September 30 of each year an annual activity report on a form supplied by the department covering the previous year (July 1 through June 30). The annual activity report shall contain the following information:

1. Name and certificate number of the certified nutrient management planner;
2. Any change of mailing address during the previous year;
3. Number of nutrient management plans completed;
4. Acreage covered by plans and planned acreage by county and state watershed codes *specified by plan categories of new or revised*;
5. Breakdown of planned acreage by cropland, hay, pasture, and specialty crops by county and watershed code *specified by plan categories of new or revised*; and
6. Other information indicating number of practices facilitated by the planner such as manure testing and use of the PSNT.

B. Certified nutrient management planner recordkeeping requirements. The department may periodically inspect nutrient management plans prepared by certified persons and required records for the purpose of review for compliance with 4 VAC 5-15-140 and 4 VAC 5-15-150. A certified nutrient management planner shall maintain the following plan records for a period of not less than three years from the date the plan was prepared:

1. A complete copy of each nutrient management plan prepared and shall make such plans available for inspection by department personnel upon request within ~~two weeks~~ *one week* of receiving such request;
2. Records for each plan with all of the following information if the information is not already contained in the plan:
  - a. Representative soil analysis results for fields, or field grids if grid soil sampling is used, dated not more than three years prior to the date the nutrient management plan was completed to include information on soil fertility levels for phosphorus and potassium, and pH level;
  - b. Copies of soil survey maps or a soil survey book containing maps for each field unless a soil survey has not been published for the county;
  - c. Yield records for each field to include calculations used to determine the planning yield if upward adjustments to soil productivity based yields were made to more than 20% of the fields covered by the plan;
  - d. Type and number of livestock, if any, as well as a description of the livestock to include average weight;
  - e. Calculations or records indicating annual quantity of manure produced or expected to be produced; and

f. Organic nutrient source analysis, if applicable, to include information on percentage of moisture, total nitrogen or total Kjeldahl nitrogen, *ammonium nitrogen*, total phosphorus, and total potassium.

3. A summary listing of all plans prepared to include landowner or operator's name and the date the plan was prepared or revised.

## **4 VAC 5-15-110. Compliance with regulations and disciplinary action.**

If the department finds that a certified person or an applicant for certification violated any requirements of this chapter, including the circumstances listed below, the department may deny, suspend or revoke certification, following the informal fact-finding procedures of the Virginia Administrative Process Act (§ ~~9-6.14:4~~ *2.2-4000* et seq. of the Code of Virginia).

1. Providing misleading, false, or fraudulent information in applying for a certificate;
2. Providing the department with any misleading, false, or fraudulent report;
3. Offering or preparing a nutrient management plan claimed to be prepared by a person certified as a nutrient management planner in Virginia as provided by these regulations without a certificate;
4. Offering ~~or~~, preparing, *modifying*, or *revising* a nutrient management plan that does not comply with the requirements of these regulations;
5. Failing to promptly provide any report or to allow the department access to inspect any records required to be kept by these regulations;
6. *Failing to provide the department with a copy of a nutrient management plan within two weeks following the modification of any plan required by regulations promulgated under § 32.1-164.5 of the Code of Virginia for sewage sludge, § 62.1-44.17:1 of the Code of Virginia for animal waste, or § 62.1-44.17:1.1 of the Code of Virginia for poultry waste; or*
7. Conviction of a felony related in any way to the responsibilities of a certified nutrient management planner.

## **4 VAC 5-15-130. ~~Duties of other state agencies. (Repealed.)~~**

~~The provisions of this chapter shall not limit the powers and duties of other state agencies.~~

## **4 VAC 5-15-140. Nutrient management plan content.**

A. A certified nutrient management planner shall prepare nutrient management plans which contain the information in subsections B through G of this section. For nutrient management plans covering nonagricultural, specialty land uses, for example residential lawns, office parks, and golf courses, the department may specify additional plan elements which are critical to the management of nutrients for a particular activity, and may eliminate requirements not pertinent to nonagricultural land uses.

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B. Plan identification. Each plan shall be identified by a single cover sheet indicating:

1. Farmer/operator name and address;
2. Name ~~and~~, certificate number, *and signature of the certified nutrient management planner that prepared the plan*;
3. County and watershed code of land under the nutrient management plan;
4. Total acreage under the plan with double cropped acreage accounted for only once;
5. Acreage of cropland, hay, pasture, and specialty crops included in the plan for the first year of the plan;
6. Date the plan was prepared or revised; and
7. Type and approximate number of livestock, if applicable.

C. Map or aerial photograph.

1. Each plan shall contain a map or aerial photograph to identify:
  - a. The farm location and boundaries;
  - b. Individual field boundaries *where nutrients will be applied*; ~~and~~
  - c. Field numbers and acreages *where nutrients will be applied*;
  - d. *Environmentally sensitive sites as defined in 4 VAC 5-15-10*;
  - e. *Setback areas for nonapplication for manure and biosolids as specified in 4 VAC 5-15-150 A 5 e*;
  - f. *Location of manure, biosolids, or waste storage if any; and*
  - g. *Intermittent or perennial streams and buffers (if the phosphorus index is used to determine phosphorus application rates)*.

2. The map or aerial photograph shall be legible, with the features in subdivision 1 of this subsection recognizable. A farm sketch or soil survey map may be used when a map or aerial photograph is not available, if the features described in subdivision 1 of this subsection are recognizable.

D. Summary of nutrient management plan recommendations. Each plan shall contain one or more summary sheets that list the following information for each field:

1. Name of the farmer/operator;
2. Field identification numbers to include the United States Department of Agriculture Farm Service Agency tract and field numbers;
3. Field acreages;
4. Expected crops or crop rotations;
5. Crop nutrient needs per acre based on soil analysis results and soil productivity;

6. Legume nitrogen credits per acre;

7. Available nutrients in soil from previous crop and mineralization of organic residuals;

8. Recommended organic nutrient source application rates in tons per acre or 1,000 gallons per acre; plant available nitrogen as N, phosphorus as P<sub>2</sub>O<sub>5</sub>, and potassium as K<sub>2</sub>O per acre; and spreading schedule to include approximate months of application;

9. Expected days for incorporation of organic nutrient sources into the soil if organic nutrient sources will be used;

10. Commercial fertilizer rates and timing of applications, including split applications of nitrogen and the possible use of soil nitrogen test results on a field before sidedressing with nitrogen.

11. *Numerical phosphorus and potassium soil analysis results expressed as ppm P and K, pounds per acre P and K or pounds per acre P<sub>2</sub>O<sub>5</sub> and K<sub>2</sub>O for all fields in the plan.*

E. Individual fields may be grouped together if similar soil productivity levels, soil fertility levels, and environmentally sensitive site features exist pertaining to subsection D of this section.

F. Each plan shall also contain the following information in summary or narrative form:

1. Identification and management of environmentally sensitive sites;
2. Quantities of manure produced on the farm, available manure storage capacity, and manure analysis;
3. Total manure used as crop nutrients, if any, including manure from both on farm and off farm sources based on plan recommendations and total land requirements for manure utilization;
4. Quantity of unused manure, if applicable, and recommendations on appropriate use options;
5. Liming recommendations if soil pH is below the optimal range;
6. Recommendations or fact sheets to ensure efficient application of fertilizers and organic nutrient sources and other best management practices to reduce the potential for the degradation of surface and groundwater quality, which may include but are not limited to:
  - a. Equipment calibration;
  - b. Application timing and method;
  - c. Crop rotation and agronomic practices;
  - d. Soil nitrate testing; and
  - e. Cover crop management;
7. Information on maintaining and updating a nutrient management plan. General comments about plan maintenance shall include:

a. The length of time the plan is effective, ~~not to exceed five years from the date the plan is developed consistent with 4 VAC 5-15-150 D 1;~~ and

b. Identification of circumstances or changes in the farm operation such as an increase in animal numbers that would require the plan to be updated prior to the time specified in this subdivision 7.;

8. Expected crop yields for each field for the planned crop rotation;

9. *The following information for all fields where the phosphorus applications are based on the phosphorus index:*

a. *Functioning riparian buffer widths and distances to surface waters in feet;*

b. *Presence of any contour planting at a maximum of 1.0% row grade, strip cropping, conservation tillage with greater than 30% residue, or terraces;*

c. *Percentage of required ground cover on pastures stated as <50% cover, 50-75% cover, or >75% cover; and*

d. *Crop tillage type for each crop stated as either no-till or tilled for all cropland; and*

e. *If expected soil erosion for the phosphorus index was developed using RUSLE2, a copy of the RUSLE2 Profile Erosion Calculation Record computerized print-out indicating: (i) crop(s) for each year in the crop rotation specified by calendar year to match those identified in the nutrient management plan, (ii) all mechanical field operations, and (iii) edge of field soil loss for each field; and*

9- 10. Other notes as needed pertaining to nutrient application, tillage, and other special conditions.

G. The nutrient management planner ~~should~~ shall incorporate additional plan requirements ~~as appropriate~~ if required by other specific *legislative*, regulatory or incentive programs which apply to a specific operator.

#### **4 VAC 5-15-150. Required nutrient management plan procedures.**

##### **A. Nutrient application.**

1. A certified nutrient management planner shall include, in each plan, nutrient application practices for each field in the plan. The nutrient application rates shall be calculated for nitrogen (N), phosphate (P<sub>2</sub>O<sub>5</sub>), and potash (K<sub>2</sub>O). Individual field recommendations shall be made after considering nutrients contained in fertilizers, manure, biosolids, *industrial wastes*, legumes in the crop rotation, crop residues, residual nutrients, and all other sources of nutrients. Individual fields may be grouped together if similar soil productivity levels, soil fertility levels, and environmentally sensitive site features exist.

##### **2. Nutrient application rates.**

a. Determination of crop nutrient needs shall be consistent with tables and procedures contained in Virginia Nutrient Management Standards and Criteria,

revised ~~November 1995, 2005~~ and the Commercial Vegetable Production Recommendations, ~~1995 2004~~ (Virginia Cooperative Extension Publication 456-420), and shall be based on soil test results for P<sub>2</sub>O<sub>5</sub> and K<sub>2</sub>O.

b. Nitrogen applications rates in nutrient management plans shall not exceed crop nutrient needs in subdivision 2 a of this subsection and ~~phosphorus application rates should be managed to reduce adverse water quality impacts. Whenever possible, phosphorus applications from organic nutrient sources should not exceed crop needs based on a soil test over the duration of the crop rotation. If this is not possible, preference should be given to routing phosphorus in organic nutrient sources to fields having the lowest phosphorus soil analysis, fields to be rotated into crops such as alfalfa hay, or fields with predominately A and B slopes as identified in a soil survey.~~

c. ~~The development and implementation of a comprehensive soil conservation plan or practices that meet the criteria for a conservation system contained in the United States Department of Agriculture NRCS Field Office Technical Guide shall be recommended by a nutrient management planner on sites designated as highly erodible land (HEL) by the NRCS where a soil analysis indicates a very high phosphorus level (55 parts per million or above using Mehlich I extraction procedures or other methods correlated to Mehlich I) and phosphorus applications from organic sources will exceed crop uptake. If such sites are established pastures, the certified nutrient management planner shall recommend that pasture grasses or legumes be maintained at no less than a three inch height in order to reduce runoff potential.~~

c. *Phosphorus application rates shall be managed to minimize adverse water quality impacts consistent with subdivisions 2 c (1) through (4) of this subsection.*

*(1) Phosphorus applications from inorganic nutrient sources shall not exceed crop nutrient needs over the crop rotation based on a soil test.*

*(2) Phosphorus applications shall not be included in nutrient management plans for soils exceeding specified phosphorus saturation levels as listed in Virginia Nutrient Management Standards and Criteria, revised 2005, regardless of the outcome of other procedures specified in this subsection. The specified phosphorus saturation levels pertain to the following plan development dates: (i) 65% for plans developed after December 31, 2005 through December 31, 2010; and (ii) 50% for plans developed after December 31, 2010.*

*(3) Whenever possible, phosphorus applications from organic nutrient sources should not exceed crop needs based on a soil test over the duration of the crop rotation. If this is not possible, maximum phosphorus application rates and phosphorus control practices contained in nutrient management plans shall be consistent with the phosphorus management provisions*

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contained in Virginia Nutrient Management Standards and Criteria, revised 2005.

(4) A single phosphorus application may be recommended to address multiple crops in the crop rotation identified within the timeframe covered by the nutrient management plan consistent with 4 VAC 5-15-150 D 1 if the single application does not exceed the sum of the appropriate application rates for individual crops as determined by subdivisions 2 c (1) through (3) of this subsection.

d. Recommended application rates for ~~potassium~~, secondary nutrients, and micronutrients ~~should~~ shall be at agronomically or economically justifiable levels for expected crop production. ~~Potassium applications sufficient to meet crop nutrient needs shall be included in nutrient management plans for all fields consistent with recommendations contained in Virginia Nutrient Management Standards and Criteria, revised 2005.~~

e. ~~Expected crop yield shall be determined from past crop yields or soil productivity on a given field. The farmer's past experience with crop yields in specific fields may be used to make reasonable adjustments to expected crop yields in lieu of verifiable yield records provided the upward adjustments impact no more than 20% of the fields on a particular farm. The calculation of expected crop yield shall:~~

~~(1) Be an average of the three highest yielding years taken from the last five years the particular crop was grown in the specific field, or~~

~~(2) Be based on and consistent with soil productivity information contained in Virginia Nutrient Management Standards and Criteria, Revised November 1995.~~

e. ~~Expected crop yield shall be determined from any of the following methods on a given field:~~

~~(1) Soil productivity group expected crop yields based on and consistent with soil productivity information contained in Virginia Nutrient Management Standards and Criteria, revised 2005;~~

~~(2) The farmer's past experience with crop yields in specific fields may be used to make reasonable adjustments to expected crop yields in subdivision 2 e (1) of this subsection in lieu of verifiable yield records provided the upward adjustments impact no more than 20% of the fields on a particular farm and the expected crop yields do not exceed the soil productivity group rating of any soil series that directly adjoins the soils contained in the specific field as indicated in the soil survey; or~~

~~(3) Verifiable past crop yields are utilized to determined expected crop yield. The calculation of expected crop yield shall be an average of the three highest yielding years taken from the last five years the particular crop was grown in the specific field.~~

f. Representative soil analysis results for fields shall be determined by using standard soil sampling and analysis methods according to ~~Agronomy Monograph #9,~~

~~American Society of Agronomy Methods of Soil Analysis, Part 3, Chemical Methods, 1996~~ utilizing the Mehlich I extraction procedure for phosphorus or other methods and laboratories approved by the department and correlated to Mehlich I and utilizing correlation procedures contained in Virginia Nutrient Management Standards and Criteria, revised ~~November 1995~~ 2005. Soil analysis results shall be dated no more than three years prior to the beginning date of the nutrient management plan. A single composite soil sample should represent an area up to approximately 20 acres. Fields such as those common to strip cropping may be combined when soils, previous cropping history, and soil fertility are similar. Representative soil ~~samples~~ ~~sample~~ cores shall be obtained from the soil surface to a depth of ~~two to four~~ inches (0-4") for fields ~~which are not tilled that have not been tilled within the past three years, and from the soil surface to a depth of six to eight inches (0-6")~~ for fields which are tilled or have been tilled within the past three years. Soil sampling of fields based on grids of subfield areas may be utilized.

g. ~~For existing operations, the most recent organic nutrient source analysis results or an average of past nutrient analysis results should for the specific operation within the last three-year period shall be used to determine the nutrient content of organic nutrient sources. Manure analyses shall include percent moisture, total nitrogen or total Kjeldahl nitrogen, ammonium nitrogen, total phosphorus, and total potassium determined using laboratory methods consistent with Recommended Methods of Manure Analysis, publication A3769, University of Wisconsin, 2003 or other methods approved by the department. For plans on new animal waste facilities, average values analyses published in Virginia Nutrient Management Standards and Criteria, revised November 1995 2005, should be utilized unless proposed manure storage and treatment conditions warrant the use of alternative data. Plant available nutrient content shall be determined using the mineralization rates and availability coefficients found in Virginia Nutrient Management Standards and Criteria, revised November 1995 2005, for different forms and sources of organic nutrients. Mineralization of organic nutrients from previous applications shall be accounted for in the plan.~~

h. The expected nitrogen contributions from legumes shall be credited when determining nutrient application rates at levels ~~which substantially conform to those listed in Virginia Nutrient Management Standards and Criteria, revised November 1995 2005.~~

3. Soil pH influences nutrient availability and crop nutrient utilization and should be adjusted to the level suited for the crop. ~~Nutrient management plans shall contain lime recommendations to adjust soil pH to a level within the appropriate agronomic range for the existing crop or crop(s) to be grown. Recommendations shall address lime application if soil pH is below the optimal range. Nutrient management planners shall not recommend the application of lime, lime-amended materials, or nutrient sources that are expected to raise the soil pH to a level that exceeds the appropriate agronomic range for the growing crop or crop(s)~~

to be grown based on recommendations contained in Virginia Nutrient Management Standards and Criteria, revised 2005.

#### 4. Nutrient application timing.

a. ~~Timing recommendations for nutrient applications sources containing nitrogen shall be as close to plant nutrient uptake periods as reasonably possible. A certified nutrient management planner shall utilize procedures contained in Virginia Nutrient Management Standards and Criteria, revised 2005, to determine the timing of nutrient applications. To reduce the potential for nutrient leaching or runoff, a certified nutrient management planner shall recommend planting an agronomically feasible crop applications of nitrogen-containing materials only to sites where an actively growing crop is in place at the time of application or where a timely planted crop will be established within 30 days of the planned nutrient application if no actively growing crop is in place. For organic nutrient sources, planned applications may be recommended between December 21 and March 16, if necessary, if a crop will be planted during the normal spring planting season and sites have low surface runoff potential due to slope or crop residue or if management practices such as injection are recommended to reduce the potential for surface runoff of organic nutrient sources. A certified nutrient management planner shall utilize procedures contained in Virginia Nutrient Management Standards and Criteria, Revised November 1995, to assist in determining the timing of nutrient applications, except as specified in subdivisions 4 b or c of this subsection. If such nutrient applications are made to fall-seeded crops such as small grain, the crop planted shall be capable of germination and significant growth before the onset of winter so the crop is able to take up the available applied nitrogen.~~

b. ~~If necessary, organic nutrient source applications may be within 60 days of planting a spring-seeded crop to sites that (i) are not environmentally sensitive sites as identified in 4 VAC 5-15-10 or Virginia Nutrient Management Standards and Criteria, revised 2005, and (ii) have at least 60% uniform ground cover from an existing actively growing crop such as a small grain trap crop or fescue with exposed plant height of three inches or more. Such nutrient applications shall not exceed application rates of the spring-seeded crop.~~

c. ~~Composted organic nutrient sources having a final carbon to nitrogen ratio of 25:1 or greater are exempt from requirements of subdivisions 4 a and b of this subsection if analyzed for carbon to nitrogen ratio at the conclusion of the composting process and results are obtained prior to land application. If composted organic nutrient sources are applied greater than 30 days prior to crop planting on sites with less than 60% crop residue cover, the plan shall require chisel plowing or ridge tilling within 48 hours of application of the composted organic nutrient source. If ridge tilling or chisel plowing is utilized, the equipment should be operated predominately along the contour so that uniform parallel ridges are created that will improve soil roughness and reduce runoff~~

~~potential until any finishing tillage operations are performed close to the time of crop planting. The planner shall recommend soil nitrate testing to determine nitrogen application rates during the growing season following the application of composted organic nutrient sources.~~

~~b- d. The nutrient management planner shall recommend split application of inorganic nitrogen fertilizers as starter or broadcast and sidedressing or top dressing in row crops and small grains consistent with procedures contained in Virginia Nutrient Management Standards and Criteria, revised November 1995 2005, on environmentally sensitive sites as identified in 4 VAC 5-15-10. Split applications of inorganic nitrogen fertilizers and irrigation scheduling shall be recommended for crops to receive irrigation. The use of a pre-sidedress nitrogen test (PSNT) can help to determine additional nitrogen needs during the growing period. In lieu of split applications, the planner may recommend the application of the total nitrogen requirement for spring-planted row crops within one week prior to planting if at least 50% of the plant available nitrogen requirement of the crop is supplied with slowly available nitrogen sources.~~

~~e. e. Nutrient applications on frozen or snow covered grounds should be avoided ground shall not be recommended in nutrient management plans. If an emergency situation such as storage system freeze-up necessitates the application of organic nutrient sources, select fields which have the planner may advise the producer to apply no more than 40 pounds of plant available nitrogen per acre and deduct the applied nitrogen from other planned applications for the current or next crop if the field has (i) slopes of less than 5.0% which are either planted in cover crops or have significant crop residue present 6.0%; (ii) 60% uniform ground cover from an existing actively growing crop such as a small grain trap crop or fescue with exposed plant height of three inches or more; (iii) a minimum of a 200-foot vegetated or adequate crop residue buffer between the application area and all surface water courses; and (iv) soils characterized by USDA as "well drained."~~

#### 5. Application method for nutrients.

a. ~~The application of nitrogen containing materials shall be managed to minimize runoff, leaching and volatilization losses.~~

b. ~~Applications of liquid manures or sludges utilizing irrigation shall not be recommended to be applied at hydraulic rates above those contained in Virginia Nutrient Management Standards and Criteria, revised November 1995 2005.~~

c. ~~Plans shall not recommend liquid manure or sludge application rates utilizing nonirrigation liquid spreading equipment which exceed 14,000 gallons per acre (approximately one-half (0.5) inch) per application. The amount of liquid manure or sludge application in plans will not exceed the hydraulic loading capacity of the soil at the time of each application. If a subsequent pass across a field is necessary to achieve the desired application rate, the plan will allow for sufficient drying time.~~

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d. Where possible, the planner should recommend that biosolids, *industrial wastes* and manures be incorporated or injected in the crop root zone *in order to reduce losses of nitrogen to the atmosphere and to increase the plant available nitrogen to phosphorus ratio of these nutrient sources relative to crop nutrient needs*. Lime stabilized biosolids should not be injected due to the creation of a localized band of high soil pH unless subsequent practices are utilized, such as disking, in order to adequately mix the soil.

e. The planner shall recommend ~~buffer zones setbacks~~ around wells, springs, surface waters, sinkholes, and rock outcrops where manure ~~or, biosolids, or industrial waste~~ should not be applied. Such ~~buffer zones setbacks~~ recommended shall be consistent with criteria contained in Virginia Nutrient Management Standards and Criteria, revised ~~November 1995~~ 2005, *unless alternative setbacks or buffers are specified in regulations or permits pertaining to the site. For sites impacted by other regulations or permits, the planner shall include the setbacks and buffers specified in regulations promulgated under § 32.1-164.5 of the Code of Virginia for sewage sludge, § 62.1-44.17:1 of the Code of Virginia for animal waste, § 62.1-44.17:1.1 of the Code of Virginia for poultry waste, and Chapter 21 (§ 10.1-2100 et seq.) of Title 10.1 of the Code of Virginia for sites in Chesapeake Bay Preservation areas, and permits for industrial waste land application. The land area within setback and buffer areas shall be deducted from field acreage to determine usable field acreage for nutrient application in nutrient management plans.*

## B. Manure production and utilization.

1. The planner shall estimate the annual manure quantity produced on each farm utilizing tables and forms contained in Virginia Nutrient Management Standards and Criteria, revised ~~November 1995~~ 2005, or actual farm records of manure pumped or hauled during a representative 12-month period.

2. The nutrient management plan shall state the total amount of manure produced and the amount that can be used on the farm, utilizing the information and methods provided in the Virginia Nutrient Management Standards and Criteria, revised ~~November 1995~~ 2005. The plan shall discuss any excess manure and shall provide recommendations concerning options for the proper use of such excess manure.

C. Plans shall identify and address the protection from nutrient pollution of environmentally sensitive sites.

## D. Plan maintenance and revisions.

1. A site-specific nutrient management plan developed in accordance with all requirements of these regulations, including specified crops or crop rotations, shall provide information on soil fertility and seasonal application of required nutrients for one to five years of crop production. Plans developed for a period of time greater than three years and up to five years ~~should generally~~ shall be limited to sites in *permanent pasture or continuous hay rotations*.

2. The plan shall ~~indicate~~ state a need for *immediate* modification if ~~cropping systems, rotations, fields,~~ (i) animal numbers *are to increase above the level specified in the plan,* (ii) animal ~~type, or management~~ types including *intended market weights are to be changed, added or removed. The planner shall state in the plan that such plan will be invalid if* (iii) *additional imported manure, biosolids, or industrial waste that was not identified in the existing plan is to be applied to fields under the control of the operator, or* (iv) available land area for the utilization of manure decreases below the level necessary to utilize manure in the plan, ~~or if changes in animal numbers or type affect land area necessary to utilize manure.~~ *The plan shall also state a need for modification if cropping systems, rotations, or fields are changed and phosphorus will be applied at levels greater than crop nutrient needs based on soil analysis as determined from procedures in Virginia Nutrient Management Standards and Criteria, revised 2005.*

3. Adjustments to manure production and application should be made if there are increases in animal numbers or changes in how animal waste is stored or applied, or when there are changes in nutrient content of manure resulting from changing feed ~~ration rations~~, animal types, or new sampling and analysis for nutrient content and application rate calculations.

4. Soil analysis shall be recommended for each field at least once every three years to determine the soil fertility and pH, and to update the nutrient management plan.

5. Manure analysis shall be recommended before field application until a baseline nutrient content is established for the specific manure type on the corresponding farm operation. After a baseline nutrient content is established, a manure analysis shall be recommended at least once every three years for dry or semisolid manures, and at least once every year for liquid manures.

6. Modified top dressing or sidedressing application rates of nitrogen may be recommended if a pre-sidedress nitrogen test (PSNT) administered during the growing season indicates different levels of nitrogen than planning time calculations *if the use of the PSNT and interpretation of the test results are consistent with Virginia Nutrient Management Standards and Criteria, revised 2005.*

## DOCUMENTS INCORPORATED BY REFERENCE

Virginia Nutrient Management Standards and Criteria, Department of Conservation and Recreation, Division of Soil and Water Conservation, revised ~~November 1995~~ 2005.

Virginia Commercial Vegetable Production Recommendations for ~~1995~~, 2004, Virginia Cooperative Extension Service, Publication No. 456-420.

~~Electronic Field Office Technical Guide, Soil Conservation Services Natural Resources Conservation Service, United States Department of Agriculture.~~

~~Methods of Soil Analysis, Part 1, Physical and Mineralogical Methods, Second Edition, 1986, American Society of Agronomy.~~



~~Methods of Soil Analysis, Part 2, Chemical and Microbiological Properties, Second Edition, 1982, American Society of Agronomy.~~

*Methods of Soil Analysis, Part 3, Chemical Methods, 1996, Soil Science Society of America/American Society of Agronomy.*

*Recommended Methods of Manure Analysis, publication A3769, University of Wisconsin, 2003.*

*Virginia Phosphorus Index Version 1.3 Technical Guide, revised March 2005, Virginia Tech.*

VA.R. Doc. No. R04-128; Filed April 13, 2005, 11:16 a.m.



## TITLE 9. ENVIRONMENT

### STATE WATER CONTROL BOARD

Title of Regulation: **9 VAC 25-720. Water Quality Management Planning Regulation (amending 9 VAC 25-720-50).**

Statutory Authority: § 62.1-44.15 of the Code of Virginia; Clean Water Act (33 USC § 1313(e)); 40 CFR Part 130.

Public Hearing Dates:

June 6, 2005 - 2 p.m. (Harrisonburg)

June 8, 2005 - 1:30 p.m. (Roanoke)

Public comments may be submitted until July 1, 2005.

(See Calendar of Events section for additional information)

Agency Contact: Bryant Thomas, Department of Environmental Quality, 13901 Crown Court, Woodbridge, VA 22193, telephone (703) 583-3843, FAX (703) 583-3841, or e-mail [bhthomas@deq.virginia.gov](mailto:bhthomas@deq.virginia.gov).

Basis: Sections 62.1-44.15 and 62.1-44.19:7 of the Code of Virginia give the State Water Control Board the duty and authority to adopt TMDLs and to establish policies and programs for effective areawide and basinwide water quality control and management. The code also authorizes the board to develop pollution abatement and water quality control plans.

Water Quality Management Plans are required by § 303(e) of the Clean Water Act (33 USC § 1313(e)) as implemented by 40 CFR Part 130.

Purpose: The State Water Control Board proposes to amend the Potomac-Shenandoah River Basin section (9 VAC 25-720-50 B) of the state's Water Quality Management Plan Regulation (9 VAC 25-720). This section (9 VAC 25-720-50 B) serves as a repository for those waste load allocations not developed in the Total Maximum Daily Load (TMDL) process. The proposed amendment is needed to standardize the format and update the data and information contained in the regulation to reflect the advances in technology and changing water quality conditions. This amendment is needed to provide consistency with VPDES permits and other water

quality management programs. Obsolete information will also be removed from the regulation.

Substance: The Potomac-Shenandoah River Basin (9 VAC 25-720-50 B) section of the Water Quality Management Plan Regulation (9 VAC 25-720) needs a standard format and outdated waste load allocations need to be updated. Obsolete information needs to be deleted from the regulation.

Issues: The amendment to provide a consistent format and data is a benefit for the public interested in the pollutant loads and allocations for Virginia's streams. Also, the amended regulation will contain current information that is a benefit to all users. The one possible disadvantage to some citizens is that some information not required by the statutory and regulatory authorizations is being eliminated in the amendment. This information will be moved into the nonregulatory river basin plan.

Department of Planning and Budget's Economic Impact Analysis: The Department of Planning and Budget (DPB) has analyzed the economic impact of this proposed regulation in accordance with § 2.2-4007 H of the Administrative Process Act and Executive Order Number 21 (02). Section 2.2-4007 H requires that such economic impact analyses include, but need not be limited to, the projected number of businesses or other entities to whom the regulation would apply, the identity of any localities and types of businesses or other entities particularly affected, the projected number of persons and employment positions to be affected, the projected costs to affected businesses or entities to implement or comply with the regulation, and the impact on the use and value of private property. The analysis presented below represents DPB's best estimate of these economic impacts.

Summary of the proposed regulation. The General Assembly authorizes the State Water Control Board in § 62.1-44.15 of the Code of Virginia to adopt regulations deemed necessary to enforce the general water quality management program of the board. Water quality management plans are required under § 303 (e) of the federal Clean Water Act.

The proposed regulation amends the section of the existing water quality planning regulation that deals with the Potomac-Shenandoah River Basin. It establishes a standard format for the presentation of data, removes outdated and antiquated information and requirements, and updates waste load allocations to reflect the current waste load allocation in a discharger's Virginia Pollution Discharge Elimination System (VPDES) permit.

Estimated economic impact. The proposed regulation amends the section of the existing water quality planning regulation dealing with the Potomac-Shenandoah River Basin. It establishes a standard format for the presentation of data. According to the Department of Environmental Quality (DEQ), the proposed regulation was promulgated a few years ago to replace 18 separate water quality planning regulations, each with a different format for data presentation. These regulations were grouped together by river basin and incorporated into the proposed regulation. The proposed change is intended to standardize the format for data presentation across all nine river basins. The proposed regulation also removes outdated and antiquated information

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## Proposed Regulations

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and requirements from the existing regulation. For example, the consolidation of wastewater treatment plants over the past few years has led to some of the smaller treatment facilities shutting down. The proposed regulation is updated to reflect these and other such changes. Finally, the proposed regulation updates the nonTMDL<sup>1</sup> waste load allocation of facilities discharging into the Potomac-Shenandoah River Basin. These are updated to reflect the current waste load allocation as established in a discharger's VPDES permit.

As none of the proposed changes are likely to affect current practice, the proposed regulation is not likely to have a significant economic impact. According to DEQ, the intent of the proposed regulation is to present all information relevant to water quality management planning in the Potomac-Shenandoah River Basin in one place. In the absence of this regulation, this information would have to be collected from individual VPDES permits. To the extent that the proposed changes update the regulation to reflect current conditions and practice and, thus, improve understanding and implementation of the regulation, it could produce some economic benefits.

**Businesses and entities affected.** There are currently 11 facilities with nonTMDL waste load allocations discharging into the Potomac-Shenandoah River Basin.

**Localities particularly affected.** The proposed regulation applies to all localities in the area of the Potomac-Shenandoah River Basin. However, the proposed regulation is not likely to have a significant impact on these localities.

**Projected impact on employment.** The proposed regulation is not likely to have a significant impact on employment in the Commonwealth.

**Effects on the use and value of private property.** The proposed regulation is not likely to have a significant impact on the use and value of private property.

Agency's Response to the Department of Planning and Budget's Economic Impact Analysis: The department has reviewed the economic impact analysis prepared by the Department of Planning and Budget and has no comment.

Summary:

*The proposed amendment to the Potomac-Shenandoah River Basin section (9 VAC 25-720-50 B) establishes a standard format for data presentation and updates the data and information contained in this portion of the regulation to provide consistency with the current VPDES permits.*

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<sup>1</sup> Total Maximum Daily Load

**9 VAC 25-720-50. Potomac-Shenandoah River Basin.**

**EDITOR'S NOTE:** 9 VAC 25-720-50 A is not amended; therefore, the text is not set out. 9 VAC 25-720-50 B is stricken in its entirety and is not set out. New text for 9 VAC 25-720-50 B is set out below.

*B. Non-TMDL waste load allocations.*

Water Body	Permit No.	Facility Name	Outfall No.	Receiving Stream	River Mile	Parameter Description	WLA	Units WLA
VAV-B02R	VA0023281	Monterey STP	001	West Strait Creek	3.85	CBOD <sub>5</sub>	11.4	KG/D
VAV-B08R	VA0065552	Opequon Water Reclamation Facility	001	Opequon Creek	32.66	BOD <sub>5</sub> , JUN-NOV	207	KG/D
		AKA Winchester – Frederick Regional				CBOD <sub>5</sub> , DEC-MAY	1514	KG/D
VAV-B14R	VA0025291	Fishersville Regional STP	001	Christians Creek	12.36	BOD <sub>5</sub>	182	KG/D
VAV-B23R	VA0060640	North River WWTF	001	North River	15.01	CBOD <sub>5</sub> , JAN-MAY	1030	KG/D
	7.23.04	AKA Harrisonburg – Rockingham Reg. Sewer Auth.				CBOD <sub>5</sub> , JUN-DEC TKN, JUN-DEC TKN, JAN-MAY	606 303 545	KG/D KG/D KG/D
VAV-B32R	VA0002160	INVISTA - Waynesboro Formerly Dupont - Waynesboro	011	South River	25.3	BOD <sub>5</sub>	272	KG/D
VAV-B32R	VA0025151	Waynesboro STP	001	South River	23.54	CBOD <sub>5</sub> CBOD <sub>5</sub> , JUN-OCT	227 113.6	KG/D KG/D
VAV-B35R	VA0024732	Massanutten Public Service STP	001	Quail Run	5.07	BOD <sub>5</sub>	37.85	KG/D
VAV-B37R	VA0002178	Merck & Company	001	S.F. Shenandoah River	88.09	BOD <sub>5</sub> AMMONIA, AS N	1570 645.9	KG/D KG/D
VAV-B49R	VA0028380	Stoney Creek Sanitary District STP	001	Stoney Creek	19.87	BOD <sub>5</sub> , JUN-NOV	29.5	KG/D
VAV-B53R	VA0020982	Middletown STP	001	Meadow Brook	2.19	CBOD <sub>5</sub>	20.8	KG/D
VAV-B58R	VA0020532	Berryville STP	001	Shenandoah River	24.23	CBOD <sub>5</sub>	42.6	KG/D

VA.R. Doc. No. R04-121; Filed April 13, 2005, 11:46 a.m.

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**Title of Regulation:** 9 VAC 25-720. Water Quality Management Planning Regulation (amending 9 VAC 25-720-80).

**Statutory Authority:** § 62.1-44.15 of the Code of Virginia; Clean Water Act (33 USC § 1313 (e)); 40 CFR Part 130.

**Public Hearing Dates:**

June 6, 2005 - 2 p.m. (Harrisonburg)  
June 8, 2005 - 1:30 p.m. (Roanoke)

Public comments may be submitted until July 1, 2005.  
(See Calendar of Events section for additional information)

**Agency Contact:** Jason R. Hill, Department of Environmental Quality, 3019 Peters Creek Road, Roanoke, VA 24019, telephone (540) 562-6724, FAX (540) 562-6729, or e-mail jrhill@deq.virginia.gov.

**Basis:** Sections 62.1-44.15 and 62.1-44.19:7 of the Code of Virginia give the State Water Control Board the duty and authority to adopt TMDLs and to establish policies and programs for effective areawide and basinwide water quality control and management. The code also authorizes the board to develop pollution abatement and water quality control plans.

Water Quality Management Plans are required by § 303(e) of the Clean Water Act (33 USC § 1313(e)) as implemented by 40 CFR Part 130.

**Purpose:** The State Water Control Board proposes to amend the Roanoke River Basin section (9 VAC 25-720-80 B) of the state's Water Quality Management Plan Regulation (9 VAC 25-720). This section (9 VAC 25-720-80 B) serves as a repository for those waste load allocations not developed in the Total Maximum Daily Load (TMDL) process. The proposed amendment is needed to standardize the format and update the data and information contained in the regulation to reflect the advances in technology and changing water quality

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conditions. This amendment is needed to provide consistency with VPDES permits and other water quality management programs. Obsolete information will also be removed from the regulation.

Substance: The Roanoke River Basin (9 VAC 25-720-80 B) section of the Water Quality Management Plan Regulation (9 VAC 25-720) needs a standard format and outdated waste load allocations need to be updated. Obsolete information needs to be deleted from the regulation.

Issues: The amendment to provide a consistent format and data is a benefit for the public interested in the pollutant loads and allocations for Virginia's streams. Also, the amended regulation will contain current information that is a benefit to all users. The one possible disadvantage to some citizens is that some information not required by the statutory and regulatory authorizations is being eliminated in the amendment. This information will be moved into the nonregulatory river basin plan.

Department of Planning and Budget's Economic Impact Analysis: The Department of Planning and Budget (DPB) has analyzed the economic impact of this proposed regulation in accordance with § 2.2-4007 H of the Administrative Process Act and Executive Order Number 21 (02). Section 2.2-4007 H requires that such economic impact analyses include, but need not be limited to, the projected number of businesses or other entities to whom the regulation would apply, the identity of any localities and types of businesses or other entities particularly affected, the projected number of persons and employment positions to be affected, the projected costs to affected businesses or entities to implement or comply with the regulation, and the impact on the use and value of private property. The analysis presented below represents DPB's best estimate of these economic impacts.

Summary of the proposed regulation. The General Assembly authorizes the State Water Control Board in § 62.1-44.15 of the Code of Virginia to adopt regulations deemed necessary to enforce the general water quality management program of the board. Water quality management plans are required under § 303 (e) of the federal Clean Water Act.

The proposed regulation amends the section of the existing water quality planning regulation that deals with the Roanoke River Basin. It establishes a standard format for the presentation of data, removes outdated and antiquated information and requirements, and updates waste load allocations to reflect the current waste load allocation in a discharger's Virginia Pollution Discharge Elimination System (VPDES) permit.

Estimated economic impact. The proposed regulation amends the section of the existing water quality planning regulation dealing with the Roanoke River Basin. It establishes a standard format for the presentation of data. According to the Department of Environmental Quality (DEQ), the proposed regulation was promulgated a few years ago to replace 18 separate water quality planning regulations, each with a different format for data presentation. These regulations were grouped together by river basin and incorporated into the proposed regulation. The proposed change is intended to standardize the format for data

presentation across all nine river basins. The proposed regulation also removes outdated and antiquated information and requirements from the existing regulation. For example, the consolidation of wastewater treatment plants over the past few years has led to some of the smaller treatment facilities shutting down. The proposed regulation is updated to reflect these and other such changes. Finally, the proposed regulation updates the nonTMDL<sup>1</sup> waste load allocation of facilities discharging into the Roanoke River Basin. These are updated to reflect the current waste load allocation as established in a discharger's VPDES permit.

As none of the proposed changes are likely to affect current practice, the proposed regulation is not likely to have a significant economic impact. According to DEQ, the intent of the proposed regulation is to present all information relevant to water quality management planning in the Roanoke River Basin in one place. In the absence of this regulation, this information would have to be collected from individual VPDES permits. To the extent that the proposed changes update the regulation to reflect current conditions and practice and, thus, improve understanding and implementation of the regulation, it could produce some economic benefits.

Businesses and entities affected. There are currently 27 facilities with nonTMDL waste load allocations discharging into the Roanoke River Basin.

Localities particularly affected. The proposed regulation applies to all localities in the area of the Roanoke River Basin. However, the proposed regulation is not likely to have a significant impact on these localities.

Projected impact on employment. The proposed regulation is not likely to have a significant impact on employment in the Commonwealth.

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

Agency's Response to the Department of Planning and Budget's Economic Impact Analysis: The department has reviewed the economic impact analysis prepared by the Department of Planning and Budget and has no comment.

## Summary:

*The proposed amendment to the Roanoke River Basin section (9 VAC 25-720-80 B) establishes a standard format for data presentation and updates the data and information contained in this portion of the regulation to provide consistency with the current VPDES permits.*

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<sup>1</sup> Total Maximum Daily Load

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## 9 VAC 25-720-80. Roanoke River Basin.

**EDITOR'S NOTE:** 9 VAC 25-720-80 A is not amended; therefore, the text is not set out. 9 VAC 25-720-80 B is stricken in its entirety and is not set out. The new text for 9 VAC 25-720-80 B is set out below.

### B. Non-TMDL waste load allocations.

Water Body	Permit No.	Facility Name	Outfall No.	Receiving Stream	River Mile	Parameter Description	WLA	Units WLA
VAW-L04R	VA0072389	Oak Ridge Mobile Home Park	001	Falling Creek UT	0.32	BOD <sub>5</sub>	0.85	KG/D
VAW-L04R	VA0025020	Roanoke City Regional Water Pollution Control Plant	001	Roanoke River	201.81	BOD <sub>5</sub>	1173	KG/D
						TKN, APR-SEP	318	KG/D
						TKN, OCT-MAR	636	KG/D
			001	Roanoke River	201.81	BOD <sub>5</sub>	1173	KG/D
						TKN, APR-SEP	416	KG/D
						TKN, OCT-MAR	832	KG/D
			001	Roanoke River	201.81	BOD <sub>5</sub>	1173	KG/D
						TKN, APR-SEP	469	KG/D
						TKN, OCT-MAR	939	KG/D
VAW-L04R	VA0077895	Roanoke Moose Lodge	001	Mason Creek	7.79	BOD <sub>5</sub> , JUN-SEP	0.24	KG/D
						TKN, JUN-SEP	0.09	KG/D
VAW-L07R	VA0020842	Bedford County School Board- Stewartsville Elementary School	001	Nat Branch, UT	0.59	BOD <sub>5</sub>	0.5	KG/D
VAW-L14R	VA0029254	Ferrum Water and Sewage Auth. - Ferrum Sewage Treatment Plant	001	Storey Creek	9.78	BOD <sub>5</sub>	14.2	KG/D
VAW-L14R	VA0085952	Rocky Mount Town Sewage Treatment Plant	001	Pigg River	52	BOD <sub>5</sub>	133	KG/D
VAW-L14R	VA0076015	Ronile Incorporated	001	Pigg River	57.24	BOD <sub>5</sub>	14.8	KG/D
VAW-L21R	VA0063738	Bedford County School Board - Staunton River High School	001	Shoulder Run, UT	0.95	BOD <sub>5</sub>	1.8	KG/D
VAW-L21R	VA0020869	Bedford County School Board - Thaxton Elementary School	001	Wolf Creek, UT	0.35	BOD <sub>5</sub>	0.31	KG/D
VAW-L22R	VA0023515	Blue Ridge Regional Jail Auth. - Moneta Adult Detention Facility STP	001	Mattox Creek, UT	3.76	BOD <sub>5</sub>	1.66	KG/D
VAW-L25R	VA0020851	Bedford County School Board - Otter River Elementary School	001	Big Otter River, UT	1.15	BOD <sub>5</sub>	0.4	KG/D
VAW-L26R	VA0022390	Bedford City - Sewage Treatment Plant	001	Little Otter River	14.36	BOD <sub>5</sub>	52.8	KG/D
VAW-L26R	VA0020818	Bedford County School Board - Body Camp Elementary	001	Wells Creek, UT	2.22	BOD <sub>5</sub>	0.4	KG/D
VAW-L27R	VA0020826	Bedford County School Board - New London Academy	001	Buffalo Creek, UT	0.67	BOD <sub>5</sub>	0.39	KG/D
VAC-L29R	VA0031194	Briarwood Village Mobile Home Park STP	001	Smith Branch, UT	2.82	BOD <sub>5</sub>	1.3	KG/D
VAC-L35R	VA0023965	Campbell Co Util & Serv Auth. - Rustburg	001	Mollys Creek	17.81	BOD <sub>5</sub>	8.13	KG/D
VAC-L39R	VA0084433	Drakes Branch WWTP	001	Twitty's Creek	6.04	BOD <sub>5</sub>	6.4	KG/D
VAC-L39R	VA0024058	Keysville WWTP	001	Ash Camp Creek	7.63	CBOD <sub>5</sub> , MAY-NOV	32.1	KG/D

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						TKN, MAY-NOV	7.57	KG/D
VAC-L39R	VA0050822	Westpoint Stevens Inc Drakes Branch	001	Twittys Creek	7.22	BOD <sub>5</sub>	6.31	KG/D
VAW-L43R	VA0022985	Stuart Town - Sewage Treatment Plant	001	South Mayo River	30.78	BOD <sub>5</sub>	63.5	KG/D
VAW-L54R	VA0069345	Henry Co Public Service Auth. - Lower Smith River STP	001	Smith River	19.4	BOD <sub>5</sub>	257	KG/D
VAW-L54R	VA0025305	Martinsville City Sewage Treatment Plant	001	Smith River	22.69	BOD <sub>5</sub>	681	KG/D
VAC-L60R	VA0060593	Danville City - Northside	001	Dan River	53.32	BOD <sub>5</sub> TKN, JUN-OCT	1907 1817	KG/D KG/D
VAC-L75L	VA0020168	Clarksville WWTP	001	Blue Creek/John H. Kerr Reservoir	0.1	BOD <sub>5</sub>	59.5	KG/D
VAC-L77R	VA0076881	Chase City Regional WWTP	001	Little Bluestone Creek	13.67	CBOD <sub>5</sub> , MAY-NOV TKN, MAY-NOV	29.5 9.5	KG/D KG/D
VAC-L78R	VA0026247	Boydton WWTP	001	Coleman Creek	3.79	CBOD <sub>5</sub> , MAY-NOV TKN, MAY-NOV	17.7 4.1	KG/D KG/D
VAC-L79R	VA0069337	South Hill WWTP	001	Flat Creek	8.95	CBOD <sub>5</sub> , APR-NOV	60.6	KG/D

VA.R. Doc. No. R04-123; Filed April 13, 2005, 11:46 a.m.

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**Title of Regulation:** 9 VAC 25-720. Water Quality Management Planning Regulation (amending 9 VAC 25-720-90).

**Statutory Authority:** § 62.1-44.15 of the Code of Virginia; Clean Water Act (33 USC 1313 (e)); 40 CFR Part 130.

**Public Hearing Dates:**

June 6, 2005 - 2 p.m. (Harrisonburg)

June 8, 2005 - 1:30 p.m. (Roanoke)

Public comments may be submitted until July 1, 2005.

(See Calendar of Events section for additional information)

**Agency Contact:** Nancy T. Norton, Department of Environmental Quality, 355 Deadmore Street, Abingdon, VA 24212, telephone (276) 676-4807, FAX (276) 676-4899, or e-mail ntnorton@deq.virginia.gov.

**Basis:** Sections 62.1-44.15 and 62.1-44.19:7 of the Code of Virginia give the State Water Control Board the duty and authority to adopt TMDLs and to establish policies and programs for effective areawide and basinwide water quality control and management. The code also authorizes the board to develop pollution abatement and water quality control plans.

Water Quality Management Plans are required by § 303(e) of the Clean Water Act (33 USC § 1313(e)) as implemented by 40 CFR Part 130.

**Purpose:** The State Water Control Board proposes to amend the Tennessee-Big Sandy River Basin section (9 VAC 25-720-

90 B) of the state's Water Quality Management Plan Regulation (9 VAC 25-720). This section (9 VAC 25-720-90 B) serves as a repository for those waste load allocations not developed in the Total Maximum Daily Load (TMDL) process. The proposed amendment is needed to standardize the format and update the data and information contained in the regulation to reflect the advances in technology and changing water quality conditions. This amendment is needed to provide consistency with VPDES permits and other water quality management programs. Obsolete information will also be removed from the regulation.

**Substance:** The Tennessee-Big Sandy River Basin (9 VAC 25-720-90 B) section of the Water Quality Management Plan Regulation (9 VAC 25-720) needs a standard format and outdated waste load allocations need to be updated. Obsolete information needs to be deleted from the regulation.

**Issues:** The amendment to provide a consistent format and data is a benefit for the public interested in the pollutant loads and allocations for Virginia's streams. Also, the amended regulation will contain current information that is a benefit to all users. The one possible disadvantage to some citizens is that some information not required by the statutory and regulatory authorizations is being eliminated in the amendment. This information will be moved into the nonregulatory river basin plan.

**Department of Planning and Budget's Economic Impact Analysis:** The Department of Planning and Budget (DPB) has analyzed the economic impact of this proposed regulation in accordance with § 2.2-4007 H of the Administrative Process Act and Executive Order Number 21 (02). Section 2.2-4007 H requires that such economic impact analyses include, but need not be limited to, the projected number of businesses or

other entities to whom the regulation would apply, the identity of any localities and types of businesses or other entities particularly affected, the projected number of persons and employment positions to be affected, the projected costs to affected businesses or entities to implement or comply with the regulation, and the impact on the use and value of private property. The analysis presented below represents DPB's best estimate of these economic impacts.

Summary of the proposed regulation. The General Assembly authorizes the State Water Control Board in § 62.1-44.15 of the Code of Virginia to adopt regulations deemed necessary to enforce the general water quality management program of the board. Water quality management plans are required under § 303 (e) of the federal Clean Water Act.

The proposed regulation amends the section of the existing water quality planning regulation that deals with the Tennessee-Big Sandy River Basin. It establishes a standard format for the presentation of data, removes outdated and antiquated information and requirements, and updates waste load allocations to reflect the current waste load allocation in a discharger's Virginia Pollution Discharge Elimination System (VPDES) permit.

Estimated economic impact. The proposed regulation amends the section of the existing water quality planning regulation dealing with the Tennessee-Big Sandy River Basin. It establishes a standard format for the presentation of data. According to the Department of Environmental Quality (DEQ), the proposed regulation was promulgated a few years ago to replace 18 separate water quality planning regulations, each with a different format for data presentation. These regulations were grouped together by river basin and incorporated into the proposed regulation. The proposed change is intended to standardize the format for data presentation across all nine river basins. The proposed regulation also removes outdated and antiquated information and requirements from the existing regulation. For example, the consolidation of wastewater treatment plants over the past few years has led to some of the smaller treatment facilities shutting down. The proposed regulation is updated to reflect these and other such changes. Finally, the proposed regulation updates the nonTMDL<sup>1</sup> waste load allocation of facilities discharging into the Tennessee-Big Sandy River Basin. These are updated to reflect the current waste load allocation as established in a discharger's VPDES permit.

As none of the proposed changes are likely to affect current practice, the proposed regulation is not likely to have a significant economic impact. According to DEQ, the intent of the proposed regulation is to present all information relevant to water quality management planning in the Tennessee-Big Sandy River Basin in one place. In the absence of this regulation, this information would have to be collected from individual VPDES permits. To the extent that the proposed changes update the regulation to reflect current conditions and practice and, thus, improve understanding and implementation of the regulation, it could produce some economic benefits.

Businesses and entities affected. There are currently nine facilities with nonTMDL waste load allocations discharging into the Tennessee-Big Sandy River Basin.

Localities particularly affected. The proposed regulation applies to all localities in the area of the Tennessee-Big Sandy River Basin. However, the proposed regulation is not likely to have a significant impact on these localities.

Projected impact on employment. The proposed regulation is not likely to have a significant impact on employment in the Commonwealth.

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

Agency's Response to the Department of Planning and Budget's Economic Impact Analysis: The department has reviewed the economic impact analysis prepared by the Department of Planning and Budget and has no comment.

Summary:

*The proposed amendment to the Tennessee-Big Sandy River Basin section (9 VAC 25-720-90 B) establishes a standard format for data presentation and updates the data and information contained in this portion of the regulation to provide consistency with the current VPDES permits.*

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<sup>1</sup> Total Maximum Daily Load

# Proposed Regulations

## 9 VAC 25-720-90. Tennessee - Big Sandy River Basin.

EDITOR'S NOTE: 9 VAC 25-720-90 A is not amended; therefore, the text is not set out. 9 VAC 25-720-90 B is stricken in its entirety and is not set out. The new text for 9 VAC 25-720-90 B is set out below.

### B. Non-TMDL waste load allocations.

Water Body	Permit No.	Facility Name	Receiving Stream	River Mile	Outfall No.	Parameter Description	WLA	Units WLA
VAS-Q13R	VA0061913	Pound WWTP	Pound River	33.26	001	CBOD <sub>5</sub> , JUN-NOV	28	KG/D
						CBOD <sub>5</sub> , DEC-MAY	47	KG/D
						TKN, JUN-NOV	28	KG/D
VAS-Q14R	VA0026565	Clintwood WWTP	Cranes Nest River	9.77	001	BOD <sub>5</sub>	30	KG/D
VAS-O06R	VA0026531	Wolf Creek Water Reclamation Facility	Wolf Creek	7.26	001	CBOD <sub>5</sub>	249.8	KG/D
VAS-P01R	VA0026298	Tazewell WWTP	Clinch River	346.26	001	CBOD <sub>5</sub> , JUN-NOV	76	KG/D
VAS-P03R	VA0021199	Richlands Regional WWTF	Clinch River	317.45	001	BOD <sub>5</sub> , JUN-NOV	273	KG/D
VAS-P06R	VA0020745	Lebanon WWTP	Big Cedar Creek	5.22	001	BOD <sub>5</sub>	91	KG/D
VAS-P11R	VA0077828	Coeburn Norton Wise Regional WWTP	Guest River	7.56	001	CBOD <sub>5</sub> , JUN-NOV	303	KG/D
						CBOD <sub>5</sub> , DEC-MAY	379	KG/D
VAS-P15R	VA0029564	Duffield Industrial Park WWTP	North Fork Clinch River	21.02	001	BOD <sub>5</sub>	36	KG/D
VAS-P17R	VA0020940	Big Stone Gap Regional WWTP	Powell River	177.38	001	CBOD <sub>5</sub> , JUN-NOV	110	KG/D

VA.R. Doc. No. R04-124; Filed April 13, 2005, 11:45 a.m.

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**Title of Regulation:** 9 VAC 25-720. Water Quality Management Planning Regulation (amending 9 VAC 25-720-130).

**Statutory Authority:** § 62.1-44.15 of the Code of Virginia; Clean Water Act (33 USC § 1313 (e)); 40 CFR Part 130.

**Public Hearing Dates:**

June 6, 2005 - 2 p.m. (Harrisonburg)

June 8, 2005 - 1:30 p.m. (Roanoke)

Public comments may be submitted until July 1, 2005.

(See Calendar of Events section for additional information)

**Agency Contact:** Jason R. Hill, Department of Environmental Quality, 3019 Peters Creek Road, Roanoke, VA 24019, telephone (540) 562-6724, FAX (540) 562-6729, or e-mail jrhill@deq.virginia.gov.

**Basis:** Sections 62.1-44.15 and 62.1-44.19:7 of the Code of Virginia give the State Water Control Board the duty and authority to adopt TMDLs and to establish policies and programs for effective areawide and basinwide water quality control and management. The code also authorizes the board

to develop pollution abatement and water quality control plans.

Water Quality Management Plans are required by § 303(e) of the Clean Water Act (33 USC § 1313(e)) as implemented by 40 CFR Part 130.

**Purpose:** The State Water Control Board proposes to amend the New River Basin section (9 VAC 25-720-130 B) of the state's Water Quality Management Plan Regulation (9 VAC 25-720). This section (9 VAC 25-720-130 B) serves as a repository for those waste load allocations not developed in the Total Maximum Daily Load (TMDL) process. The proposed amendment is needed to standardize the format and update the data and information contained in the regulation to reflect the advances in technology and changing water quality conditions. This amendment is needed to provide consistency with VPDES permits and other water quality management programs. Obsolete information will also be removed from the regulation.

**Substance:** The New River Basin (9 VAC 25-720-130 B) section of the Water Quality Management Plan Regulation (9 VAC 25-720) needs a standard format and outdated waste



load allocations need to be updated. Obsolete information needs to be deleted from the regulation.

Issues: The amendment to provide a consistent format and data is a benefit for the public interested in the pollutant loads and allocations for Virginia's streams. Also, the amended regulation will contain current information that is a benefit to all users. The one possible disadvantage to some citizens is that some information not required by the statutory and regulatory authorizations is being eliminated in the amendment. This information will be moved into the nonregulatory river basin plan.

Department of Planning and Budget's Economic Impact Analysis: The Department of Planning and Budget (DPB) has analyzed the economic impact of this proposed regulation in accordance with § 2.2-4007 H of the Administrative Process Act and Executive Order Number 21 (02). Section 2.2-4007 H requires that such economic impact analyses include, but need not be limited to, the projected number of businesses or other entities to whom the regulation would apply, the identity of any localities and types of businesses or other entities particularly affected, the projected number of persons and employment positions to be affected, the projected costs to affected businesses or entities to implement or comply with the regulation, and the impact on the use and value of private property. The analysis presented below represents DPB's best estimate of these economic impacts.

Summary of the proposed regulation. The General Assembly authorizes the State Water Control Board in § 62.1-44.15 of the Code of Virginia to adopt regulations deemed necessary to enforce the general water quality management program of the board. Water quality management plans are required under § 303 (e) of the federal Clean Water Act.

The proposed regulation amends the section of the existing water quality planning regulation that deals with the New River Basin. It establishes a standard format for the presentation of data, removes outdated and antiquated information and requirements, and updates waste load allocations to reflect the current waste load allocation in a discharger's Virginia Pollution Discharge Elimination System (VPDES) permit.

Estimated economic impact. The proposed regulation amends the section of the existing water quality planning regulation dealing with the New River Basin. It establishes a standard format for the presentation of data. According to the Department of Environmental Quality (DEQ), the proposed regulation was promulgated a few years ago to replace 18 separate water quality planning regulations, each with a different format for data presentation. These regulations were grouped together by river basin and incorporated into the proposed regulation. The proposed change is intended to standardize the format for data presentation across all nine river basins. The proposed regulation also removes outdated and antiquated information and requirements from the existing regulation. For example, the consolidation of wastewater treatment plants over the past few years has led to some of the smaller treatment facilities shutting down. The proposed regulation is updated to reflect these and other such changes.

Finally, the proposed regulation updates the nonTMDL<sup>1</sup> waste load allocation of facilities discharging into the New River Basin. These are updated to reflect the current waste load allocation as established in a discharger's VPDES permit.

As none of the proposed changes are likely to affect current practice, the proposed regulation is not likely to have a significant economic impact. According to DEQ, the intent of the proposed regulation is to present all information relevant to water quality management planning in the New River Basin in one place. In the absence of this regulation, this information would have to be collected from individual VPDES permits. To the extent that the proposed changes update the regulation to reflect current conditions and practice and, thus, improve understanding and implementation of the regulation, it could produce some economic benefits.

Businesses and entities affected. There are currently nine facilities with nonTMDL waste load allocations discharging into the New River Basin.

Localities particularly affected. The proposed regulation applies to all localities in the area of the New River Basin. However, the proposed regulation is not likely to have a significant impact on these localities.

Projected impact on employment. The proposed regulation is not likely to have a significant impact on employment in the Commonwealth.

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

Agency's Response to the Department of Planning and Budget's Economic Impact Analysis: The department has reviewed the economic impact analysis prepared by the Department of Planning and Budget and has no comment.

Summary:

*The proposed amendment to the New River Basin section (9 VAC 25-720-130 B) establishes a standard format for data presentation and updates the data and information contained in this portion of the regulation to provide consistency with the current VPDES permits.*

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<sup>1</sup> Total Maximum Daily Load

# Proposed Regulations

## 9 VAC 25-720-130. New River.

**EDITOR'S NOTE:** 9 VAC 25-720-130 A is not amended; therefore, the text is not set out. 9 VAC 25-720-130 B is stricken in its entirety and is not set out. The new text for 9 VAC 25-720-130 B is set out below.

### B. Non-TMDL waste load allocations.

Water Body	Permit No.	Facility Name	Receiving Stream	River Mile	Outfall No.	Parameter Description	WLA	Units WLA
VAS-N11R	VA0020281	Wytheville WWTP	Reed Creek	25.79	001	BOD <sub>5</sub>	360	KG/D
VAS-N15R	VA0089443	Hillsville WWTP	Little Reed Island Creed	25.12	001	CBOD <sub>5</sub> , JAN-MAY CBOD <sub>5</sub> , JUN-DEC	118 95	KG/D KG/D
VAW-N21R	VA0024040	Montgomery Co. PSA - Riner Town - Sewage Treatment Plant	Mill Creek	5.12	001	BOD <sub>5</sub> TKN (N-KJEL)	7.5 1.9	KG/D KG/D
VAW-N22R	VA0060844	Blacksburg VPI Sanitation Auth. - Lower Stroubles Creek WWTP	New River	71.37	001	BOD <sub>5</sub>	818	KG/D
VAS-N36R	VA0025054	Bluefield Westside WWTP	Bluestone River	25.64	001	BOD <sub>5</sub> , JUN-NOV BOD <sub>5</sub> , DEC-MAY	130 260	KG/D KG/D
VAS-N36R	VA0062561	Tazewell County PSA - Falls Mills Hales Bottom STP	Bluestone River	22.49	001	BOD <sub>5</sub>	5.5	KG/D
VAS-N37R	VA0029602	Pocahontas STP	Laurel Fork	1.99	001	BOD <sub>5</sub>	17	KG/D
VAW-N21R	VA002040	MontgomeryCo.PSA - Riner Town - Sewage Treatment Plant	Mill Creek	5.12	001	BOD <sub>5</sub> TKN (N-KJEL)	7.5	KG/D
VAW-N22R	VA0060844	Blacksburg VPI Sanitation Auth. - Lower Stroubles Creek WWTP	New River	71.37	001	BOD <sub>5</sub>	818	KG/D

VA.R. Doc. No. R04-125; Filed April 13, 2005, 11:44 a.m.

## TITLE 13. HOUSING

### BOARD OF HOUSING AND COMMUNITY DEVELOPMENT

#### Notice of Additional Public Comment Period

**Titles of Regulations:** 13 VAC 5-21. Virginia Certification Standards (amending 13 VAC 5-21-10 through 13 VAC 5-21-70; adding 13 VAC 5-21-45).

13 VAC 5-31. Virginia Amusement Device Regulations (amending 13 VAC 5-31-20, 13 VAC 5-31-40 and 13 VAC 5-31-50).

13 VAC 5-51. Virginia Statewide Fire Prevention Code (amending 13 VAC 5-51-21, 13 VAC 5-51-31, 13 VAC 5-51-130 and 13 VAC 5-51-135; repealing 13 VAC 5-51-136 and 13 VAC 5-51-155).

13 VAC 5-62. Virginia Uniform Statewide Building Code (USBC) (repealing 13 VAC 5-62-10 through 13 VAC 5-62-480).

13 VAC 5-63. Virginia Uniform Statewide Building Code (USBC) (adding 13 VAC 5-63-10 through 13 VAC 5-63-540).

13 VAC 5-91. Virginia Industrialized Building Safety Regulations (amending 13 VAC 5-91-10, 13 VAC 5-91-20, 13 VAC 5-91-40, 13 VAC 5-91-50, 13 VAC 5-91-70, 13 VAC 5-91-80, 13 VAC 5-91-90, 13 VAC 5-91-110 through 13 VAC 5-91-220, and 13 VAC 5-91-245 through 13 VAC 5-91-270).

The Board of Housing and Community Development noticed a public comment period on the above-referenced proposed regulations in the February 7, 2005, issue of the Virginia Register of Regulations (21:11 VA.R. 1280-1348 February 7, 2005). The board seeks written comments from interested persons on code change proposals received in response to the proposed regulations.

The board has developed a compilation document containing all proposed changes and supporting documentation received during the comment period on the proposed regulations that ended April 11, 2005. The compilation document is available

on the Department of Housing and Community Development's website (<http://www.dhcd.virginia.gov>) and on other selected websites.

Public comments on the code change proposals may be submitted through June 2, 2005, to Steve Calhoun, Regulatory Coordinator, Department of Housing and Community Development, 501 N. 2nd St., Richmond, VA 23219, telephone (804) 371-7015, FAX (804) 371-7090, or e-mail [steve.calhoun@dhcd.virginia.gov](mailto:steve.calhoun@dhcd.virginia.gov).

For additional information or assistance in obtaining the compilation document, contact the department's Division of Building and Fire Regulation at (804) 371-7150.

VA.R. Doc. Nos. R04-167, R04-168, R04-169, R04-171, R04-172;  
Filed April 12, 2005, 8:40 a.m.

◆ ————— ◆  
**TITLE 15. JUDICIAL**

**VIRGINIA STATE BAR**

**REGISTRAR'S NOTICE:** The Virginia State Bar is exempt from the Administrative Process Act in accordance with § 2.2-4002 A 2 of the Code of Virginia, which exempts courts, any agency of the Supreme Court, and any agency which by the Constitution is expressly granted any of the powers of a court of record.

**Title of Regulation:** **15 VAC 5-50. Rules of Disciplinary Procedures for Virginia State Bar Staff and District Committees (repealing 15 VAC 5-50-10 through 15 VAC 5-50-210).**

**Statutory Authority:** § 6.1-2.25 of the Code of Virginia.

**Agency Contact:** Mary Yancey Spencer, Deputy Executive Director, Virginia State Bar, 707 E. Main Street, Suite 1500, Richmond, VA 23219, telephone (804) 775-0575, FAX (804) 775-0501 or e-mail [spencer@vsb.org](mailto:spencer@vsb.org).

**Summary:**

*This regulation was superceded by the adoption of revised Paragraph 13, § IV of Part 6 of the Rules of the Virginia Supreme Court by order dated September 18, 2002; therefore, the regulation is being repealed.*

VA.R. Doc. No. R05-173; Filed April 13, 2005, 11:22 a.m.

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**REGISTRAR'S NOTICE:** The Virginia State Bar is exempt from the Administrative Process Act in accordance with § 2.2-4002 A 2 of the Code of Virginia, which exempts courts, any agency of the Supreme Court, and any agency which by the Constitution is expressly granted any of the powers of a court of record.

**Title of Regulation:** **15 VAC 5-60. Disciplinary Board Rules of Procedure (repealing 15 VAC 5-60-10 through 15 VAC 5-60-240).**

**Statutory Authority:** § 6.1-2.25 of the Code of Virginia.

**Agency Contact:** Mary Yancey Spencer, Deputy Executive Director, Virginia State Bar, 707 E. Main Street, Suite 1500, Richmond, VA 23219, telephone (804) 775-0575, FAX (804) 775-0501 or e-mail [spencer@vsb.org](mailto:spencer@vsb.org).

**Summary:**

*This regulation was superceded by the adoption of revised Paragraph 13, § IV of Part 6 of the Rules of the Virginia Supreme Court by order dated September 18, 2002; therefore, the regulation is being repealed.*

VA.R. Doc. No. R05-174; Filed April 13, 2005, 11:22 a.m.

# FINAL REGULATIONS

For information concerning Final Regulations, see Information Page.

## Symbol Key

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

## TITLE 9. ENVIRONMENT

### STATE WATER CONTROL BOARD

Statutory Authority: § 62.1-44.15 of the Code of Virginia and 33 USC § 1313(e) of the Clean Water Act.

Effective Date: June 1, 2005.

Summary:

*This amendment to the state's Water Quality Management Planning Regulation (9 VAC 25-720) consists of the inclusion of four Total Maximum Daily Load (TMDL) waste load allocations contained in four TMDL reports. The TMDLs were developed in accordance with federal regulations (40 CFR 130.7) and are exempt from the provisions of Article 2 of the Virginia Administrative Process Act. The TMDLs have been through the TMDL public participation process and the waste load allocations are adopted as part of 9 VAC 25-720 in accordance with Virginia's "Public Participation Procedures for Water Quality Management Planning."*

REGISTRAR'S NOTICE: The following regulatory actions are exempt from the Administrative Process Act in accordance with § 2.2-4006 A 4 c of the Code of Virginia, which excludes regulations that are necessary to meet the requirements of federal law or regulations, provided such regulations do not differ materially from those required by federal law or regulation. The State Water Control Board will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision.

Title of Regulation: **9 VAC 25-720. Water Quality Management Planning Regulation (amending 9 VAC 25-720-60, 9 VAC 25-720-80, 9 VAC 25-720-100 and 9 VAC 25-720-130).**

**9 VAC 25-720-60. James River Basin.**

A. Total maximum daily load (TMDLs).

TMDL #	Stream Name	TMDL Title	City/County	WBID	Pollutant	WLA	Units
1.	Pheasanty Run	Benthic TMDL Reports for Six Impaired Stream Segments in the Potomac-Shenandoah and James River Basins	Bath	I14R	Organic Solids	1,231.00	LB/YR
2.	Wallace Mill Stream	Benthic TMDL Reports for Six Impaired Stream Segments in the Potomac-Shenandoah and James River Basins	Augusta	I32R	Organic Solids	2,814.00	LB/YR
3.	Montebello Sp. Branch	Benthic TMDL Reports for Six Impaired Stream Segments in the Potomac-Shenandoah and James River Basins	Nelson	H09R	Organic Solids	37.00	LB/YR
4.	Unnamed Tributary to Deep Creek	General Standard Total Maximum Daily Load for Unnamed Tributary to Deep Creek	Nottoway	J11R	Raw Sewage	0	GAL/YR
5.	<i>Unnamed Tributary to Chickahominy River</i>	<i>Total Maximum Daily Load (TMDL) Development for the Unnamed Tributary to the Chickahominy River</i>	<i>Hanover</i>	<i>G05R</i>	<i>Total Phosphorus</i>	<i>409.35</i>	<i>LB/YR</i>

REGISTRAR'S NOTE: 9 VAC 25-720-60 B is not amended, therefore, the text is not set out.

**9 VAC 25-720-80. Roanoke River Basin.**

A. Total Maximum Daily Load (TMDLs).

TMDL #	Stream Name	TMDL Title	City/County	WBID	Pollutant	WLA	Units
1.	Ash Camp Creek	Total Maximum Daily Load Development for Ash Camp Creek	Charlotte	L39R	Sediment	20.7	T/YR
2.	North Fork Blackwater River	Total Maximum Daily Load (TMDL) Development for the Upper Blackwater River Watershed	Franklin	L08R	Sediment	0	T/YR

# Final Regulations

3.	North Fork Blackwater River	Total Maximum Daily Load (TMDL) Development for the Upper Blackwater River Watershed	Franklin	L08R	Phosphorus	0	T/YR
4.	Upper Blackwater River	Total Maximum Daily Load (TMDL) Development for the Upper Blackwater River Watershed	Franklin	L08R	Sediment	0.526	T/YR
5.	Flat Creek	Benthic TMDL for Flat Creek Watershed, Virginia	Mecklenburg	L79R	Sediment	76.2	T/YR
6.	Twitty's Creek	Benthic TMDL for Twittys Creek Watershed, Virginia	Charlotte	L39R	Sediment	20.4	T/YR

REGISTRAR'S NOTE: 9 VAC 25-720-80 B is not amended; therefore, the text is not set out.

**9 VAC 25-720-100. [~~Reserved~~] Chowan River - Dismal Swamp River Basin.**

TMDL #	Stream Name	TMDL Title	City/County	WBID	Pollutant	WLA	Units
1.	Unnamed Tributary to Hurricane Branch	Benthic TMDL for Hurricane Branch Unnamed Tributary, Virginia	Nottoway	K16R	Sediment	60.9	T/YR

**9 VAC 25-720-130. New River.**

A. Total Maximum Daily Load (TMDLs).

TMDL #	Stream Name	TMDL Title	City/County	WBID	Pollutant	WLA	Units
1.	Stroubles Creek	Benthic TMDL for Stroubles Creek in Montgomery County, Virginia	Montgomery	N22R	Sediment	233.15	T/YR
2.	Back Creek	Fecal Bacteria and General Standard Total Maximum Daily Load Development for Back Creek Watershed, Pulaski County, VA	Pulaski	N22R	Sediment	0.28	T/YR
3.	Crab Creek	Fecal Bacteria and General Standard Total Maximum Daily Load Development for Crab Creek Watershed, Montgomery County, VA	Montgomery	N18R	Sediment	77	T/YR
4.	Peak Creek	Fecal Bacteria and General Standard Total Maximum Daily Load Development for Peak Creek Watershed, Pulaski County, VA	Pulaski	N17R	Copper	12	KG/YR
5.	Peak Creek	Fecal Bacteria and General Standard Total Maximum Daily Load Development for Peak Creek Watershed, Pulaski County, VA	Pulaski	N17R	Zinc	57	KG/YR
6.	Bluestone River	Fecal Bacteria and General Standard Total Maximum Daily Load Development for Bluestone River	Tazewell	N36R	Sediment	81.4	T/YR

REGISTRAR'S NOTE: 9 VAC 25-720-130 B is not amended; therefore, the text is not set out.

VA.R. Doc. No. R05-176; Filed April 13, 2005, 11:47 a.m.



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# Final Regulations

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## TITLE 15. JUDICIAL

### VIRGINIA STATE BAR

**REGISTRAR'S NOTICE:** The Virginia State Bar is exempt from the Administrative Process Act in accordance with § 2.2-4002 A 2 of the Code of Virginia, which exempts courts, any agency of the Supreme Court, and any agency which by the Constitution is expressly granted any of the powers of a court of record.

Title of Regulation: **15 VAC 5-50. Rules of Disciplinary Procedures for Virginia State Bar Staff and District Committees (repealing 15 VAC 5-50-10 through 15 VAC 5-50-210).**

Statutory Authority: § 6.1-2.25 of the Code of Virginia.

Effective Date: April 13, 2005.

Agency Contact: Mary Yancey Spencer, Deputy Executive Director, Virginia State Bar, 707 East Main Street, Suite 1500, Richmond, VA 23219, telephone (804) 775-0575, FAX (804) 775-0501 or e-mail [spencer@vsb.org](mailto:spencer@vsb.org).

Summary:

*This regulation was superceded by the adoption of revised Paragraph 13, § IV of Part 6 of the Rules of the Virginia Supreme Court by order dated September 18, 2002, therefore, the regulation is being repealed.*

VA.R. Doc. No. R05-173; Filed April 13, 2005, 11:22 a.m.

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Title of Regulation: **15 VAC 5-60. Disciplinary Board Rules of Procedure (repealing 15 VAC 5-60-10 through 15 VAC 5-60-240).**

Statutory Authority: § 6.1-2.25 of the Code of Virginia.

Effective Date: April 13, 2005.

Agency Contact: Mary Yancey Spencer, Deputy Executive Director, Virginia State Bar, 707 East Main Street, Suite 1500, Richmond, VA 23219, telephone (804) 775-0575, FAX (804) 775-0501 or e-mail [spencer@vsb.org](mailto:spencer@vsb.org).

Summary:

*This regulation was superceded by the adoption of revised Paragraph 13, § IV of Part 6 of the Rules of the Virginia Supreme Court by order dated September 18, 2002; therefore, the regulation is being repealed.*

VA.R. Doc. No. R05-174; Filed April 13, 2005, 11:23 a.m.



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# GENERAL NOTICES/ERRATA

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## STATE CORPORATION COMMISSION

### Bureau of Insurance

April 1, 2005

Administrative Letter 2005 - 6

TO: All Companies Licensed to Write Insurance as Classified and Defined in Article 2 of Chapter 1 of Title 38.2 of the Code of Virginia and Interested Parties

RE: Change of Electronic Contact Information for the State Corporation Commission's Bureau of Insurance

Please be advised that the electronic contact information for the State Corporation Commission's Bureau of Insurance (the Bureau) has been changed. The new internet web page address is [www.scc.virginia.gov](http://www.scc.virginia.gov). In addition, the e-mail accounts for staff members and for specific departments within the Bureau have been similarly changed. An individual staff member's e-mail address follows the following format:

[firstname.lastname@scc.virginia.gov](mailto:firstname.lastname@scc.virginia.gov)

The following are e-mail addresses for specific offices within the Bureau:

General Information	<a href="mailto:bureauofinsurance@scc.virginia.gov">bureauofinsurance@scc.virginia.gov</a>
Office of the Managed Care Ombudsman	<a href="mailto:Ombudsman@scc.virginia.gov">Ombudsman@scc.virginia.gov</a>
Life and Health Consumer Outreach	<a href="mailto:L&amp;HOutreach@scc.virginia.gov">L&amp;HOutreach@scc.virginia.gov</a>
Property and Casualty Consumer Outreach	<a href="mailto:P&amp;COutreach@Scs.virginia.gov">P&amp;COutreach@Scs.virginia.gov</a>
Webmaster	<a href="mailto:webmaster@scc.virginia.gov">webmaster@scc.virginia.gov</a>

These changes were effective on January 1, 2005, and while the former electronic contact information can be utilized until December 31, 2005, after that time the new contact information must be used.

**Each company is responsible for notifying its agents of these changes and for making the necessary corrections to all policies, forms, endorsements, correspondence, and notices to policyholders and insureds which contain electronic contact information for the Bureau of Insurance.** No changes are necessary for the Bureau's mailing address or telephone numbers. These changes should not be filed with the Bureau of Insurance.

/s/ Alfred W. Gross  
Commissioner of Insurance

AT RICHMOND, APRIL 8, 2005  
COMMONWEALTH OF VIRGINIA, ex rel.  
STATE CORPORATION COMMISSION

CASE NO. BFI-2004-00108

Ex Parte: In re: proposed regulation relating to exemption from loan-to-value limitation for interest-only equity lines

### DISMISSAL ORDER

By Order entered in this case on September 1, 2004, the State Corporation Commission ("Commission") directed that

notice be given of its proposal, acting pursuant to § 6.1-63 of the Virginia Banking Act, Chapter 2 of Title 6.1 of the Code of Virginia, to promulgate a regulation that would exempt state-chartered banks from the 50% loan-to-value limitation in § 6.1-63 A when extending credit under certain interest-only equity lines secured by residential property. Interested parties were afforded the opportunity to file written comments or request a hearing on or before October 15, 2004. The Virginia Bankers Association and Union Bankshares Corporation both submitted comments indicating that the proposed regulation falls short of creating a level playing field for state-chartered banks relative to national banks.

Thereafter, the 2005 General Assembly enacted Chapter 263, which completely eliminates the 50% loan-to-value limitation in § 6.1-63 A. This legislation will become effective on July 1, 2005.

Having considered Chapter 263 of the 2005 Acts of Assembly, the written comments filed, and Staff recommendations, the Commission finds that the General Assembly has addressed the issues involved in this case and that no further action should be taken in this matter. The Commission further finds that no purpose is served by keeping this matter pending on the active docket until the legislation becomes effective on July 1, 2005.

Accordingly, IT IS ORDERED THAT:

- (1) This case is dismissed.
- (2) The papers filed herein shall be placed in the file for ended causes.
- (3) AN ATTESTED COPY hereof shall be sent to the Registrar of Regulations.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to: Walter C. Ayers, President, Virginia Bankers Association, P.O. Box 462, Richmond, Virginia 23218; Randy K. Ferrell, President and Chief Executive Officer, The Fauquier Bank, P.O. Box 561, Warrenton, Virginia 20188; Peter A. Seitz, Executive Vice President, Union Bankshares Corporation, P.O. Box 446, Bowling Green, Virginia 22427; and to the Commissioner of Financial Institutions.

## DEPARTMENT OF CRIMINAL JUSTICE SERVICES

### Division of Forensic Science

#### Approved Breath Test Device

In accordance with 6 VAC 20-190-90 of the Regulations for Breath Alcohol Testing and under the authority of the Code of Virginia, the following breath test device is approved for use in conducting breath tests:

The Intoxilyzer, Model 5000, CD/FG5, equipped with the Virginia test protocol, simulator monitor, and external printer, manufactured by CMI, Inc., Owensboro, Kentucky.

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# General Notices/Errata

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## Approved Supplies and Accessories

In accordance with 6 VAC 20-190-100 of the Regulations for Breath Alcohol Testing and under the authority of the Code of Virginia, the following supplies and accessories may be purchased by an agency for use with the breath test device:

Mouthpieces that are compatible with the Intoxilyzer, Model 5000, CD/FG5, manufactured by CMI, Inc., Owensboro, Kentucky.

## Approved Preliminary Breath Test Devices

In accordance with 6 VAC 20-190-180 of the Regulations for Breath Alcohol Testing and under the authority of the Code of Virginia, the following devices are approved for use as preliminary breath test devices:

1. The ALCO-SENSOR, ALCO-SENSOR II, ALCO-SENSOR III, ALCO-SENSOR IV and ALCO-SENSOR FST manufactured by Intoximeters, Inc., St Louis, Missouri.
2. The CMI SD 2 and CMI SD 5, manufactured by Lyon Laboratories, Barry, United Kingdom.
3. The INTOXILYZER 400PA, manufactured by CMI, Inc., Owensboro, Kentucky.
4. The LIFELOC PBA 3000\* and LIFELOC FC10, manufactured by Lifeloc Inc., Wheat Ridge, Colorado.  
\*When used in the direct sensing mode only.
5. The ALCOTEST 6510 manufactured by Draeger Safety Diagnostics, Inc., Durango, Colorado.

## List of Approved Field Tests for the Detection of Drugs

In accordance with 6 VAC 20-220-60 of the Regulations for the Approval of Field Tests for Detection of Drugs and under the authority of the Code of Virginia, the following field tests for detection of drugs are approved field tests:

O D V Incorporated  
13386 International Parkway  
Jacksonville, Florida 32218-2383

### ODV NarcoPouch

#### Drug or Drug Type

Heroin  
Amphetamine  
Methamphetamine  
3,4 – Methylenedioxyamphetamine (MDMA)  
Cocaine Hydrochloride  
Cocaine Base  
Barbiturates  
Lysergic Acid Diethylamide (LSD)  
Marijuana  
Hashish Oil  
Marijuana  
Hashish Oil  
Phencyclidine (PCP)  
Heroin  
Methamphetamine  
3,4 – Methylenedioxyamphetamine (MDMA)  
Heroin  
Diazepam  
Ketamine  
Ephedrine  
gamma – Hydroxybutyrate (GHB)

#### Manufacturer's Field Test

902 – Marquis Reagent  
902 – Marquis Reagent  
902 – Marquis Reagent  
902 – Marquis Reagent  
904b – Cocaine HCL and Base Reagent  
904b – Cocaine HCL and Base Reagent  
905 – Dille-Koppanyi Reagent  
907 – Ehrlich's (Modified) Reagent  
908 – Duquenois – Levine Reagent  
908 – Duquenois – Levine Reagent  
909 – K N Reagent  
909 – K N Reagent  
914 – PCP Methaqualone Reagent  
922 – Opiates Reagent  
923 – Methamphetamine/Ecstasy Reagent  
923 – Methamphetamine/Ecstasy Reagent  
924 – Mecke's (Modified) Reagent  
925 – Valium/Ketamine Reagent  
925 – Valium/Ketamine Reagent  
927 – Ephedrine Reagent  
928 – GHB Reagent

### ODV NarcoTest

#### Drug or Drug Type

Heroin  
Amphetamine  
Methamphetamine  
3,4 – Methylenedioxyamphetamine (MDMA)  
Barbiturates  
Lysergic Acid Diethylamide (LSD)  
Marijuana

#### Manufacturer's Field Test

7602 – Marquis Reagent  
7602 – Marquis Reagent  
7602 – Marquis Reagent  
7602 – Marquis Reagent  
7605 – Dille-Koppanyi Reagent  
7607 – Ehrlich's (Modified) Reagent  
7608 – Duquenois – Levine Reagent



Hashish Oil	7608 – Duquenois – Levine Reagent
Marijuana	7609 – K N Reagent
Hashish Oil	7609 – K N Reagent
Cocaine Hydrochloride	7613 – Scott (Modified) Reagent
Cocaine Base	7613 – Scott (Modified) Reagent
Phencyclidine (PCP)	7614 – PCP Methaqualone Reagent
Heroin	7622 – Opiates Reagent
Methamphetamine	7623– Methamphetamine/Ecstasy Reagent
3,4 – Methylenedioxymethamphetamine (MDMA)	7623– Methamphetamine/Ecstasy Reagent
Heroin	7624 – Mecke’s Reagent
Diazepam	7625 – Valium/Ketamine Reagent
Ketamine	7625 – Valium/Ketamine Reagent
Ephedrine	7627 – Chen’s Reagent - Ephedrine
Gamma – Hydroxybutyrate (GHB)	7628 – GHB Reagent

Sirchie Fingerprint Laboratories  
 100 Hunter Place  
 Youngsville, North Carolina 27596

**NARK**

Drug or Drug Type

Manufacturer’s Field Test

Narcotic Alkaloids	1 – Mayer’s Reagent
Heroin	1 – Mayer’s Reagent
Morphine	1 – Mayer’s Reagent
Amphetamine	1 – Mayer’s Reagent
Methamphetamine	1 – Mayer’s Reagent
Opium Alkaloids	2 – Marquis Reagent
Heroin	2 – Marquis Reagent
Morphine	2 – Marquis Reagent
Amphetamine	2 – Marquis Reagent
Methamphetamine	2 – Marquis Reagent
3,4 – Methylenedioxymethamphetamine (MDMA)	2 – Marquis Reagent
Meperidine (Demerol) (Pethidine)	2 – Marquis Reagent
Heroin	3 – Nitric Acid
Morphine	3 – Nitric Acid
Cocaine Hydrochloride	4 – Cobalt Thiocyanate Reagent
Cocaine Base	4 – Cobalt Thiocyanate Reagent
Procaine	4 – Cobalt Thiocyanate Reagent
Tetracaine	4 – Cobalt Thiocyanate Reagent
Barbiturates	5 – Dille-Koppanyi Reagent
Heroin	6 – Mandelin Reagent
Morphine	6 – Mandelin Reagent
Amphetamine	6 – Mandelin Reagent
Methamphetamine	6 – Mandelin Reagent
Lysergic Acid Diethylamide (LSD)	7 – Ehrlich’s Reagent
Marijuana	8 – Duquenois – Levine Reagent
Hashish	8 – Duquenois – Levine Reagent
Hashish Oil	8 – Duquenois – Levine Reagent
Tetrahydrocannabinol (THC)	8 – Duquenois – Levine Reagent
Marijuana	9 – NDB (Fast Blue B Salt) Reagent
Hashish	9 – NDB (Fast Blue B Salt) Reagent
Hashish Oil	9 – NDB (Fast Blue B Salt) Reagent
Tetrahydrocannabinol (THC)	9 – NDB (Fast Blue B Salt) Reagent
Cocaine Base	13 – Cobalt Thiocyanate/Crack Test

**NARK II**

Drug or Drug Type

Manufacturer’s Field Test

Narcotic Alkaloids	01 – Marquis Reagent
Heroin	01 – Marquis Reagent
Morphine	01 – Marquis Reagent

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## General Notices/Errata

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Amphetamine	01 – Marquis Reagent
Methamphetamine	01 – Marquis Reagent
3,4 – Methylenedioxyamphetamine (MDMA)	01 – Marquis Reagent
Morphine	02 – Nitric Acid
Heroin	02 – Nitric Acid
Barbiturates	03 – Dille-Koppanyi Reagent
Lysergic Acid Diethylamide (LSD)	04 – Ehrlich's Reagent
Marijuana	05 – Duquenois – Levine Reagent
Hashish	05 – Duquenois – Levine Reagent
Hashish Oil	05 – Duquenois – Levine Reagent
Tetrahydrocannabinol (THC)	05 – Duquenois – Levine Reagent
Cocaine Hydrochloride	07 – Scott's (Modified) Reagent
Cocaine Base	07 – Scott's (Modified) Reagent
Phencyclidine (PCP)	09 – Phencyclidine Reagent
Opiates	10 – Opiates Reagent
Heroin	10 – Opiates Reagent
Morphine	10 – Opiates Reagent
Heroin	11 – Mecke's Reagent
3,4 – Methylenedioxyamphetamine (MDMA)	11 – Mecke's Reagent
Pentazocine	12 – Talwin/ Pentazocine Reagent
Ephedrine	13 – Ephedrine Reagent
Diazepam	14 – Valium Reagent
Methamphetamine	15 – Methamphetamine (Secondary Amines) Reagent
Narcotic alkaloids	19 – Mayer's Reagent
Heroin	19 – Mayer's Reagent
Morphine	19 – Mayer's Reagent
Amphetamine	19 – Mayer's Reagent
Methamphetamine	19 – Mayer's Reagent

Armor Holdings, Incorporated  
13386 International Parkway  
Jacksonville, Florida 32218-2383

### NIK

#### Drug or Drug Type

Heroin  
Amphetamine  
Methamphetamine  
3,4 – Methylenedioxyamphetamine (MDMA)  
Morphine  
Barbiturates  
Lysergic Acid Diethylamide (LSD)  
Marijuana  
Hashish Oil  
Tetrahydrocannabinol  
Cocaine Hydrochloride  
Cocaine Base  
Cocaine Hydrochloride  
Cocaine Base  
Phencyclidine (PCP)  
Heroin  
Heroin  
Gamma – Hydroxybutyrate (GHB)  
Ephedrine  
Pseudoephedrine  
Diazepam  
Methamphetamine  
3,4 – Methylenedioxyamphetamine (MDMA)  
Methadone

#### Manufacturer's Field Test

Test a 6071 – Marquis Reagent  
Test a 6071 – Marquis Reagent  
Test a 6071 – Marquis Reagent  
Test a 6071 – Marquis Reagent  
Test b 6072 – Nitric Acid Reagent  
Test c 6073 – Dille-Koppanyi Reagent  
Test d 6074 – LSD Reagent System  
Test e 6075 – Duquenois – Levine Reagent  
Test e 6075 – Duquenois – Levine Reagent  
Test e 6075 – Duquenois – Levine Reagent  
Test g 6077 – Scott (Modified) Reagent  
Test g 6077 – Scott (Modified) Reagent  
6501 – Cocaine ID Swab  
6501 – Cocaine ID Swab  
Test j 6079 – PCP Reagent System  
Test k 6080 – Opiates Reagent  
Test l 6081 – Brown Heroin Reagent System  
Test o 6090 – GHB Reagent  
Test q 6085 – Ephedrine Reagent  
Test q 6085 – Ephedrine Reagent  
Test r 6085 – Valium Reagent  
Test u 6087 – Methamphetamine Reagent  
Test u 6087 – Methamphetamine Reagent  
Test w 6088 – Mandelin Reagent System

Mistral Security Incorporated  
7910 Woodmont Avenue Suite 820  
Bethesda, Maryland 20814

Drug or Drug Type

Heroin  
Amphetamine  
Methamphetamine  
Marijuana Detect  
Hashish Oil  
Methamphetamine  
Heroin  
Marijuana  
Hashish Oil  
Cocaine Hydrochloride  
Cocaine Base

Manufacturer's Field Test

Detect 4 Drugs Aerosol  
Detect 4 Drugs Aerosol  
Detect 4 Drugs Aerosol  
Detect 4 Drugs Aerosol  
Detect 4 Drugs Aerosol  
Meth 1 and 2 Aerosol  
Herosol Aerosol  
Cannabispray 1 and 2 Aerosol  
Cannabispray 1 and 2 Aerosol  
Coca-Test Aerosol  
Coca-Test Aerosol

Contact: Katya Herndon, Department of Criminal Justice Services, 700 North 5th Street, Richmond, VA 23219, telephone (804) 786-6848.

**DEPARTMENT OF ENVIRONMENTAL QUALITY**

**Total Maximum Daily Loads (TMDLs) for Goldmine Creek, Beaver Creek, Mountain Run, Pamunkey Creek, Terrys Run and Plentiful Creek**

The Department of Environmental Quality (DEQ) and the Department of Conservation and Recreation seek written and oral comments from interested persons on the development of Total Maximum Daily Loads (TMDLs) to address impairments in the following six watersheds: Goldmine Creek, Beaver Creek, Mountain Run, Pamunkey Creek, Terrys Run and Plentiful Creek. The subject stream segments are identified in Virginia's 2002 303(d) Report on Impaired Waters and the 2004 Virginia Water Quality Assessment 305(b)/303(d) Integrated Report as impaired due to exceedances of the state's water quality criterion for fecal coliform bacteria.

Section 303(d) of the Clean Water Act and § 62.1-44.19:7 C of the Code of Virginia require DEQ to develop TMDLs for pollutants responsible for each impaired water contained in Virginia's 303(d) list.

The impaired stream segments are located in Louisa, Orange and Spotsylvania Counties. The first impairment is a 7.16-mile segment of Goldmine Creek extending from the headwaters of the Creek, near the intersection of Routes 22 and 625, downstream to the confluence with Lake Anna, about 1 mile north of Route 613. The second impairment is a 2.51-mile segment of Beaver Creek extending from the confluence of Cooks Creek and Beaver Creek, approximately 0.68 rivermiles upstream from the Route 638 bridge, downstream to its confluence with the North Anna River, about 1 mile west of Route 669. The third impairment is a 2.52-mile segment of Mountain Run beginning at the confluence of Madison Run and Mountain Run, about 1.5

miles east of Route 15, downstream to its confluence with the North Anna River, about 1 mile south of Route 643. The fourth impairment is a 12.14-mile segment of Pamunkey Creek extending from the confluence of Tomahawk Creek and Church Creek (where Pamunkey Creek begins), near the intersection of Routes 612 and 631, downstream to the confluence with Lake Anna, about 1 mile east of Route 651. The fifth impairment is a 5.45-mile segment of Terrys Run extending from the confluence of Horsepen Branch to Terrys Run, near Route 619, downstream to the confluence with Lake Anna, near Route 651. The sixth impairment is a 3.15-mile segment of Plentiful Creek extending from the confluence of an unnamed tributary to Plentiful Creek, near Route 601, downstream to the confluence with Lake Anna, about 1 mile south of Route 653.

The third and final public meeting on the development of the Goldmine Creek, Beaver Creek, Mountain Run, Pamunkey Creek, Terrys Run and Plentiful Creek Bacteria TMDLs will be held on Tuesday, May 24, 2005, at 7 p.m. at Prospect Heights Middle School, located at 300 Macon Road in Orange, Virginia.

The public comment period will begin on May 24, 2005, and end on June 23, 2005. Fact sheets on the development of the TMDLs for the impairments referenced are available upon request. Questions or information requests should be addressed to Kimberly Davis. Written comments should include the name, address, and telephone number of the person submitting the comments and should be sent to Ms. Kimberly Davis, Department of Environmental Quality, 13901 Crown Court, Woodbridge, VA 22193, telephone (703) 583-3937, FAX (703) 583-3841, or e-mail [kvdavis@deq.virginia.gov](mailto:kvdavis@deq.virginia.gov).

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## General Notices/Errata

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### **Total Maximum Daily Loads (TMDLs) for Mountain Run and Mine Run Watersheds**

The Department of Environmental Quality (DEQ) and the Department of Conservation and Recreation seek written and oral comments from interested persons on the development of Total Maximum Daily Loads (TMDLs) to address impairments in the Mountain Run and Mine Run watersheds. The subject stream segments are identified in Virginia's 2002 303(d) Report on Impaired Waters and the 2004 Virginia Water Quality Assessment 305(b)/303(d) Integrated Report as impaired due to exceedances of the state's water quality criterion for fecal coliform bacteria.

Section 303(d) of the Clean Water Act and § 62.1-44.19:7 C of the Code of Virginia require DEQ to develop TMDLs for pollutants responsible for each impaired water contained in Virginia's 303(d) list.

The impaired stream segments are located in Orange County. The first impairment is a 9.79-mile segment of Mountain Run that extends from the confluence of Mill Run to Mountain Run, approximately 0.25 rivermiles downstream of Route 617, downstream to its confluence with Mine Run, near the Orange County line. The second impairment is a 9.95-mile segment of Mine Run that extends from the confluence of Cormack Run to Mine Run, approximately 0.6 rivermiles upstream of Route 20, and continues downstream to its confluence with the Rapidan River, at the Orange County line.

The third and final public meeting on the development of the Mountain Run and Mine Run Bacteria TMDLs will be held on Wednesday, May 18, 2005, at 7 p.m. at Unionville Elementary School, located at 10285 Zachary Taylor Highway (Rt. 522) in Unionville, Virginia.

The public comment period will begin on May 18, 2005, and end on June 16, 2004. Fact sheets on the development of the TMDLs for the impairments referenced are available upon request. Questions or information requests should be addressed to Kimberly Davis. Written comments should include the name, address, and telephone number of the person submitting the comments and should be sent to Ms. Kimberly Davis, Department of Environmental Quality, 13901 Crown Court, Woodbridge, VA 22193, telephone (703) 583-3937, FAX (703) 583-3841, or e-mail [kvdavis@deq.virginia.gov](mailto:kvdavis@deq.virginia.gov).

### **Total Maximum Daily Loads (TMDLs) for Robinson River and Little Dark Run Watersheds**

The Department of Environmental Quality (DEQ) and the Department of Conservation and Recreation seek written and oral comments from interested persons on the development of Total Maximum Daily Loads (TMDLs) to address impairments in the Robinson River and Little Dark Run watersheds. The subject stream segments are identified in Virginia's 2002 303(d) Report on Impaired Waters and the 2004 Virginia Water Quality Assessment 305(b)/303(d) Integrated Report as impaired due to exceedances of the state's water quality criterion for fecal coliform bacteria.

Section 303(d) of the Clean Water Act and § 62.1-44.19:7 C of the Code of Virginia require DEQ to develop TMDLs for

pollutants responsible for each impaired water contained in Virginia's 303(d) TMDL list.

The impaired stream segments are located in Madison County. The first impairment is a 2.92-mile segment of the Robinson River extending from the confluence of the Rose River, near the intersection of Routes 600 and 670, downstream to Route 231. The second impairment is a 5.21-mile segment of the Robinson River extending from the confluence of White Oak Run, downstream to the Robinson's confluence with the Rapidan River. The third impairment is a 4.26-mile segment of Little Dark Run extending from the headwaters of Little Dark Run, near the intersection of Routes 231 and 687, downstream to its confluence with Dark Run, near Route 680.

The third and final public meeting on the development of the Robinson River and Little Dark Run TMDLs will be held on Tuesday, May 17, 2005, at 7 p.m. at the War Memorial Building located at the corner of Main and Church Streets in the Town of Madison, Virginia.

The public comment period will begin on May 17, 2005, and end on June 15, 2005. Fact sheets on the development of the TMDLs for the impairments referenced are available upon request. Questions or information requests should be addressed to Kimberly Davis. Written comments should include the name, address, and telephone number of the person submitting the comments and should be sent to Ms. Kimberly Davis, Department of Environmental Quality, 13901 Crown Court, Woodbridge, VA 22193, telephone (703) 583-3937, FAX (703) 583-3841, or e-mail [kvdavis@deq.virginia.gov](mailto:kvdavis@deq.virginia.gov).

### **Total Maximum Daily Load (TMDL) for Sheep Creek, Elk Creek, Machine Creek, Little Otter River in Bedford County, and Big Otter River in Campbell County**

The Department of Environmental Quality (DEQ) and the Department of Conservation and Recreation seek written and oral comments from interested persons on the development of an Implementation Plan (IP) for the Total Maximum Daily Load (TMDL) for fecal coliform bacteria on a 7.3-mile segment of Sheep Creek, 7.5-mile segment on Elk Creek, 20-mile segment on Machine Creek, 27.2-mile segment of Little Otter River in Bedford County, and a 14.8-mile segment on the Big Otter River in Campbell County. TMDLs for the five impaired stream segments were approved by EPA in February 2001 and are available on DEQ's website at <http://www.deq.state.va.us/tmdl/rpts.html>.

Section 62.1-44.19:7 C of the Code of Virginia requires the development of an IP for approved TMDLs. The IP should provide measurable goals and the date of expected achievement of water quality objectives. The IP should also include the corrective actions needed and their associated costs, benefits and environmental impacts.

The first public meeting on the development of the IP for the Sheep Creek, Elk Creek, Machine Creek, Little Otter River and Lower Big Otter River fecal coliform bacteria TMDLs will be held on Thursday, May 19, 2005, at 7 p.m. in the Bedford

Welcome Center, located at the intersection of US 460 and US 122 behind the D-Day Memorial.

The public comment period will end on June 19, 2005. A fact sheet on the development of an IP for Sheep Creek, Elk Creek, Machine Creek, Little Otter River and Lower Big Otter River is available upon request. Questions or information requests should be addressed to Theresa Carter. Written comments and inquiries should include the name, address, and telephone number of the person submitting the comments and should be sent to Ms. Theresa Carter, Department of Conservation and Recreation, 252 W. Main Street, Suite 3, Abingdon, VA 24210, telephone (276) 676-5418, FAX (276) 676-5527, or e-mail [theresa.carter@dcr.virginia.gov](mailto:theresa.carter@dcr.virginia.gov).

## STATE LOTTERY DEPARTMENT

### Director's Orders

The following Director's Orders of the State Lottery Department were filed with the Virginia Registrar of Regulations on April 6, 2005. The orders may be viewed at the State Lottery Department, 900 E. Main Street, Richmond, Virginia, or at the office of the Registrar of Regulations, 910 Capitol Street, 2nd Floor, Richmond, Virginia.

Final Rules for Game Operation:

Director's Order Number Twenty-Two (05)

Virginia's Instant Game Lottery 328; "Diamond Bingo" (effective 3/29/05)

Director's Order Number Twenty-Three (05)

Virginia's Instant Game Lottery 660; "Hearts" (effective 3/29/05)

Director's Order Number Twenty-Four (05)

Virginia's Instant Game Lottery 609; "\$500,000 Payout" (effective 3/29/05)

Director's Order Number Twenty-Five (05)

Virginia's Instant Game Lottery 665; "Stacks of Cash" (effective 3/29/05)

Director's Order Number Twenty-Seven (05)

Virginia's Instant Game Lottery 661; "Lucky Stars" (effective 3/29/05)

## DEPARTMENT OF MEDICAL ASSISTANCE SERVICES

### Notice of Intent to Modify Medicaid Co-Pay Structure: Increased Cost-Sharing Measures

Notice is hereby given that the Department of Medical Assistance Services (DMAS) intends to modify its Medicaid co-payment structure pursuant to the department's authority under Title XIX of the Social Security Act. This notice is intended to satisfy the requirements of 42 CFR 447.205 and of § 1902(a)(13) of the Social Security Act, 42 USC § 1396a(a)(13). The changes contained in this public notice are occurring in response to Chapter 4 of the 2004 Acts of the

Assembly, Item 326 EEE directing DMAS to increase recipient cost-sharing measures to meet target savings.

As directed by the Act, on October 1, 2004, DMAS reported on a plan to increase cost-sharing requirements that would meet the savings targets. The plan proposed to increase the amount of patient co-payments on certain services where cost sharing already exists and to initiate co-payments on certain services that do not currently have cost-sharing requirements. The proposed Medicaid co-payment amounts are permissible under federal regulations, which stipulate that the state may require nominal co-payments (i.e., \$0.50 - \$3.00) based on the typical state payment for the service. The proposed change will increase the co-payments for clinic visits and eye exams from \$1 to \$2, and will apply to both medically and categorically needy Medicaid recipients. Providers of these services are responsible to collect co-payments, which amounts are withheld from their reimbursement.

A copy of this notice is available for public review from Tom Edicola, Director, Program Operations Division, DMAS, 600 Broad Street, Suite 1300, Richmond, VA 23219, and this notice is available for public review at [www.townhall.state.va.us](http://www.townhall.state.va.us). Comments or inquiries may be submitted, in writing, within 30 days of this notice publication to Mr. Edicola and such comments are available for review at the same address.

## STATE WATER CONTROL BOARD

### Proposed Consent Special Order - Sandy's Mobile Home Community, L.L.C.

The State Water Control Board proposes to enter into a consent special order with the Sandy's Mobile Home Community, L.L.C., to resolve violations of the State Water Control Law and regulations at Sandy's wastewater treatment plant in Frederick County, Virginia. The facility discharges to an unnamed tributary to Crooked Run in the Shenandoah River subbasin, Potomac River basin.

The STP has experienced CBOD, TSS, pH and ammonia effluent limitation violations during the period from March 2004 through January 2005.

The proposed consent special order settles an outstanding Notice of Violation and incorporates a schedule of compliance to ensure consistent compliance with all the Permit requirements.

The board will receive written comments relating to the proposed consent special order for 30 days from the date of publication of this notice. Comments should be addressed to Steven W. Hetrick, Department of Environmental Quality, Post Office Box 3000, Harrisonburg, Virginia 22801, and should refer to the consent special order. Comments may also be submitted via electronic mail to [swhetrick@deq.virginia.gov](mailto:swhetrick@deq.virginia.gov). In order to be considered, electronic comments must be received prior to the close of the comment period and must include the name, address, and telephone number of the person making the comment.

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## General Notices/Errata

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The proposed order may be examined at the Department of Environmental Quality, Valley Regional Office, 4411 Early Road, Harrisonburg, VA 22801. A copy of the order may be obtained in person or by mail from this office.

### **VIRGINIA CODE COMMISSION**

#### **Notice to State Agencies**

**Mailing Address:** Virginia Code Commission, 910 Capitol Street, General Assembly Building, 2nd Floor, Richmond, VA 23219, FAX (804) 692-0625.

#### **Forms for Filing Material for Publication in the *Virginia Register of Regulations***

All agencies are required to use the appropriate forms when furnishing material for publication in the Virginia Register of Regulations. The forms may be obtained from: Virginia Code Commission, 910 Capitol Street, General Assembly Building, 2nd Floor, Richmond, VA 23219, telephone (804) 786-3591.

**Internet:** Forms and other Virginia Register resources may be printed or downloaded from the Virginia Register web page: <http://register.state.va.us>.

#### FORMS:

NOTICE of INTENDED REGULATORY ACTION-RR01  
NOTICE of COMMENT PERIOD-RR02  
PROPOSED (Transmittal Sheet)-RR03  
FINAL (Transmittal Sheet)-RR04  
EMERGENCY (Transmittal Sheet)-RR05  
NOTICE of MEETING-RR06  
AGENCY RESPONSE TO LEGISLATIVE OBJECTIONS-  
RR08  
RESPONSE TO PETITION FOR RULEMAKING-RR13  
FAST-TRACK RULEMAKING ACTION-RR14

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# CALENDAR OF EVENTS

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## Symbol Key

- † Indicates entries since last publication of the *Virginia Register*  
♿ Location accessible to persons with disabilities  
☎ Teletype (TTY)/Voice Designation

### NOTICE

Only those meetings which are filed with the Registrar of Regulations by the filing deadline noted at the beginning of this publication are listed. Since some meetings are called on short notice, please be aware that this listing of meetings may be incomplete. Also, all meetings are subject to cancellation and the *Virginia Register* deadline may preclude a notice of such cancellation. If you are unable to find a meeting notice for an organization in which you are interested, please check the Commonwealth Calendar at [www.vipnet.org](http://www.vipnet.org) or contact the organization directly.

For additional information on open meetings and public hearings held by the standing committees of the legislature during the interim, please call Legislative Information at (804) 698-1500 or Senate Information and Constituent Services at (804) 698-7410 or (804) 698-7419/TTY☎, or visit the General Assembly web site's Legislative Information System (<http://leg1.state.va.us/lis.htm>) and select "Meetings."

VIRGINIA CODE COMMISSION

## EXECUTIVE

### BOARD OF ACCOUNTANCY

**May 8, 2005** - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the Board of Accountancy intends to amend regulations entitled **18 VAC 5-21, Board of Accountancy Regulations**. The purpose of the proposed action is to revise and clarify (i) qualifications for licensure including new language about the current computer-based CPA exam and (ii) continuing professional education (CPE) requirements for initial applicants and regulants in ethics.

Statutory Authority: §§ 54.1-4402 and 54.1-4410 of the Code of Virginia.

**Contact:** Nancy Taylor Feldman, Executive Director, Board of Accountancy, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8505, FAX (804) 367-2174 or e-mail [boa@boa.virginia.gov](mailto:boa@boa.virginia.gov).

**June 29, 2005 - 10 a.m.** -- Open Meeting

Department of Professional and Occupational Regulation, 3600 West Broad Street, Room 395, Richmond, Virginia.♿ (Interpreter for the deaf provided upon request)

A meeting to discuss general business matters. A public comment period will be held at the beginning of the meeting. All meetings are subject to cancellation. The time of the meeting is subject to change. Any person desiring to attend the meeting and requiring special accommodations or interpreter services should contact the board at least 10 days prior to the meeting so suitable arrangements can be made. The board fully complies with the Americans with Disabilities Act.

**Contact:** Nancy Taylor Feldman, Executive Director, Board of Accountancy, 3600 W. Broad St., Suite 378, Richmond, VA 23230, telephone (804) 367-8505, FAX (804) 367-2174, (804) 367-9753/TTY☎, e-mail [boa@boa.virginia.gov](mailto:boa@boa.virginia.gov).

### COMMONWEALTH COUNCIL ON AGING

**May 19, 2005 - 10 a.m.** -- Open Meeting

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

A regular business meeting. Public comments are welcome.

**Contact:** Marsha Mucha, Department for the Aging, 1610 Forest Ave., Suite 100, Richmond, VA 23229, telephone (804) 662-9312.

### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

#### Consumer Affairs Advisory Committee

**May 11, 2005 - 9:30 a.m.** -- Open Meeting

Department of Agriculture and Consumer Services, Washington Building, 1100 Bank Street, 2nd Floor, Board Room, Richmond, Virginia.♿ (Interpreter for the deaf provided upon request)

The advisory committee communicates the views and interests of Virginians on issues related to the Department of Agriculture and Consumer Services' consumer education and fraud prevention programs and their availability to citizens. A meeting to (i) review the consumer education outreach efforts for the past six months and (ii) assist with planning for similar efforts for the remainder of 2005. Members will entertain public comment at the conclusion of all other business for a period not to exceed 30 minutes. Any person who needs any accommodation in order to participate at the meeting should contact Evelyn A. Jez at least five days before the meeting date so that suitable arrangements can be made.


**Contact:** Evelyn A. Jez, Ph.D., Consumer Affairs Specialist, Department of Agriculture and Consumer Services, 1100 Bank St., Suite 1101, Richmond, VA, telephone (804) 786-1308, FAX (804) 786-5112, toll-free (800) 552-9963, (800) 828-1120/TTY☎, e-mail [penny.jez@vdacs.virginia.gov](mailto:penny.jez@vdacs.virginia.gov).

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# Calendar of Events

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## STATE AIR POLLUTION CONTROL BOARD

† **May 5, 2005 - 7 p.m.** -- Public Hearing  
Danville Regional Airport, Intersection of Highways 58 and 29,  
Danville, Virginia. 

A public hearing to receive comment on air quality issues concerning an application from Yorktowne Cabinetry, Inc. to construct a wood-manufacturing facility in the Cane Creek Centre Industrial Park in Pittsylvania County. An informational briefing will be held at 6:30 p.m. The public comment period closes on May 20, 2005.

**Contact:** Margaret Key, Department of Environmental Quality, 7705 Timberlake Rd., Lynchburg, VA 24502, telephone (434) 582-5120, e-mail [smkey@deq.virginia.gov](mailto:smkey@deq.virginia.gov).


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**May 5, 2005** - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the State Air Pollution Control Board intends to adopt regulations entitled **9 VAC 5-230, Variance for International Paper Franklin Paper Mill**. The purpose of the proposed action is to provide relief for the IP Franklin Paper Mill from the state regulations governing new source review and to establish sitewide emission caps for particulate matter (PM and PM<sub>10</sub>), sulfur dioxide, oxides of nitrogen, carbon monoxide, volatile organic compounds, total reduced sulfur, lead, sulfuric acid mists and fluorides. The sitewide emission caps would be used as alternative means of compliance with state regulations governing new source reviews (Article 4 of Chapter 50, and Articles 6, 8 and 9 of Chapter 80).

Statutory Authority: § 10.1-1307 of the Code of Virginia.


**Contact:** Robert Mann, Director of Air Regulatory Development, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4419, FAX (804) 698-4510, toll-free 1-800-592-5482 or e-mail [ramann@deq.virginia.gov](mailto:ramann@deq.virginia.gov).

**May 19, 2005 - 9 a.m.** -- Public Hearing  
Department of Environmental Quality, 629 East Main Street,  
Richmond, Virginia. 

The Department of Environmental Quality will hold a public hearing on three proposed revisions to the Commonwealth of Virginia State Implementation Plan (SIP). The proposed revisions consist of amendments to existing regulation provisions concerning maintenance and nonattainment areas. The amendments consist of (i) Revision O97, geographical redefinition of maintenance areas to be consistent with the federal Clean Air Act and the redesignation of the Hampton Roads Ozone Nonattainment Area to maintenance for the one-hour ozone standard, adopted September 11, 1997, effective January 1, 1998; (ii) Revision R97, redesignation of the Richmond Ozone Nonattainment Area to maintenance for the one-hour ozone standard, adopted January 8, 1998, effective April 1, 1998; and (iii) Revision A98, removing the White Top Mountain Ozone Nonattainment Area, adopted September 17, 1998,


effective January 1, 1999. The department is seeking comment on the issue of whether the regulation amendments should be submitted to the U.S. Environmental Protection Agency as a revision to the SIP.

**Contact:** Karen G. Sabasteanski, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4426, FAX (804) 698-4510, e-mail [kgsabastea@deq.virginia.gov](mailto:kgsabastea@deq.virginia.gov).

† **May 25, 2005 - 2 p.m.** -- Open Meeting  
Department of Environmental Quality, Piedmont Regional Office, 4949-A Cox Road, Glen Allen, Virginia. 

A public meeting to receive comments on a Notice of Intent to adopt a VPDES general watershed permit for total nitrogen and total phosphorus discharges and nutrient trading in the Chesapeake Bay Watershed in Virginia. The Notice of Intent will be published in the Virginia Register of Regulations on May 2, 2005.


**Contact:** Allan Brockenbrough, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4147, FAX (804) 698-4032, e-mail [abrockenbrough@deq.virginia.gov](mailto:abrockenbrough@deq.virginia.gov).

† **June 22, 2005 - 9:30 a.m.** -- Open Meeting  
Department of Environmental Quality, Piedmont Regional Office, 4949-A Cox Road, Glen Allen, Virginia. 


A regular board meeting.

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

## ALCOHOLIC BEVERAGE CONTROL BOARD


**May 9, 2005 - 9 a.m.** -- Open Meeting  
**May 23, 2005 - 9 a.m.** -- Open Meeting  
**June 6, 2005 - 9 a.m.** -- Open Meeting  
**June 20, 2005 - 9 a.m.** -- Open Meeting  
**July 5, 2005 - 9 a.m.** -- Open Meeting  
**July 18, 2005 - 9 a.m.** -- Open Meeting  
† **August 1, 2005 - 9 a.m.** -- Open Meeting  
Department of Alcoholic Beverage Control, 2901 Hermitage Road, Richmond, Virginia. 

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


**Contact:** W. Curtis Coleburn, III, Secretary to the Board, Department of Alcoholic Beverage Control, 2901 Hermitage Rd., Richmond, VA 23220, telephone (804) 213-4409, FAX (804) 213-4411, (804) 213-4687/TTY , e-mail [wccolen@abc.state.va.us](mailto:wccolen@abc.state.va.us).




## ALZHEIMER'S DISEASE AND RELATED DISORDERS COMMISSION

**June 7, 2005 - 10 a.m.** -- Open Meeting  
Department for the Aging, 1610 Forest Avenue, Suite 100,  
Richmond, Virginia. 


A quarterly meeting.


**Contact:** Janet L. Honeycutt, Director of Grant Operations, Department for the Aging, 1610 Forest Ave., Suite 100, Richmond, VA 23229, telephone (804) 662-9333, FAX (804) 662-9354, toll-free (800) 552-3402, (804) 662-9333/TTY , e-mail janet.honeycutt@vda.virginia.gov.

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


**May 4, 2005 - 9 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, Richmond, Virginia. 


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

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


**May 10, 2005 - 9 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, Richmond, Virginia. 


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

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


**† May 12, 2005 - 9 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, 4th Floor, Room 453, Richmond,  
Virginia. 


Informal fact-finding conferences.

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


**May 12, 2005 - 9 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, Richmond, Virginia. 


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

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

**May 17, 2005 - 9 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, Richmond, Virginia. 

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

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

**May 19, 2005 - 9 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, Richmond, Virginia. 

A meeting of the Certified Interior Designers Section to conduct board business. The meeting is open to the public; however, a portion of the board's business may be discussed in closed session. Persons desiring to participate in the meeting and requiring special accommodations or interpreter services should contact the department at least

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## Calendar of Events

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10 days prior to the meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.

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

**June 16, 2005 - 9 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation, 3600 West Broad Street, Richmond, Virginia. ♿

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

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

### ART AND ARCHITECTURAL REVIEW BOARD

**May 6, 2005 - 10 a.m.** -- Open Meeting

**June 3, 2005 - 10 a.m.** -- Open Meeting

**July 8, 2005 - 10 a.m.** -- Open Meeting  
Science Museum of Virginia, 2500 West Broad Street, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A monthly meeting to review projects submitted by state agencies. Art and Architectural Review Board submittal forms and submittal instructions can be downloaded by visiting the DGS Forms Center at [www.dgs.state.va.us](http://www.dgs.state.va.us). Request form #DGS-30-905 or submittal instructions #DGS-30-906. The deadline for submitting project datasheets and other required information is two weeks prior to the meeting date.

**Contact:** Richard L. Ford, AIA Chairman, Art and Architectural Review Board, 101 Shockoe Slip, 3rd Floor, Richmond, VA 23219, telephone (804) 648-5040, FAX (804) 225-0329, (804) 786-6152/TTY ☎, or e-mail [rford@comarchs.com](mailto:rford@comarchs.com).

### VIRGINIA COMMISSION FOR THE ARTS

**May 3, 2005 - 10 a.m.** -- Open Meeting  
Charles Taylor Fine Arts Center, 4205 Victoria Boulevard, Hampton, Virginia. ♿

A meeting of the Area 6 Panel to review grant applications and recommend funding to arts organizations in Area 6 of Virginia for the 2005-2006 fiscal year. The meeting is scheduled to last until 5 p.m. as needed.

**Contact:** Peggy Baggett, Executive Director, Virginia Commission for the Arts, 223 Governor St., Richmond, VA 23219, telephone (804) 225-3132, FAX (804) 225-4327, (804) 225-3132/TTY ☎, e-mail [peggy.baggett@arts.virginia.gov](mailto:peggy.baggett@arts.virginia.gov).

**May 5, 2005 - 10 a.m.** -- Open Meeting  
Barksdale Theater, Willow Lawn Shopping Center, 1601 Willow Lawn Drive, Richmond, Virginia. ♿

A meeting of the Major Arts Organizations Panel to review applications and recommend funding to major arts organizations in Virginia for the 2005-2006 fiscal year. The meeting is scheduled to last until 5 p.m. as needed.

**Contact:** Peggy Baggett, Executive Director, Virginia Commission for the Arts, 223 Governor St., Richmond, VA 23219, telephone (804) 225-3132, FAX (804) 225-4327, (804) 225-3132/TTY ☎, e-mail [peggy.baggett@arts.virginia.gov](mailto:peggy.baggett@arts.virginia.gov).

**May 10, 2005 - 10 a.m.** -- Open Meeting  
Library of Virginia, 800 East Broad Street, Conference Room C, Richmond, Virginia. ♿

A meeting of the Touring Panel to review applications from Virginia performing artists for inclusion in the 2006-2007 tour directory. The meeting is scheduled to continue until May 11 as needed.

**Contact:** Peggy Baggett, Executive Director, Virginia Commission for the Arts, 223 Governor St., Richmond, VA 23219, telephone (804) 225-3132, FAX (804) 225-4327, (804) 225-3132/TTY ☎, e-mail [peggy.baggett@arts.virginia.gov](mailto:peggy.baggett@arts.virginia.gov).

**May 12, 2005 - 10 a.m.** -- Open Meeting  
Barksdale Theater, Willow Lawn Shopping Center, 1601 Willow Lawn Drive, Richmond, Virginia. ♿

A meeting of the Arts in Education Panel to review grant applications from Virginia elementary and secondary schools in the categories of Arts Curriculum Development Grants and Artist Residency Grants. The meeting is scheduled to last until 5 p.m. as needed.

**Contact:** Peggy Baggett, Executive Director, Virginia Commission for the Arts, 223 Governor St., Richmond, VA 23219, telephone (804) 225-3132, FAX (804) 225-4327, (804) 225-3132/TTY ☎, e-mail [peggy.baggett@arts.virginia.gov](mailto:peggy.baggett@arts.virginia.gov).

**June 7, 2005 - 9 a.m.** -- Open Meeting  
Libertytown Arts Workshop, 916 Liberty Street, Fredericksburg, Virginia. ♿

The final meeting of the fiscal year.

**Contact:** Peggy Baggett, Executive Director, Virginia Commission for the Arts, 223 Governor St., Richmond, VA

23219, telephone (804) 225-3132, FAX (804) 225-4327, (804) 225-3132/TTY ☎, e-mail [peggy.baggett@arts.virginia.gov](mailto:peggy.baggett@arts.virginia.gov).

## VIRGINIA BOARD FOR ASBESTOS, LEAD, AND HOME INSPECTORS

**May 18, 2005 - 9 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, Richmond, Virginia. ♿

A meeting to conduct board business.

**Contact:** David E. Dick, Executive Director, Virginia Board for Asbestos, Lead, and Home Inspectors, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8507, FAX (804) 367-6128, (804) 367-9753/TTY ☎, e-mail [alhi@dpor.virginia.gov](mailto:alhi@dpor.virginia.gov).

**† May 19, 2005 - 9 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, 4th Floor, Room 453, Richmond,  
Virginia. ♿

An informal fact-finding conference.

**Contact:** David Dick, Executive Director, Virginia Board for Asbestos, Lead, and Home Inspectors, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8595, FAX (804) 367-2475, (804) 367-9753/TTY ☎, e-mail [asbestos@dpor.virginia.gov](mailto:asbestos@dpor.virginia.gov).

## COMPREHENSIVE SERVICES FOR AT-RISK YOUTH AND FAMILIES

### State Executive Council

**June 15, 2005 - 9 a.m.** -- Open Meeting  
Location to be announced.

A regular meeting. The meeting will adjourn by noon.

**Contact:** Kim McGaughey, Executive Director, Comprehensive Services for At-Risk Youth and Families, 1604 Santa Rosa Rd., Richmond, VA 23229, telephone (804) 662-9830, FAX (804) 662-9831.

## BOARD OF AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY

**May 19, 2005 - 9:30 a.m.** -- Open Meeting  
Department of Health Professions, 6603 West Broad Street,  
5th Floor, Richmond, Virginia. ♿

A meeting to discuss issues and matters related to board business.

**Contact:** Elizabeth Young, Executive Director, Board of Audiology and Speech-Language Pathology, Alcoa Building, 6603 W. Broad St., 5th Floor, Richmond, VA 23230-1712, telephone (804) 662-9907, FAX (804) 662-9523, (804) 662-7197/TTY ☎, e-mail [elizabeth.young@dhp.virginia.gov](mailto:elizabeth.young@dhp.virginia.gov).

## BOARD FOR BARBERS AND COSMETOLOGY

**† June 2, 2005 - 9 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, 4th Floor, Room 453, Richmond,  
Virginia. ♿

An informal fact-finding conference.

**Contact:** William H. Ferguson, II, Executive Director, Board for Barbers and Cosmetology, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8575, FAX (804) 367-2474, (804) 367-9753/TTY ☎, e-mail [barbercosmo@dpor.virginia.gov](mailto:barbercosmo@dpor.virginia.gov).

## DEPARTMENT FOR THE BLIND AND VISION IMPAIRED

### Statewide Rehabilitation Council for the Blind

**June 25, 2005 - 10 a.m.** -- Open Meeting  
Department for the Blind and Vision Impaired, 401 Azalea  
Avenue, Rehabilitation Center, Assembly Room, Richmond,  
Virginia. ♿ (Interpreter for the deaf provided upon request)

A quarterly meeting to advise the Department for the Blind and Vision Impaired on matters related to vocational rehabilitation services for the blind and visually impaired citizens of the Commonwealth.

**Contact:** Susan D. Payne, VR Program Director, Department for the Blind and Vision Impaired, 397 Azalea Ave., Richmond, VA 23227, telephone (804) 371-3184, FAX (804) 371-3390, toll-free (800) 622-2155, (804) 371-3140/TTY ☎, e-mail [susan.payne@dbvi.virginia.gov](mailto:susan.payne@dbvi.virginia.gov).

## BOARD FOR BRANCH PILOTS

**May 2, 2005 - 10 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, Richmond, Virginia. ♿

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


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

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# Calendar of Events

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## CEMETERY BOARD

**June 8, 2005 - 9 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, 4 West Conference Room,  
Richmond, Virginia. 

A meeting to discuss board business.

**Contact:** Karen W. O'Neal, Regulatory Programs  
Coordinator, Cemetery Board, 3600 West Broad Street,  
Richmond, VA 23230, telephone (804) 367-8537, FAX (804)  
367-2475, (804) 367-9753/TTY , e-mail  
karen.oneal@dpor.virginia.gov.

## CHARITABLE GAMING BOARD

**June 3, 2005** - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the Charitable Gaming Board intends to amend regulations entitled **11 VAC 15-22, Charitable Gaming Rules and Regulations**. The purpose of the proposed action is to simplify and clarify the gaming regulations while also making them consistent with current gaming statutes.

Statutory Authority: §§ 2.2-2456 and 18.2-340.19 of the Code of Virginia.

Public comments may be submitted to Bill Watt, Webmaster and Communications Specialist, Department of Charitable Gaming, James Monroe Building, 101 North 14th Street, 17th Floor, Richmond, Virginia, email bill.watt@dcg.virginia.gov.

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

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**June 3, 2005** - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the Charitable Gaming Board intends to amend regulations entitled **11 VAC 15-31, Supplier Regulations**. The purpose of the proposed action is to simplify and clarify the gaming regulations while also making them consistent with current gaming statutes.

Statutory Authority: §§ 2.2-2456, 18.2-340.19 and 18.2-340.34 of the Code of Virginia.

Public comments may be submitted to Bill Watt, Webmaster and Communications Specialist, Department of Charitable Gaming, James Monroe Building, 101 North 14th Street, 17th Floor, Richmond, Virginia, email bill.watt@dcg.virginia.gov.

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

**June 7, 2005 - 10 a.m.** -- Open Meeting  
Science Museum of Virginia, 2500 West Broad Street,  
Discovery Room, Richmond, Virginia. 

A regular quarterly meeting.

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

## CHESAPEAKE BAY LOCAL ASSISTANCE BOARD

**† May 3, 2005 - 9:30 a.m.** -- Open Meeting  
Chesapeake Bay Local Assistance Department, James Monroe Building, 101 North 14th Street, 17th Floor, Conference Room, Richmond, Virginia.

A meeting to conduct general business, including review of local Chesapeake Bay Preservation Area programs for the Northern Area.

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

**† May 3, 2005 - 11 a.m.** -- Open Meeting  
Chesapeake Bay Local Assistance Department, James Monroe Building, 101 North 14th Street, 17th Floor, Conference Room, Richmond, Virginia.

A meeting to discuss board policy issues.


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

**† May 3, 2005 - 2:30 p.m.** -- Open Meeting  
Chesapeake Bay Local Assistance Department, James Monroe Building, 101 North 14th Street, 17th Floor, Conference Room, Richmond, Virginia.

A meeting to conduct general business, including review of local Chesapeake Bay Preservation Area programs for the Southern Area.

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

## STATE CHILD FATALITY REVIEW TEAM


**May 13, 2005 - 10 a.m.** -- Open Meeting  
**July 12, 2005 - 10 a.m.** -- Open Meeting  
Office of the Chief Medical Examiner, 400 East Jackson Street, Richmond, Virginia. 

The business portion of the meeting is open to the public. At the conclusion of the open meeting, the team will go into closed session for confidential case review.

**Contact:** Angela Myrick, Coordinator, Department of Health, 400 E. Jackson St., Richmond, VA 23219, telephone (804) 786-1047, FAX (804) 371-8595, toll-free (800) 447-1708, e-mail [angela.myrick@vdh.virginia.gov](mailto:angela.myrick@vdh.virginia.gov).

2291, FAX (804) 786-6141, e-mail [david.dowling@dcr.virginia.gov](mailto:david.dowling@dcr.virginia.gov).

## STATE BOARD FOR COMMUNITY COLLEGES

**May 18, 2005 - 1:30 p.m.** -- Open Meeting  
Virginia Community College System, James Monroe Building, 101 North 14th Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)


† **May 12, 2005 - Noon** -- Open Meeting  
Richmond City Town Hall, 900 East Broad Street, 5th Floor Planning Room, Richmond, Virginia.

A monthly meeting of the Falls of the James Scenic River Advisory Committee.


Meetings of the Academic Committee, Student Affairs and Workforce Development Committee, and Budget and Finance Committee begins at 1:30 p.m. The Facilities Committee and the Audit Committee will meet at 3 p.m. The Personnel Committee will meet at 3:30 p.m. The Executive Committee will meet at 5 p.m.

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

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**Contact:** D. Susan Hayden, Director of Public Affairs, Virginia Community College System, 101 N. 14th St., Richmond, VA 23219, telephone (804) 819-4961, FAX (804) 819-4768, (804) 371-8504/TTY 


† **July 1, 2005** - Public comments may be submitted until this date.

**May 19, 2005 - 9 a.m.** -- Open Meeting  
James Monroe Building, 101 North 14th Street, Godwin-Hamel Board Room, 15th Floor, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the Department of Conservation and Recreation intends to amend regulations entitled **4 VAC 5-15, Nutrient Management Training and Certification Regulations**. The purpose of the proposed action is to amend the Nutrient Management and Training Certification Regulations and their attendant forms including the criteria for nutrient management plan content and development procedures in order to bring the regulations and attendant documents into compliance as may be necessary with § 62.1-44.17:1.1 of the Code of Virginia and in the requirements set forth in 40 CFR Parts 9, 122, 123 and 412 as published in the Federal Register Volume 62, No. 29, dated February 12, 2003, or as may otherwise be necessary to protect water quality.


A meeting of the full board. Public comment may be received at the beginning of the meeting upon notification at least five working days prior to the meeting.

Statutory Authority: § 10.1-104.2 of the Code of Virginia.

**Contact:** D. Susan Hayden, Director of Public Affairs, Virginia Community College System, 15th Floor, 101 N. 14th St., Richmond, VA 23219, telephone (804) 819-4961, FAX (804) 819-4768, (804) 371-8504/TTY 

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


## COMPENSATION BOARD

† **May 25, 2005 - 11 a.m.** -- Open Meeting  
830 East Main Street, 2nd Floor Conference Room, Richmond, Virginia. 

A monthly board meeting.


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

## BOARD FOR CONTRACTORS

**May 3, 2005 - 9 a.m.** -- Open Meeting  
**May 5, 2005 - 9 a.m.** -- Open Meeting  
† **May 10, 2005 - 9 a.m.** -- Open Meeting  
**May 12, 2005 - 9 a.m.** -- Open Meeting  
† **May 17, 2005 - 9 a.m.** -- Open Meeting  
† **May 19, 2005 - 9 a.m.** -- Open Meeting  
† **June 2, 2005 - 9 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation, 3600 West Broad Street, 4th Floor, Richmond, Virginia. 

## DEPARTMENT OF CONSERVATION AND RECREATION

† **May 11, 2005 - 1 p.m.** -- Open Meeting  
Loudoun County Government Center, 1 Harrison Street, S.E., Lovettsville Room, Leesburg, Virginia.

† **May 13, 2005 - 10:30 a.m.** -- Open Meeting  
County of Roanoke Administration Center, 5304 Bernard Drive, 4th Floor, Training Room, Roanoke, Virginia. 

A regular business meeting of the Goose Creek Scenic River Advisory Committee.

Informal fact-finding conferences.

**Contact:** David C. Dowling, Policy and Planning Manager, Department of Conservation and Recreation, 203 Governor St., Suite 302, Richmond, VA 23219, telephone (804) 786-

**Contact:** Eric L. Olson, Executive Director, Board for Contractors, 3600 W. Broad St., Richmond, VA 23230,

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## Calendar of Events

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telephone (804) 367-2785, FAX (804) 367-2474, (804) 367-9753/TTY ☎, e-mail [contractors@dpor.virginia.gov](mailto:contractors@dpor.virginia.gov).

**May 25, 2005 - 10 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, Richmond, Virginia. ♿

A meeting of the Tradesman and Education Committee to conduct committee business. The department fully complies with the Americans with Disabilities Act.

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

**June 7, 2005 - 9 a.m.** -- Open Meeting  
† **July 19, 2005 - 9 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, Richmond, Virginia. ♿

A regular meeting to address policy and procedural issues and review and render decisions on matured complaints against licensees. The meeting is open to the public; however, a portion of the board's business may be conducted in closed session. Persons desiring to participate in the meeting and requiring special accommodations or interpretive services should contact the department at (804) 367-2785 at least 10 days prior to this meeting so that suitable arrangements can be made. The department fully complies with the Americans with Disabilities Act.

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

### BOARD OF CORRECTIONS

**May 17, 2005 - 10 a.m.** -- Open Meeting  
† **July 19, 2005 - 10 a.m.** -- Open Meeting  
Department of Corrections, 6900 Atmore Drive, 3rd Floor  
Board Room, Richmond, Virginia. ♿

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

**Contact:** Barbara Woodhouse, Administrative Staff Assistant, Department of Corrections, 6900 Atmore Dr., Richmond, VA 23225, telephone (804) 674-3124, FAX (804) 674-3236, e-mail [woodhousebl@vadoc.state.va.us](mailto:woodhousebl@vadoc.state.va.us).

**May 17, 2005 - 1 p.m.** -- Open Meeting  
† **July 19, 2005 - 1 p.m.** -- Open Meeting  
Department of Corrections, 6900 Atmore Drive, 3rd Floor,  
Room 3054, Richmond, Virginia. ♿

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

**Contact:** Barbara Woodhouse, Administrative Staff Assistant, Department of Corrections, 6900 Atmore Dr., Richmond, VA 23225, telephone (804) 674-3124, FAX (804) 674-3236, e-mail [woodhousebl@vadoc.state.va.us](mailto:woodhousebl@vadoc.state.va.us).

**May 18, 2005 - 9:30 a.m.** -- Open Meeting  
† **July 20, 2005 - 9:30 a.m.** -- Open Meeting  
Department of Corrections, 6900 Atmore Drive, 3rd Floor  
Board Room, Richmond, Virginia. ♿

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

**Contact:** Barbara Woodhouse, Administrative Staff Assistant, Department of Corrections, 6900 Atmore Dr., Richmond, VA 23225, telephone (804) 674-3124, FAX (804) 674-3236, e-mail [woodhousebl@vadoc.state.va.us](mailto:woodhousebl@vadoc.state.va.us).

**May 18, 2005 - 10 a.m.** -- Open Meeting  
† **July 20, 2005 - 10 a.m.** -- Open Meeting  
Department of Corrections, 6900 Atmore Drive, 3rd Floor  
Board Room, Richmond, Virginia. ♿

A regular meeting.

**Contact:** Barbara Woodhouse, Administrative Staff Assistant, Department of Corrections, 6900 Atmore Dr., Richmond, VA 23225, telephone (804) 674-3124, FAX (804) 674-3236, e-mail [woodhousebl@vadoc.state.va.us](mailto:woodhousebl@vadoc.state.va.us).

### BOARD OF COUNSELING

**June 2, 2005 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6603 West Broad Street,  
5th Floor, Conference Room 3, Richmond, Virginia.

A meeting of the Credentials Review Committee to review files of licensee applicants.

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

**June 3, 2005 - 10 a.m.** -- Open Meeting  
Department of Health Professions, 6603 West Broad Street,  
5th Floor, Conference Room 3, Richmond, Virginia.

A quarterly meeting to conduct board business.

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

### CRIMINAL JUSTICE SERVICES BOARD

**May 12, 2005 - 11 a.m.** -- Open Meeting  
† **June 9, 2005 - 11 a.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, House  
Room D, Richmond, Virginia.

A general business meeting.

**Contact:** Leon D. Baker, Jr., Division Director, Department of Criminal Justice Services, Eighth Street Office Bldg., 805 E. Broad St., 10th Floor, Richmond, VA 23219, telephone (804) 225-4086, FAX (804) 786-0588, e-mail [lbaker@dcjs.state.va.us](mailto:lbaker@dcjs.state.va.us).

NOTE: CHANGE IN MEETING DATE


**June 9, 2005 - 9 a.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, House Room D, Richmond, Virginia.

A meeting of the Committee on Training.


**Contact:** Leon D. Baker, Jr., Division Director, Department of Criminal Justice Services, Eighth Street Office Bldg., 805 E. Broad St., 10th Floor, Richmond, VA 23219, telephone (804) 225-4086, FAX (804) 786-0588, e-mail lbaker@dcjs.state.va.us.

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


NOTE: CHANGE IN MEETING DATE

**May 11, 2005 - 10 a.m.** -- Open Meeting  
Department for the Deaf and Hard-of-Hearing, 1602 Rolling Hills Drive, 2nd Floor Conference Room, Richmond, Virginia.  (Interpreter for the deaf provided upon request)


A regular quarterly meeting of the advisory board.


**Contact:** Leslie Hutcheson Prince, Policy and Planning Manager, Department for the Deaf and Hard-of-Hearing, 1602 Rolling Hills Dr., Suite 203, Richmond, VA 23235, telephone (804) 662-9703, toll-free (800) 552-7917, (804) 662-9703/TTY , e-mail leslie.prince@vddhh.virginia.gov.

## BOARD OF DENTISTRY


**May 13, 2005 - 9 a.m.** -- Open Meeting  
**May 20, 2005 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6603 West Broad Street, 5th Floor, Richmond, Virginia. 

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


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

**July 8, 2005 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6603 West Broad Street, Richmond, Virginia. 


A meeting to discuss business issues. There will be a public comment period at the beginning of the meeting.

**Contact:** Sandra Reen, Executive Director, Board of Dentistry, Alcoa Bldg., 6603 W. Broad St., 5th Floor, Richmond, VA 23230-1712, telephone (804) 662-9906, FAX (804) 662-9943, (804) 662-7197/TTY , e-mail sandra.reen@dhp.virginia.gov.

## DESIGN-BUILD/CONSTRUCTION MANAGEMENT REVIEW BOARD

**May 19, 2005 - 11 a.m.** -- Open Meeting  
**June 16, 2005 - 11 a.m.** -- Open Meeting  
**† July 21, 2005 - 11 a.m.** -- Open Meeting  
Department of General Services, Eighth Street Office Building, 805 East Broad Street, 3rd Floor, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A monthly meeting to review requests submitted by localities to use design-build or construction-management-type contracts. Contact the Division of Engineering and Building to confirm the meeting.

**Contact:** Rhonda M. Bishton, Administrative Assistant, Department of General Services, 805 E. Broad Street, Room 101, Richmond, VA 23219, telephone (804) 786-3263, FAX (804) 371-7934, (804) 786-6152/TTY , or e-mail rhonda.bishton@dgs.virginia.gov.

## VIRGINIA ECONOMIC DEVELOPMENT PARTNERSHIP

**† May 24, 2005 - 7:30 a.m.** -- Open Meeting  
Institute for Advanced Learning and Research, Danville, Virginia.

A meeting of the Finance Committee to discuss finance issues pertaining to the Virginia Economic Development Partnership.

**Contact:** Kimberly M. Ellett, Senior Executive Assistant, Virginia Economic Development Partnership, P.O. Box 798, Richmond, VA 23218, telephone (804) 371-8108, FAX (804) 371-8112, e-mail kellett@yesvirginia.org.

**† May 24, 2005 - 9 a.m.** -- Open Meeting  
Institute for Advanced Learning and Research, Danville, Virginia.

A meeting of the board of directors to discuss issues pertaining to the Virginia Economic Development Partnership.

**Contact:** Kimberly M. Ellett, Senior Executive Assistant, Virginia Economic Development Partnership, P.O. Box 798, Richmond, VA 23218, telephone (804) 371-8108, FAX (804) 371-8112, e-mail kellett@yesvirginia.org.

## BOARD OF EDUCATION

**† May 10, 2005 - 9 a.m.** -- Open Meeting  
Holiday Inn at I-64 and West Broad Street, 6531 West Broad Street, Richmond, Virginia.

A meeting of the Special Committee to Study and Make Recommendations Relative to Teach Licensure to study teacher licensure assessment policies and regulations.

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

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# Calendar of Events

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**May 25, 2005 - 9 a.m.** -- Open Meeting

**June 22, 2005 - 9 a.m.** -- Open Meeting

**† July 27, 2005 - 9 a.m.** -- Open Meeting


James Monroe Building, 101 North 14th Street, Main Lobby Level, Conference Rooms C and D, Richmond, Virginia. 

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

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

## DEPARTMENT OF EDUCATION

**May 17, 2005 - 1 p.m.** -- Open Meeting

Department of Education, James Monroe Building, PDS Room #2, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A meeting of the State Special Education Advisory Committee to review State Operated Programs' Annual Plans. The public is urged to confirm arrangements prior to each meeting by viewing the Department of Education's public meeting calendar at <http://www.pen.k12.va.us/VDOE/meetings.html>. This site will contain the latest information on the meeting arrangements and will note any last-minute changes in time or location. Please note that persons requesting the services of an interpreter for the deaf are asked to do so at least 72 hours in advance so that the appropriate arrangements may be made.

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

**† July 21, 2005 - 8:45 a.m.** -- Open Meeting

**† July 22, 2005 - 8:45 a.m.** -- Open Meeting


Richmond Holiday Inn at the Koger Center, Midlothian Turnpike, Richmond, Virginia.

A meeting of the State Special Education Advisory Committee. Agenda to be announced.

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

## DEPARTMENT OF ENVIRONMENTAL QUALITY


**† May 3, 2005 - 8 a.m.** -- Open Meeting

Department of Environmental Quality, Piedmont Regional Office, 4949-A Cox Road, Glen Allen, Virginia. 

The permit program peer review teams will meet to review solid waste-specific process maps, review the information from interviews and the survey and review priority opportunities to improve permitting and compliance programs.

**Contact:** Kathy R. Frahm, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4376, FAX (804) 698-4346, e-mail [krfracm@deq.virginia.gov](mailto:krfracm@deq.virginia.gov).


**† May 3, 2005 - 1 p.m.** -- Open Meeting

Department of Environmental Quality, Piedmont Regional Office, 4949-A Cox Road, Glen Allen, Virginia. 

The permit program peer review teams will meet to review VWP-specific process maps, review the information from interviews and the survey, and review priority opportunities to improve permitting and compliance programs.

**Contact:** Kathy R. Frahm, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4376, FAX (804) 698-4346, e-mail [krfracm@deq.virginia.gov](mailto:krfracm@deq.virginia.gov).


**† May 5, 2005 - 9 a.m.** -- Open Meeting

Department of Environmental Quality, Piedmont Regional Office, 4949-A Cox Road, Glen Allen, Virginia. 

The permit program peer review teams will meet to review VPDES-specific process maps, review the information from interviews and the survey, and review priority opportunities to improve permitting and compliance programs.

**Contact:** Kathy R. Frahm, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4376, FAX (804) 698-4346, e-mail [krfracm@deq.virginia.gov](mailto:krfracm@deq.virginia.gov).


**† May 6, 2005 - 9 a.m.** -- Open Meeting

Department of Environmental Quality, Piedmont Regional Office, 4949-A Cox Road, Glen Allen, Virginia. 

The permit program peer review teams will meet to review air and hazardous waste process maps, the information from interviews and the survey, and review priority opportunities to improve permitting and compliance programs.

**Contact:** Kathy R. Frahm, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4376, FAX (804) 698-4346, e-mail [krfracm@deq.virginia.gov](mailto:krfracm@deq.virginia.gov).

**† May 11, 2005 - 7 p.m.** -- Public Hearing


Albemarle County Office Building, 401 McIntire Road, Charlottesville, Virginia. 

A public hearing to receive comment on a draft permit amendment of the hazardous waste post-closure permit for




Wilson Jones Company located in Crozet. The public comment period closes on May 26, 2005.

**Contact:** Kurt Stafford, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4005, e-mail [kastafford@deq.virginia.gov](mailto:kastafford@deq.virginia.gov).

**May 17, 2005 - 9 a.m.** -- Open Meeting  
Department of Environmental Quality, 629 East Main Street, Richmond, Virginia. 

A regular meeting of the Ground Water Protection Steering Committee.

**Contact:** Mary Ann Massie, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4042, FAX (804) 698-4032, e-mail [mamassie@deq.virginia.gov](mailto:mamassie@deq.virginia.gov).

**† May 17, 2005 - 7 p.m.** -- Open Meeting  
Ware Memorial Building, Main and Church Streets, Madison, Virginia. 


The third and final public meeting on the development of bacteria TMDLs for impaired segments of the Robinson River and Little Dark Run watersheds located in Madison County. The notice appears in the Virginia Register of Regulation on May 2, 2005. The comment period begins on May 17, 2005, and closes on June 15, 2005.

**Contact:** Kimberly Davis, Department of Environmental Quality, 13901 Crown Court Woodbridge, VA 23901, telephone (703) 583-3937, FAX (703) 583-3841, e-mail [kvdavis@deq.virginia.gov](mailto:kvdavis@deq.virginia.gov).

**† May 18, 2005 - 7 p.m.** -- Open Meeting  
Unionville Elementary School, 10285 Zachary Taylor Highway, Unionville, Virginia. 


The third and final public meeting on the development of bacteria TMDLs for Mountain Run and Mine Run watersheds located in Orange County. The public notice will appear in the Virginia Register of Regulations on May 2, 2005. The comment period runs from May 18, 2005, through June 16, 2005.

**Contact:** Kimberly Davis, Department of Environmental Quality, 13901 Crown Court Woodbridge, VA 22193, telephone (703) 583-3937, FAX (703) 583-3841, e-mail [kvdavis@deq.virginia.gov](mailto:kvdavis@deq.virginia.gov).

**† May 19, 2005 - 7 p.m.** -- Open Meeting  
Bedford Welcome Center, U.S. Route 460 and U.S. Route 22, Bedford, Virginia. 


The first public meeting on the development of the implementation plan for the Sheep Creek, Elk Creek, Machine Creek, Little Otter River, and Lower Big Otter River located in Bedford and Campbell Counties. The notice will be published in the Virginia Register of Regulations on May 2, 2005. The public comment period begins on May 19, 2005, and ends on June 19, 2005.

**Contact:** Theresa Carter, Department of Environmental Quality, 252 West Main Street, Suite 3, Abingdon, VA 24210, telephone (276) 676-5418, FAX (276) 676-5527, e-mail [theresa.carter@dcr.virginia.gov](mailto:theresa.carter@dcr.virginia.gov).

**May 24, 2005 - 10 a.m.** -- Open Meeting  
Department of Environmental Quality, Piedmont Regional Office, 4949-A Cox Road, Glen Allen, Virginia. 

Meetings of the stream mitigation workgroup will be held to discuss and advise the DEQ in the development of guidance for assessing stream impacts and compensation requirements related to impacts permitted under the Virginia Water Protection Permit Program. Workgroup members have already been selected and invited. The public is welcome to attend and is requested to RSVP so that space is available.


**Contact:** Catherine M. Harold, Department of Environmental Quality, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4047, FAX (804) 698-4032, e-mail [cmharold@deq.virginia.gov](mailto:cmharold@deq.virginia.gov).

**† May 24, 2005 - 7 p.m.** -- Open Meeting  
Prospect Heights Middle School, 300 Macon Road, Orange, Virginia. 


The third and final public meeting on the development of bacteria TMDLs for impaired segments in Goldmine Creek, Beaver Creek, Mountain Run, Pamunkey Creek, Terrys Run and Plentiful Creek Watersheds located in Louisa, Orange and Spotsylvania counties. The public notice will appear in the Virginia Register of Regulations on May 2, 2005. The comment period begins on May 24, 2005, and closes on June 23, 2005.


**Contact:** Kimberly Davis, Department of Environmental Quality, 13901 Crown Court, Woodbridge, VA 23901, telephone (703) 583-3937, FAX (703) 583-3841, e-mail [kvdavis@deq.virginia.gov](mailto:kvdavis@deq.virginia.gov).

## BOARD OF FUNERAL DIRECTORS AND EMBALMERS


**May 3, 2005 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6603 West Broad Street, 5th Floor, Richmond, Virginia. 

A meeting of the Continuing Education Committee to discuss issues related to continuing education requirements.

**Contact:** Elizabeth Young, Executive Director, Board of Funeral Directors and Embalmers, Alcoa Building, 6603 W. Broad St., 5th Floor, Richmond, VA 23230-1712, telephone (804) 662-9111, FAX (804) 662-9523, (804) 662-7197/TTY , e-mail [elizabeth.young@dhp.virginia.gov](mailto:elizabeth.young@dhp.virginia.gov).

**May 10, 2005 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6603 West Broad Street, 5th Floor, Richmond, Virginia. 

A meeting of the Legislative/Regulatory Committee to review and amend any of the regulations of the board.

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

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# Calendar of Events

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## June 7, 2005 - 9 a.m. -- Open Meeting


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

A meeting to discuss issues and matters as they relate to the board.


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

## BOARD FOR GEOLOGY

### † July 27, 2005 - 9 a.m. -- Open Meeting

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

A meeting to conduct board business.

**Contact:** David E. Dick, Executive Director, Board for Geology, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8507, FAX (804) 367-6128, (804) 367-9753/TTY , e-mail [geology@dpor.virginia.gov](mailto:geology@dpor.virginia.gov).

## DEPARTMENT OF HEALTH


### † May 17, 2005 - 10 a.m. -- Open Meeting

4200 Innslake Drive, Glen Allen, Virginia. 

A meeting of the AIDS Drug Assistance Program (ADAP) Advisory Committee to discuss changes to the ADAP formulary and general issues relating to the administration of this program.

**Contact:** Faye Bates, RN, ADAP Coordinator, Department of Health, 109 Governor St., Richmond, VA 23219, telephone (804) 864-8019, e-mail [faye.bates@vdh.virginia.gov](mailto:faye.bates@vdh.virginia.gov).

### † May 20, 2005 - 8:30 a.m. -- Open Meeting


Sheraton Park South, 9901 Midlothian Turnpike, Richmond, Virginia. 

A routine planning meeting of the Virginia HIV Prevention Community Planning Committee.


**Contact:** Elaine Martin, Department of Health, 109 Governor St., Richmond, VA 23219, telephone (804) 864-7962, e-mail [elaine.martin@vdh.virginia.gov](mailto:elaine.martin@vdh.virginia.gov).

#### NOTE: CHANGE IN MEETING TIME

### June 10, 2005 - 10 a.m. -- Open Meeting


Virginia Hospital and Healthcare Association, 4200 Innslake Drive, Glen Allen, Virginia. 

A meeting of the Advisory Committee on the Virginia Early Hearing Detection and Intervention Program. The advisory committee will meet four times a year.

**Contact:** Pat T. Dewey, Program Manager, Department of Health, 109 Governor St., 8th Floor, Richmond, VA 23219, telephone (804) 864-7713, FAX (804) 864-7721, toll-free (866) 493-1090, (804) 828-1120/TTY , e-mail [pat.dewey@vdh.virginia.gov](mailto:pat.dewey@vdh.virginia.gov).

## DEPARTMENT OF HEALTH PROFESSIONS

### June 17, 2005 - 9 a.m. -- Open Meeting


Department of Health Professions, 6603 West Broad Street, Board Room 3, Richmond, Virginia. 

A meeting of the Health Practitioners' Intervention Program Committee.


**Contact:** Peggy W. Call, Intervention Program Manager, Department of Health Professions, 6603 W. Broad St., 5th Floor, Richmond, VA 23230, telephone (804) 662-9424, FAX (804) 662-7358, e-mail [peggy.call@dhp.virginia.gov](mailto:peggy.call@dhp.virginia.gov).

## BOARD FOR HEARING AID SPECIALISTS


### † May 12, 2005 - 9 a.m. -- Open Meeting

Department of Professional and Occupational Regulation, 3600 West Broad Street, 4th Floor, Room 453, Richmond, Virginia. 


An informal fact-finding conference.

**Contact:** William H. Ferguson, II, Executive Director, Board for Hearing Aid Specialists, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8590, FAX (804) 367-6295, (804) 367-9753/TTY , e-mail [hearingaidspec@dpor.virginia.gov](mailto:hearingaidspec@dpor.virginia.gov).

### July 18, 2005 - 9 a.m. -- Open Meeting

Department of Professional and Occupational Regulation, 3600 West Broad Street, 4th Floor, Richmond, Virginia. 

A meeting to discuss general business matters, including consideration of regulatory issues as presented. A public comment period will be held at the beginning of the meeting. A portion of the board's business may be discussed in closed session. All meetings are subject to cancellation. The time of the meeting is subject to change. Any person desiring to attend the meeting and requiring special accommodations or interpreter services should contact the board at least 10 days prior to the meeting so suitable arrangements can be made. The board fully complies with the Americans with Disabilities Act.

**Contact:** William H. Ferguson, II, Executive Director, Board for Hearing Aid Specialists, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8590, FAX (804) 367-6295, (804) 367-9753/TTY , e-mail [hearingaidspec@dpor.virginia.gov](mailto:hearingaidspec@dpor.virginia.gov).

## STATE COUNCIL OF HIGHER EDUCATION FOR VIRGINIA

### † May 10, 2005 - 8 a.m. -- Open Meeting

Randolph-Macon College, Ashland, Virginia.

Agenda materials will be available on the website approximately one week prior to the meeting at [www.schev.edu](http://www.schev.edu). A public comment period will be allocated on the meeting agenda. To be scheduled, those interested in making public comment should contact the person listed below no later than 5 p.m. three business days prior to the meeting date. At the time of the request, the speaker's name, address and topic must be provided. Each speaker


will be given up to three minutes to address SCHEV. Speakers are asked to submit a written copy of their remarks at the time of comment.

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

## VIRGINIA HOUSING DEVELOPMENT AUTHORITY

† **May 17, 2005 - 11 a.m.** -- Open Meeting  
Virginia Housing Development Authority, 601 South Belvidere Street, Richmond, Virginia. 

A regular meeting of the Board of Commissioners to (i) review and, if appropriate, approve the minutes from the prior meeting; (ii) consider for approval and ratification mortgage loan commitments under its various programs; (iii) review the authority's operations for the prior months; and (iv) consider such other matters and take such other actions as they may deem appropriate. Various committees of the Board of Commissioners, including the Programs Committee, the Audit/Operations Committee, the Executive Committee, and the Committee of the Whole, may also meet during the day before and after the regular meeting and may consider matters within their purview. The committees and the board may also meet during meals on the night before the regular meeting and on the day of the regular meeting. The planned agenda of the meeting will be available at the offices of the authority one week prior to the date of the meeting.

**Contact:** J. Judson McKellar, Jr., General Counsel, Virginia Housing Development Authority, 601 South Belvidere St., Richmond, VA 23220, telephone (804) 343-5540, FAX (804) 783-6701, toll-free (800) 968-7837, (804) 783-6705/TTY 

## VIRGINIA INFORMATION TECHNOLOGIES AGENCY

### E-911 Wireless Board Subcommittee

**May 11, 2005 - 9 a.m.** -- Open Meeting  
**July 13, 2005 - 9 a.m.** -- Open Meeting  
110 South 7th Street, 1st Floor, Telecommunications Conference Room, Suite 100, Richmond, Virginia.

A request will be made to hold the meeting in closed session.

**Contact:** Steve Marzolf, Public Safety Communications Coordinator, Virginia Information Technologies Agency, 110 S. 7th St., 3rd Floor, Richmond, VA 23219, telephone (804) 371-0015, FAX (804) 371-2277, toll-free (866) 482-3911, e-mail steve.marzolf@vita.virginia.gov.


### E-911 Wireless Service Board

**May 11, 2005 - 10 a.m.** -- Open Meeting  
**July 13, 2005 - 10 a.m.** -- Open Meeting  
110 South 7th Street, 4th Floor Auditorium, Richmond, Virginia.

A regular board meeting.

**Contact:** Steve Marzolf, Public Safety Communications Coordinator, Virginia Information Technologies Agency, 110 S. 7th St., 3rd Floor, Richmond, VA 23219, telephone (804) 371-0015, FAX (804) 371-2277, toll-free (886) 482-3911, e-mail steve.marzolf@vita.virginia.gov.


### Virginia Geographic Information Network Advisory Board

**May 12, 2005 - 1 p.m.** -- Open Meeting  
110 South 7th Street, 3rd Floor, Richmond, Virginia. 


A meeting to discuss projects and operations of the Virginia Geographic Information Network.


**Contact:** Bill Shinar, Coordinator, VGIN, Virginia Information Technologies Agency, 110 S. 7th St., Suite 135, Richmond, VA 23219, telephone (804) 786-8175, FAX (804) 371-2795, e-mail bill.shinar@vgin.virginia.gov.

## JAMESTOWN-YORKTOWN FOUNDATION


**May 4, 2005 - 2 p.m.** -- Open Meeting  
**June 8, 2005 - Noon** -- Open Meeting  
Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A regular meeting of the Executive Committee of the Jamestown 2007 Steering Committee. Call contact below for specific meeting location.

**Contact:** Judith Leonard, Administrative Office Manager, Jamestown-Yorktown Foundation, 410 W. Francis St., Williamsburg, VA 23185, telephone (757) 253-4253, FAX (757) 253-4950, (757) 253-5110/TTY , e-mail judith.leonard@jyf.virginia.gov.

**May 19, 2005 - 10 a.m.** -- Open Meeting  
**May 20, 2005 - 8 a.m.** -- Open Meeting  
Williamsburg Hospitality House, 415 Richmond Road, Williamsburg, Virginia.  (Interpreter for the deaf provided upon request)

A semiannual two-day meeting of the Board of Trustees and the board's standing committees. The time listed above is approximate as a detailed schedule is yet to be determined. An opportunity for public comment will be included on the May 20 business meeting agenda.

**Contact:** Laura W. Bailey, Executive Assistant to the Board, Jamestown-Yorktown Foundation, P.O. Box 1607, Williamsburg, VA 23187, telephone (757) 253-7285, FAX (757) 253-5299, toll-free (888) 593-4682, (757) 253-5110/TTY , e-mail laura.bailey@jyf.virginia.gov.

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# Calendar of Events

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## DEPARTMENT OF LABOR AND INDUSTRY

### Virginia Apprenticeship Council

**June 16, 2005 - 10 a.m.** -- Open Meeting  
Location to be announced. (Interpreter for the deaf provided upon request)

A meeting to conduct general business.

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

### Safety and Health Codes Board

† **May 24, 2005 - 10 a.m.** -- Open Meeting  
State Corporation Commission, Tyler Building, 1300 East Main Street, Courtroom B, 2nd Floor, Richmond, Virginia. (Interpreter for the deaf provided upon request)

The Safety and Health Codes Board will consider the following: (i) proposed Regulation Governing Financial Responsibility of Boiler and Pressure Vessel Contract Fee Inspectors; (ii) Methylenedianiline in Construction, §1926.60; Final Rule; Correction; and (iii) Standards Improvement Project - Phase II; Final Rule.

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

### STATE LIBRARY BOARD

**June 13, 2005 - 8:15 a.m.** -- Open Meeting  
The Library of Virginia, 800 East Broad Street, Richmond, Virginia. (Interpreter for the deaf provided upon request)

Meetings of the board to discuss matters pertaining to the Library of Virginia and the board. Committees of the board will meet as follows:

8:15 a.m. - Public Library Development Committee, Orientation Room  
Publications and Educational Services Committee, Conference Room B  
Records Management Committee, Conference Room C

9:30 a.m. - Archival and Information Services Committee, Orientation Room  
Collection Management Services Committee, Conference Room B  
Legislative and Finance Committee, Conference Room C

10:30 a.m. - Library Board, Conference Room, 2M

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

## COMMISSION ON LOCAL GOVERNMENT

**May 9, 2005 - 10 a.m.** -- Open Meeting  
The Jackson Center, 501 North 2nd Street, 1st Floor Board Room, Richmond, Virginia. (Interpreter for the deaf provided upon request)

A regular meeting to consider matters that may be presented.

**Contact:** Ted McCormack, Associate Director, Commission on Local Government, 501 N. 2nd St., Richmond, VA 23219, telephone (804) 786-6508, FAX (804) 371-7090, (804) 828-1120/TTY, e-mail [ted.mccormack@dhcd.virginia.gov](mailto:ted.mccormack@dhcd.virginia.gov).

### MARINE RESOURCES COMMISSION

**May 24, 2005 - 9:30 a.m.** -- Open Meeting  
**June 28, 2005 - 9:30 a.m.** -- Open Meeting  
Marine Resources Commission, 2600 Washington Avenue, 4th Floor, Newport News, Virginia. (Interpreter for the deaf provided upon request)

A monthly meeting.

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

### BOARD OF MEDICAL ASSISTANCE SERVICES

**June 14, 2005 - 10 a.m.** -- Open Meeting  
Department of Medical Assistance Services, 600 East Broad Street, 13th Floor Conference Room, Richmond, Virginia. (Interpreter for the deaf provided upon request)

A quarterly meeting.

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

## DEPARTMENT OF MEDICAL ASSISTANCE SERVICES

† **May 16, 2005 - Noon** -- Open Meeting  
Department of Medical Assistance Services, 600 East Broad Street, 13th Floor, Board Room, Richmond, Virginia. (Interpreter for the deaf provided upon request)

A meeting to discuss dialysis reimbursement.

**Contact:** Carla Russell, Reimbursement Analyst, Department of Medical Assistance Services, 600 E. Broad St., Richmond, VA 23219, telephone (804) 225-4586, FAX (804) 786-0729, (800) 343-0634/TTY, e-mail [Carla.Russell@dmas.virginia.gov](mailto:Carla.Russell@dmas.virginia.gov).

**May 18, 2005 - 1 p.m.** -- Open Meeting  
Department of Medical Assistance Services, 600 East Broad Street, 13th Floor, Board Room, Richmond, Virginia.

A meeting of the Medicaid Transportation Advisory Committee to discuss issues and concerns about Medicaid

transportation issues with the committee and the community.

**Contact:** Peter Lubinskas, Transportation Manager, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 786-8855, FAX (804) 371-6035, (800) 343-0634/TTY ☎, e-mail peter.lubinskas@dmas.virginia.gov.

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**May 20, 2005** - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the Department of Medical Assistance Services intends to amend regulations entitled **12 VAC 30-70, Methods and Standards for Establishing Payment Rates Inpatient Hospital Care**. The purpose of the proposed action is to permit DMAS to make DSH payments of up to 175% of uncompensated costs in FY 2005 as permitted under federal law.

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

**Contact:** William Lessard, Provider Reimbursement Division, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 225-4593, FAX (804) 786-1680 or e-mail william.lessard@dmas.virginia.gov.

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**June 3, 2005** - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the Department of Medical Assistance Services intends to amend regulations entitled **12 VAC 30-40, Eligibility Conditions and Requirements**. The purpose of the proposed action is to reduce the sheltering of assets through purchases of annuities by individuals as a means to impoverish themselves to enable their qualification for Medicaid eligibility.

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

**Contact:** Patricia Sykes, Policy and Research Division, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 786-7958, FAX (804) 786-1680 or e-mail patricia.sykes@dmas.virginia.gov.

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**June 3, 2005** - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the Department of Medical Assistance Services intends to amend regulations entitled **12 VAC 30-80, Methods and Standards for Establishing Payment Rates; Other Types of Care**. The purpose of the proposed action is to conform to the legislative mandate to increase

the reimbursement for certain emergency room procedures and increase reimbursement for certain obstetric/gynecological procedures in order to help address the growing problem with access to this care across the Commonwealth.

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

Public comments may be submitted until June 3, 2005, to Steve Ford, Provider Reimbursement Division, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, Virginia.

**Contact:** Brian M. McCormick, Regulatory Coordinators, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 786-7959, FAX (804) 786-1680 or e-mail brian.mccormick@dmas.virginia.gov.

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**June 3, 2005** - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the Department of Medical Assistance Services intends to amend regulations entitled **12 VAC 30-90, Methods and Standards for Establishing Payment Rates for Long-Term Care**. The purpose of the proposed action is to increase the per patient, per diem rate for nursing facilities by \$3.00.

Statutory Authority: §§ 32.1-324 and 32.1-325 of the Code of Virginia; Item 326 YY of Chapter 4 of the 2004 Special Session I Acts of Assembly.

**Contact:** William Lessard, Provider Reimbursement Division, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 225-4593, FAX (804) 786-1680 or e-mail William.Lessard@dmas.virginia.gov.

## BOARD OF MEDICINE

**May 4, 2005 - 8:45 a.m.** -- Open Meeting  
Department of Health Professions, 6603 West Broad Street, 5th Floor, Richmond, Virginia.

A Special Conference Committee of the board will convene informal conferences to inquire into allegations that certain practitioners may have violated certain laws and regulations governing the practice of medicine and other healing arts. Further, the committee may review cases with board staff for case disposition including consideration of consent orders for settlement for matters pending before the board. The committee will meet in open and closed sessions pursuant to § 2.2-3711 A 7, A 15, or A 28 of the Code of Virginia. Public comment will not be received.

**Contact:** Renee S. Dixon, Discipline Case Manager, Department of Health Professions, 6603 W. Broad St., 5th Floor, Richmond, VA 23230, telephone (804) 662-7002, FAX (804) 662-9517, (804) 662-7197/TTY ☎, e-mail renee.dixon@dhp.virginia.gov.

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# Calendar of Events

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## **May 5, 2005 - 9 a.m.** -- Open Meeting

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


A formal hearing to inquire into allegations that a certain practitioner may have violated certain laws and regulations governing the practice of medicine and other healing arts. This hearing is scheduled for three days beginning May 5, 2005. The board will meet in open and closed sessions pursuant to § 2.2-3711 A 7, A 15, or A 28 of the Code of Virginia. Public comment will not be received.

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

## **May 20, 2005 - 8 a.m.** -- Open Meeting

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


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

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

## **July 14, 2005 - 8 a.m.** -- Open Meeting

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

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


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

## **Advisory Board on Occupational Therapy**

### **† August 2, 2005 - 9 a.m.** -- Open Meeting

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

A meeting to consider issues related to the regulation of occupational therapy. Public comment will be received at the beginning of the meeting.


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

## **Advisory Board on Respiratory Care**

### **† August 2, 2005 - 1 p.m.** -- Open Meeting

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

A meeting consider issues related to the regulation of respiratory care. Public comment will be received at the beginning of the meeting.

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

## **STATE MILK COMMISSION**

### **May 25, 2005 - 10:45 a.m.** -- Open Meeting


Department of Forestry, 900 Natural Resources Drive, Room 2063, Charlottesville, Virginia. 

A regular meeting to consider industry distributor licensing, base transfers and reports from staff. The commission offers anyone in attendance an opportunity to speak at the conclusion of the agenda. Those persons requiring special accommodations should notify Edward C. Wilson, Jr., at least five working days prior to the meeting date so that suitable arrangements can be made.

**Contact:** Edward C. Wilson, Jr., Deputy Administrator, State Milk Commission, Washington Bldg., 1100 Bank St., Suite 1019, Richmond, VA 23218, telephone (804) 786-2013, FAX (804) 786-3779, e-mail Edward.Wilson@vdacs.virginia.gov.

## **MOTOR VEHICLE DEALER BOARD**

### **† May 9, 2005 - 8:30 a.m.** -- Open Meeting

Department of Motor Vehicles, 2300 West Broad Street, Room 702, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

Committees will meet as follows:

Dealer Practices Committee - 8:30 a.m.

Licensing Committee - Immediately following Dealer Practices.

Advertising Committee - 9:30 a.m. or immediately after Licensing, whichever is later.

Transaction Recovery Fund Committee - Immediately following Advertising.

Franchise Law Committee - To be scheduled as needed.


Full board meeting - 10 a.m. or 5-45 minutes following Transaction Recovery Fund.

NOTE: Meetings may begin later, but not earlier than scheduled. Meeting end times are approximate. Any person who needs any accommodation in order to participate in the meeting should contact the board at least 10 days before the meeting so that suitable arrangements can be made.


**Contact:** Alice R. Weedon, Administrative Assistant, Motor Vehicle Dealer Board, 2201 W. Broad St., Suite 104, Richmond, VA 23220, telephone (804) 367-1100, FAX (804) 367-1053, toll-free (877) 270-0203, e-mail dboard@mvdb.virginia.gov.

## VIRGINIA MUSEUM OF FINE ARTS


### May 3, 2005 - 8 a.m. -- Open Meeting

Virginia Museum of Fine Arts, Main Lobby Conference Room, 200 North Boulevard, Richmond, Virginia. 

A meeting for staff to update the Executive Committee. Public comment will not be received.

**Contact:** Suzanne Broyles, Secretary of the Museum, Virginia Museum of Fine Arts, 200 N. Boulevard, Richmond, VA 23220-4007, telephone (804) 340-1503, FAX (804) 340-1502, (804) 340-1401/TTY , e-mail sbroyles@vmfa.state.va.us.

### May 18, 2005 - 11 a.m. -- Open Meeting

Virginia Museum of Fine Arts, 200 North Boulevard, Richmond, Virginia. 

The following committees will meet to update staff:


11:15 - Art Acquisitions (Library)

NOTE: CHANGE IN MEETING TIMES


1 p.m. - Artistic Oversight (CEO Parlor)

3:30 p.m. - Government Affairs (CEO 2nd Floor Conference Room)


Public comment will not be received.

**Contact:** Suzanne Broyles, Secretary of the Museum, Virginia Museum of Fine Arts, 200 N. Boulevard, Richmond, VA 23220-4007, telephone (804) 340-1503, FAX (804) 340-1502, (804) 340-1401/TTY , e-mail sbroyles@vmfa.state.va.us.


### May 19, 2005 - 9 a.m. -- Open Meeting

Virginia Museum of Fine Arts, 200 North Boulevard, CEO 2nd Floor Conference Room, Richmond, Virginia. 


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

**Contact:** Suzanne Broyles, Secretary of the Museum, Virginia Museum of Fine Arts, 200 N. Boulevard, Richmond, VA 23220-4007, telephone (804) 340-1503, FAX (804) 340-1502, (804) 340-1401/TTY , e-mail sbroyles@vmfa.state.va.us.


### May 19, 2005 - Noon -- Open Meeting

Virginia Museum of Fine Arts, Auditorium, 200 North Boulevard, Auditorium, Richmond, Virginia. 


A Board of Trustees annual meeting for staff to update the board. Part of the meeting will be held in closed session. Public comment will not be received.

**Contact:** Suzanne Broyles, Secretary of the Museum, Virginia Museum of Fine Arts, 200 N. Boulevard, Richmond, VA 23220-4007, telephone (804) 340-1503, FAX (804) 340-1502, (804) 340-1401/TTY , e-mail sbroyles@vmfa.state.va.us.

### † June 6, 2005 - 10 a.m. -- Open Meeting

University of Richmond, Jepson Alumni Center, Richmond, Virginia. 


A meeting for trustees to evaluate the new committee restructuring. Public comment will not be received.

**Contact:** Suzanne Broyles, Secretary of the Museum, Virginia Museum of Fine Arts, 200 N. Boulevard, Richmond, VA 23220-4007, telephone (804) 340-1503, FAX (804) 340-1502, (804) 340-1401/TTY , e-mail sbroyles@vmfa.state.va.us.

### June 16, 2005 - 9 a.m. -- Open Meeting


Virginia Museum of Fine Arts, CEO Parlor, 200 North Boulevard, Richmond, Virginia. 

A joint meeting of the Executive and Financial Oversight Committees for staff to update the committees. Public comment will not be received.


**Contact:** Suzanne Broyles, Secretary of the Museum, Virginia Museum of Fine Arts, 200 N. Boulevard, Richmond, VA 23220-4007, telephone (804) 340-1503, FAX (804) 340-1502, (804) 340-1401/TTY , e-mail sbroyles@vmfa.state.va.us.

## VIRGINIA MUSEUM OF NATURAL HISTORY


### May 20, 2005 - 11 a.m. -- Open Meeting

Virginia Museum of Natural History, 1001 Douglas Avenue, Martinsville, Virginia. 


A meeting of the Executive Committee to discuss direction and management of the museum.

**Contact:** Cindy Gray, Director's Assistant, Virginia Museum of Natural History, 1001 Douglas Ave., Martinsville, VA 24112, telephone (276) 666-8616, FAX (276) 632-6487, (276) 666-8638/TTY , e-mail cgray@vmnh.net.

### May 21, 2005 - 10 a.m. -- Open Meeting

Quality Inn/Dutch Inn, 2360 Virginia Avenue, Collinsville, Virginia. 

The meeting will include reports from all standing board committees.

**Contact:** Cindy Gray, Director's Assistant, Virginia Museum of Natural History, 1001 Douglas Ave., Martinsville, VA 24112, telephone (276) 666-8616, FAX (276) 632-6487, (276) 666-8638/TTY , e-mail cgray@vmnh.net.

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# Calendar of Events

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## BOARD OF NURSING

**May 16, 2005 - 9 a.m.** -- Open Meeting  
**May 18, 2005 - 9 a.m.** -- Open Meeting  
**May 19, 2005 - 9 a.m.** -- Open Meeting  
**July 18, 2005 - 9 a.m.** -- Open Meeting  
**† July 20, 2005 - 9 a.m.** -- Open Meeting  
**† July 21, 2005 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6603 West Broad Street,  
5th Floor, Board Room 2, Richmond, Virginia.

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

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

**May 17, 2005 - 9 a.m.** -- Open Meeting  
**† July 19, 2005 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6603 West Broad Street,  
5th Floor, Board Room 2, Richmond, Virginia.

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

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

**June 7, 2005 - 9 a.m.** -- Open Meeting  
**June 8, 2005 - 9 a.m.** -- Open Meeting  
**June 13, 2005 - 9 a.m.** -- Open Meeting  
**June 14, 2005 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6603 West Broad Street,  
5th Floor, Richmond, Virginia.

A Special Conference Committee, comprised of two members of the Virginia Board of Nursing or agency subordinate, will conduct informal conferences with licensees and certificate holders. Public comment will not be received.

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

## JOINT BOARDS OF NURSING AND MEDICINE

**June 22, 2005 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6603 West Broad Street,  
5th Floor, Board Room 1, Richmond, Virginia.

A meeting of the Joint Boards of Nursing and Medicine.

**Contact:** Jay P. Douglas, RN, MSM, CSAC, Executive Director, Board of Nursing, 6603 W. Broad St., 5th Floor,

Richmond, VA 23230, telephone (804) 662-9909, FAX (804) 662-9512, (804) 662-7197/TTY , e-mail nursebd@dhp.virginia.gov.

## BOARD OF NURSING HOME ADMINISTRATORS

**† July 27, 2005 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6603 West Broad Street,  
5th Floor Richmond, Virginia.

A meeting to discuss general board business. There will be a public comment period during the first 15 minutes of the meeting.

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

## OLD DOMINION UNIVERSITY

**May 16, 2005 - 3 p.m.** -- Open Meeting  
Old Dominion University, Webb University Center, Norfolk,  
Virginia.

A regular meeting of the Board of Visitors' Executive Committee to discuss business of the board and the institution as determined by the rector and the president. Public comment will not be received.

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

**June 14, 2005 - 1 p.m.** -- Open Meeting  
Old Dominion University, Webb University Center, Norfolk,  
Virginia.

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

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

## OLMSTEAD OVERSIGHT ADVISORY COMMITTEE

**† May 24, 2005 - 11 a.m.** -- Open Meeting  
**† July 26, 2005 - 11 a.m.** -- Open Meeting  
Virginia Housing Development Authority, 621 South Belvidere  
Street, Richmond, Virginia.

A joint meeting between the Implementation Team and the Oversight Advisory Committee.

**Contact:** Kathie Shifflett, Administrative Assistant, 8004 Franklin Farms Dr., Richmond, VA 23229, telephone (804) 622-7069, FAX (804) 662-7663, e-mail kathie.shifflett@drs.virginia.gov.




† **June 16, 2005 - 11 a.m.** -- Open Meeting  
Virginia Housing Development Authority, 621 South Belvidere Street, Richmond, Virginia.


A regular meeting.

**Contact:** Kathie Shifflett, Administrative Assistant, 8004 Franklin Farms Dr., Richmond, VA 23229, telephone (804) 622-7069, FAX (804) 662-7663, e-mail [kathie.shifflett@drs.virginia.gov](mailto:kathie.shifflett@drs.virginia.gov).


## BOARD FOR OPTICIANS


† **July 22, 2005 - 9:30 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation, 3600 West Broad Street, 4th Floor, Richmond, Virginia. 


A meeting to conduct general business including consideration of regulatory issues as may be presented on the agenda. A public comment period will be held at the beginning of the meeting. A portion of the board's business may be discussed in closed session. All meetings are subject to cancellation. The time of the meeting is subject to change. Any person desiring to attend the meeting and requiring special accommodations or interpreter services should contact the board at least 10 days prior to the meeting so suitable arrangements can be made. The board fully complies with the Americans with Disabilities Act.


**Contact:** William H. Ferguson, II, Executive Director, Board for Opticians, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8590, FAX (804) 367-6295, (804) 367-9753/TTY , e-mail [opticians@dpor.virginia.gov](mailto:opticians@dpor.virginia.gov).


## VIRGINIA BOARD FOR PEOPLE WITH DISABILITIES

† **May 17, 2005 - 4 p.m.** -- Open Meeting  
Valley Associates for Independent Living, 205-B South Liberty Street, Harrisonburg, Virginia.  (Interpreter for the deaf provided upon request)

† **May 19, 2005 - 4 p.m.** -- Open Meeting  
ENDependence Center of Northern Virginia, Inc., 3100 Clarendon Boulevard, Arlington, Virginia.  (Interpreter for the deaf provided upon request)


† **June 13, 2005 - 5 p.m.** -- Open Meeting  
Holiday Inn I-64, 6531 West Broad Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)


† **June 28, 2005 - 4 p.m.** -- Open Meeting  
Blue Ridge Independent Living Center, 1502-B Williamson Road, NE, Roanoke, Virginia.  (Interpreter for the deaf provided upon request)

† **June 29, 2005 - 4 p.m.** -- Open Meeting  
Southwest Virginia Higher Education Center, One Partnership Circle, Room 222, Abingdon, Virginia.  (Interpreter for the deaf provided upon request)


A public comment forum in response to the interim biennial report.


**Contact:** Barbara Etner, Director Policy, Research and Evaluation, Virginia Board for People with Disabilities, 202 N.

9th St., Richmond, VA, telephone (804) 786-7333, FAX (804) 786-1118, toll-free (800) 846-4464, (804) 786-0016/TTY , e-mail [barbara.ettner@vbpd.virginia.gov](mailto:barbara.ettner@vbpd.virginia.gov).


**June 13, 2005 - 10 a.m.** -- Open Meeting  
Holiday Inn, 6531 West Broad Street, Richmond, Virginia. 

A meeting of the Executive Committee.

**Contact:** Sandra Smalls, Executive Assistant, Virginia Board for People with Disabilities, 202 N. 9th St., 9th Floor, Richmond, VA 23219, telephone (804) 786-0016, FAX (804) 786-1118, toll-free (800) 846-4464, (800) 846-4464/TTY , e-mail [sandra.smalls@vbpd.virginia.gov](mailto:sandra.smalls@vbpd.virginia.gov).

**June 14, 2005 - 9 a.m.** -- Open Meeting  
Holiday Inn, 6531 West Broad Street, Richmond, Virginia.  (Interpreter for the deaf provided upon request)

A quarterly board meeting.

**Contact:** Sandra Smalls, Executive Assistant, Virginia Board for People with Disabilities, 202 N. 9th St., 9th Floor, Richmond, VA 23219, telephone (804) 786-0016, FAX (804) 786-1118, toll-free (800) 846-4464, (800) 846-4464/TTY , e-mail [sandra.smalls@vbpd.virginia.gov](mailto:sandra.smalls@vbpd.virginia.gov).

## BOARD OF PHARMACY


**May 18, 2005** - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the Board of Pharmacy intends to amend regulations entitled **18 VAC 110-20, Regulations Governing the Practice of Pharmacy**. The purpose of the proposed regulation is to set requirements that must be met for a dispensing pharmacy to outsource prescription order processing to a remote or centralized pharmacy.


Statutory Authority: §§ 54.1-2400 and 54.1-3307 of the Code of Virginia.

Public comments may be submitted until May 18, 2005, to Elizabeth Scott Russell, Executive Director, Board of Pharmacy, 6603 West Broad Street, Richmond, VA 23230-1712.

**Contact:** Elaine J. Yeatts, Agency Regulatory Coordinator, Department of Health Professions, 6603 W. Broad St., Richmond, VA 23230-1712, telephone (804) 662-9918, FAX (804) 662-9114 or e-mail [elaine.yeatts@dhp.virginia.gov](mailto:elaine.yeatts@dhp.virginia.gov).

**June 7, 2005 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6603 West Broad Street, 5th Floor, Conference Room 2, Richmond, Virginia. 

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


**Contact:** Elizabeth Scott Russell, Executive Director, Board of Pharmacy, Alcoa Bldg., 6603 W. Broad St., 5th Floor, Richmond, VA 23230-1712, telephone (804) 662-9911, FAX (804) 662-9313, (804) 662-7197/TTY , e-mail [scottirussell@dhp.virginia.gov](mailto:scottirussell@dhp.virginia.gov).

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# Calendar of Events

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
## POLYGRAPH EXAMINERS ADVISORY BOARD

**June 2, 2005 - 10 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, Richmond, Virginia. 


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

**Contact:** Kevin Hoeft, Regulatory Boards Administrator, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-2785, FAX (804) 367-2474, (804) 367-9753/TTY , e-mail kevin.hoeft@dpor.virginia.gov.

## BOARD FOR PROFESSIONAL AND OCCUPATIONAL REGULATION

**June 6, 2005 - 10 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, Richmond, Virginia. 


A quarterly board meeting.

**Contact:** Judith A. Spiller, Executive Director, Board for Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8519, FAX (804) 367-9537, (804) 367-9753/TTY , e-mail judy.spiller@dpor.virginia.gov.

## BOARD OF PSYCHOLOGY


**† May 10, 2005 - 9:30 a.m.** -- Open Meeting  
Department of Health Professions, 6603 West Broad Street,  
5th Floor, Richmond, Virginia. 

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

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


**† May 26, 2005 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6603 West Broad Street,  
5th Floor, Richmond, Virginia. 

An informal conference.

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

**July 12, 2005 - 9:30 a.m.** -- Open Meeting  
Department of Health Professions, 6603 West Broad Street,  
5th Floor Richmond, Virginia. 

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

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


## VIRGINIA PUBLIC BROADCASTING BOARD

**May 4, 2005 - 10 a.m.** -- Open Meeting  
Location to be determined.


If you have any questions please contact Shannon Powell.

**Contact:** Shannon Powell, Virginia Public Broadcasting Board, 202 N. 9th St., Richmond VA 23219, telephone (804) 786-1201.


## VIRGINIA PUBLIC GUARDIAN AND CONSERVATOR ADVISORY BOARD

**June 30, 2005 - 10 a.m.** -- Open Meeting  
Department for the Aging, 1610 Forest Avenue, Suite 100,  
Richmond, Virginia. 


An advisory board meeting.

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

## REAL ESTATE APPRAISER BOARD


**May 3, 2005 - 10 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, 4 West Conference Room,  
Richmond, Virginia. 

A meeting to discuss board business.

**Contact:** Karen W. O'Neal, Regulatory Programs Coordinator, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8537, FAX (804) 367-2475, (804) 367-9753/TTY , e-mail karen.oneal@dpor.virginia.gov.

**† May 12, 2005 - 9 a.m.** -- Open Meeting

**† May 24, 2005 - 9 a.m.** -- Open Meeting

Department of Professional and Occupational Regulation,  
3600 West Broad Street, 4th Floor, Room 453, Richmond,  
Virginia 

Informal fact-finding conferences.

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

## REAL ESTATE BOARD

† **May 5, 2005 - 9 a.m.** -- Open Meeting

**May 12, 2005 - 9 a.m.** -- Open Meeting

† **May 18, 2005 - 2 p.m.** -- Open Meeting

† **May 19, 2005 - 9 a.m.** -- Open Meeting

Department of Professional and Occupational Regulation, 3600 West Broad Street, 4th Floor, Room 453, Richmond, Virginia. ♿

An informal fact-finding conference.

**Contact:** Christine Martine, Executive Director, Real Estate Board, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8552, FAX (804) 367-2475, (804) 367-9753/TTY ☎, e-mail [reboard@dpor.virginia.gov](mailto:reboard@dpor.virginia.gov).

**May 18, 2005 - 3 p.m.** -- Open Meeting

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

A meeting of the Education Committee to review education applications.

**Contact:** Karen W. O'Neal, Regulatory Programs Coordinator, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8537, FAX (804) 367-2475, (804) 367-9753/TTY ☎, e-mail [karen.oneal@dpor.virginia.gov](mailto:karen.oneal@dpor.virginia.gov).

**May 19, 2005 - 8:30 a.m.** -- Open Meeting

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

A meeting of the Fair Housing Committee to review fair housing cases.

**Contact:** Karen W. O'Neal, Regulatory Programs Coordinator, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8537, FAX (804) 367-2475, (804) 367-9753/TTY ☎, e-mail [karen.oneal@dpor.virginia.gov](mailto:karen.oneal@dpor.virginia.gov).

**May 19, 2005 - 9 a.m.** -- Open Meeting

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

A meeting to discuss board business.

**Contact:** Karen W. O'Neal, Regulatory Programs Coordinator, Department of Professional and Occupational Regulation, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8537, FAX (804) 367-2475, (804) 367-9753/TTY ☎, e-mail [karen.oneal@dpor.virginia.gov](mailto:karen.oneal@dpor.virginia.gov).

## DEPARTMENT OF REHABILITATIVE SERVICES

### Commonwealth Neurotrauma Initiative (CNI) Trust Fund Advisory Board

† **June 17, 2005 - 10 a.m.** -- Open Meeting

Department of Rehabilitative Services, 8004 Franklin Farms Road, Conference Room 101, Richmond, Virginia. ♿ (Interpreter for the deaf provided upon request)

A regular meeting. There will be a public comment period at the beginning of the meeting.

**Contact:** Kristie Chamberlain, CNI Program Administrator, Department of Rehabilitative Services, DRS, 8004 Franklin Farms Dr., Richmond VA 23229, telephone (804) 662-7154, FAX (804) 662-7663, toll-free (800) 552-5019, (804) 464-9950/TTY ☎, e-mail [kristie.chamberlain@drs.virginia.gov](mailto:kristie.chamberlain@drs.virginia.gov).

## VIRGINIA RESEARCH AND TECHNOLOGY ADVISORY COMMISSION

**May 17, 2005 - 1 p.m.** -- Open Meeting

James Madison University, 800 North Main Street, Harrisonburg, Virginia.

Tour at 10 a.m.; meeting 1 p.m. to 5 p.m. (lunch provided). A reception and dinner in honor of the commission will be cohosted by JMU and CIT and will be held in the Board of Visitors Dining Room of the College Center, JMU. Reception refreshments and dinner will be provided to commission members and invited guests. Reception 5:45 p.m. Dinner 6:30 p.m.

**Contact:** Nancy Vorona, VP Research Investment, CIT, Virginia Research and Technology Advisory Commission, 2214 Rock Hill Rd., Suite 600, Herndon, VA 20170, telephone (703) 689-3043, FAX (703) 464-1720, e-mail [nvorona@cit.org](mailto:nvorona@cit.org).

## VIRGINIA RESOURCES AUTHORITY

**May 10, 2005 - 9 a.m.** -- Open Meeting

† **June 14, 2005 - 9 a.m.** -- Open Meeting

Eighth and Main Building, 707 East Main Street, 2nd Floor, Richmond, Virginia. ♿

A regular meeting of the Board of Directors to (i) review and, if appropriate, approve the minutes from the most recent monthly meeting; (ii) review the authority's operations for the prior month; (iii) review applications for loans submitted to the authority for approval; (iv) consider loan commitments for approval and ratification under its various programs; (v) approve the issuance of any bonds; (vi) review the results of any bond sales; and (vii) consider such other matters and take such other actions as it may deem appropriate. Various committees of the Board of Directors may also meet immediately before or after the regular meeting and consider matters within their purview. The planned agenda of the meeting and any committee meetings will be available at the offices of the authority one week prior to the date of the meeting. Any person who needs any accommodation in order to participate in the

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# Calendar of Events


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meeting should contact the authority at least 10 days before the meeting so that suitable arrangements can be made.

**Contact:** Bonnie R. C. McRae, Executive Assistant, Virginia Resources Authority, 707 E. Main St., Richmond, VA 23219, telephone (804) 644-3100, FAX (804) 644-3109, e-mail [bmcr@aera.state.va.us](mailto:bmcr@aera.state.va.us).

## SEWAGE HANDLING AND DISPOSAL APPEAL REVIEW BOARD

**May 18, 2005 - 10 a.m.** -- Open Meeting  
Henrico County Government Center, 8600 Dixon Powers Drive, Human Resource Board Room, Richmond, Virginia.

† **June 29, 2005 - 10 a.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, Senate Room B, Richmond, Virginia. 


A meeting to hear appeals of health department denials of septic tank permits and/or Indemnification Fund Claim requests.


**Contact:** Susan Sherertz, Secretary to the Board, Department of Health, 109 Governor St., 5th Floor, Richmond, VA 23219, telephone (804) 864-7464, FAX (804) 864-7475, e-mail [susan.sherertz@vdh.virginia.gov](mailto:susan.sherertz@vdh.virginia.gov).

## STATE BOARD OF SOCIAL SERVICES


† **June 15, 2005 - 9 a.m.** -- Open Meeting  
Berry Hill, 3105 River Road, South Boston, Virginia.

A regular meeting. Public comment will be received at 1:30 p.m.


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

**June 16, 2005 - 9 a.m.** -- Open Meeting  
Department of Social Services, 1030 Cowford Building, Halifax, Virginia. 

A regular meeting.

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

## DEPARTMENT OF SOCIAL SERVICES

† **May 6, 2005 - 10 a.m.** -- Open Meeting  
Department of Social Services, 7 North 8th Street, Richmond, Virginia. 

A regular business meeting of the Virginia Commission for National and Community Services to vote on formula programs.

**Contact:** Susan Patton, Executive Assistant, Department of Social Services, 7 N. 8th St., Richmond, VA 23219, telephone (804) 726-7065, FAX (804) 726-7024.

## COUNCIL ON TECHNOLOGY SERVICES

**May 11, 2005 - 2 p.m.** -- Open Meeting  
**June 23, 2005 - 2 p.m.** -- Open Meeting  
Department of Transportation, 1221 East Broad Street, Auditorium, Richmond, Virginia. 

A regular meeting of the advisory council to the chief information officer of the Commonwealth on matters related to information technology in the Commonwealth.

**Contact:** Jennifer W. Hunter, Special Assistant for Communications/COTS Executive Director, Council on Technology Services, 411 E. Franklin St., Suite 500, Richmond, VA 23219, telephone (804) 343-9012, FAX (804) 343-9015, e-mail [jenny.hunter@vita.virginia.gov](mailto:jenny.hunter@vita.virginia.gov).

## COMMONWEALTH TRANSPORTATION BOARD

† **May 18, 2005 - 2 p.m.** -- Open Meeting  
Department of Transportation, 1221 East Broad Street, Auditorium, Richmond, Virginia. 


A work session of the Commonwealth Transportation Board and transportation staff.

**Contact:** Carol A. Mathis, Administrative Staff Assistant, Virginia Department of Transportation, 1401 E. Broad St., Richmond, VA 23219, telephone (804) 786-2701, FAX (804) 786-2940, e-mail [carol.mathis@vdot.virginia.gov](mailto:carol.mathis@vdot.virginia.gov).

† **May 19, 2005 - 9 a.m.** -- Open Meeting  
Department of Transportation, 1221 East Broad Street, Auditorium, Richmond, Virginia. 

A meeting to transact board business, such as permits, additions/deletions to the highway system, and other matters requiring board approval. Public comment will be received at the outset of the meeting on items on the agenda for which the opportunity for public comment has not been afforded the public in another forum. Remarks will be limited to five minutes. Large groups are asked to select one individual to speak for the group. The board reserves the right to amend these conditions. Separate committee meetings may be held on call of the chairman. Contact VDOT Public Affairs at (804) 786-2715 for schedule.

**Contact:** Carol A. Mathis, Administrative Staff Assistant, Virginia Department of Transportation, 1401 E. Broad St., Richmond, VA 23219, telephone (804) 786-2701, FAX (804) 786-2940, e-mail [carol.mathis@vdot.virginia.gov](mailto:carol.mathis@vdot.virginia.gov).

† **May 20, 2005 - 9 a.m.** -- Open Meeting  
Virginia Department of Forestry, Central Office, Fontaine Research Park, 900 Natural Resources Drive, Suite 800, Charlottesville, Virginia. 

A meeting to discuss the content of the proposed Comprehensive Roadside Management Program Regulations (24 VAC 30-121) mandated by the 2004 Session of the General Assembly (SB 260).

**Contact:** Jake Porter, Roadside Operations Mgr., Commonwealth Transportation Board, Asset Mgt. Div., VDOT, 1401 E. Broad St., Monroe Tower-19th Floor, Richmond, VA 23219, telephone (804) 786-7218, FAX (804) 786-7987, e-mail jacobporter@vdot.virginia.gov.

## DEPARTMENT OF VETERANS SERVICES

### Joint Leadership Council of Veterans Service Organizations

**May 11, 2005 - 11 a.m.** -- Open Meeting  
Hampton Roads/Tidewater Area. Location to be determined. ♿

A regular meeting.

**Contact:** Steven Combs, Assistant to the Commissioner, Department of Veterans Services, 900 E. Main St., Richmond, VA 23219, telephone (804) 786-0294, e-mail steven.combs@dvs.virginia.gov.

### Veterans Services Foundation

**June 8, 2005 - 11 a.m.** -- Open Meeting  
Location to be determined ♿

A regular meeting. Public comment will be received at approximately 12:50 p.m.

**Contact:** Steven Combs, Assistant to the Commissioner, Department of Veterans Services, 900 E. Main St., Richmond, VA 23219, telephone (804) 786-0294, e-mail steven.combs@dvs.virginia.gov.

## BOARD OF VETERINARY MEDICINE

† **May 25, 2005 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6603 West Broad Street, 5th Floor, Conference Room 2, Richmond, Virginia. ♿

A formal hearing. After the formal hearing there will be a meeting to adopt regulations for delegation to an agency subordinate and to discuss general board business as may be presented on agenda and discussion of inspection issues with enforcement staff.

**Contact:** Elizabeth A. Carter, Ph.D., Executive Director, Board of Veterinary Medicine, Alcoa Bldg., 6603 W. Broad St., 5th Floor, Richmond, VA 23230-1712, telephone (804) 662-9915, FAX (804) 662-7098, (804) 662-7197/TTY ♿, e-mail elizabeth.carter@dhp.virginia.gov.

† **May 26, 2005 - 9 a.m.** -- Open Meeting  
Department of Health Professions, 6603 West Broad Street, 5th Floor, Conference Room 4, Richmond, Virginia. ♿

Informal conferences (disciplinary hearings). These are public hearings, but public comment will not be received.

**Contact:** Terri Behr, Administrative Assistant, Board of Veterinary Medicine, 6603 W. Broad St., 5th Floor, Richmond, VA 23230, telephone (804) 662-9915, FAX (804) 662-7098, (804) 662-7197/TTY ♿, e-mail terri.behr@dhp.virginia.gov.

## COUNCIL ON VIRGINIA'S FUTURE

**May 12, 2005 - 2 p.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, Senate Room A, Richmond, Virginia. ♿

A meeting of the full council. Governor Mark Warner is Council Chair and Mr. John Wynne is Council Vice Chair.

**Contact:** Carole Noe, 700 E. Franklin St., Suite 700, Richmond, VA 23219, telephone (804) 371-2346, FAX (804) 371-0234, e-mail cnoe@virginia.edu.

## STATE WATER CONTROL BOARD

† **May 4, 2005 - 10 a.m.** -- Open Meeting  
Department of Environmental Quality, 629 East Main Street, Richmond, Virginia.

A meeting of the advisory committee assisting in the development of amendments to the General VPDES Permit for Ready-Mixed Facilities adding coverage for SIC 3271 (concrete block and brick) and SIC 3272 (concrete products, except block and brick).

**Contact:** Burt Tuxford, State Water Control Board, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4086, FAX (804) 698-4032, e-mail brtuxford@deq.virginia.gov.

**May 4, 2005 - 10 a.m.** -- Open Meeting  
**June 8, 2005 - 10 a.m.** -- Open Meeting  
**July 7, 2005 - 10 a.m.** -- Open Meeting  
Department of Environmental Quality, Piedmont Regional Office, 4949-A Cox Road, Glen Allen, Virginia. ♿

A meeting of the advisory committee assisting in the development of amendments to the water quality standards to establish nutrient criteria for lakes. Meeting date is tentative and interested persons should confirm the meeting with the contact person.

**Contact:** Eleanore Daub, State Water Control Board, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4111, FAX (804) 698-4116, e-mail emdaub@deq.virginia.gov.

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**May 4, 2005 - 2 p.m.** -- Public Hearing  
Department of Environmental Quality, Southwest Regional Office, 355 Deadmore Street, Abingdon, Virginia.

**May 5, 2005 - 2 p.m.** -- Public Hearing  
Department of Environmental Quality, West Central Regional Office, 3019 Peters Creek Road, Roanoke, Virginia.

**May 9, 2005 - 2 p.m.** -- Public Hearing  
Department of Environmental Quality, Valley Regional Office, 4111 Early Road, Harrisonburg, Virginia.

**May 10, 2005 - 7 p.m.** -- Public Hearing  
Lake Country Advanced Knowledge Center, 118 East Danville Street, South Hill, Virginia.

**May 11, 2005 - 2 p.m.** -- Public Hearing  
Department of Environmental Quality, South Central Regional Office, 7705 Timberlake Road, Lynchburg, Virginia.

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# Calendar of Events

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**May 12, 2005 - 4 p.m.** -- Public Hearing  
Department of Environmental Quality, Piedmont Regional Office, 4949-A Cox Road, Glen Allen, Virginia.

**May 16, 2005 - 7 p.m.** -- Public Hearing  
Department of Environmental Quality, Northern Regional Office, 13901 Crown Court, Woodbridge, Virginia.


**May 17, 2005 - 7 p.m.** -- Public Hearing  
Department of Environmental Quality, Tidewater Regional Office, 5636 Southern Boulevard, Virginia Beach, Virginia.

**June 3, 2005** - Public comments may be submitted until this date.

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the State Water Control Board intends to adopt regulations entitled **9 VAC 25-780, Local and Regional Water Supply Planning**. The purpose of the proposed action is to establish a basic set of criteria that each local or regional water supply plan must contain so that the entity can plan for and provide adequate water to its citizens.


Statutory Authority: § 62.1-44.38:1 of the Code of Virginia.

**Contact:** Scott W. Kudlas, State Water Control Board, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4456, FAX (804) 698-4347, e-mail [swkudlas@deq.virginia.gov](mailto:swkudlas@deq.virginia.gov).

**May 24, 2005 - 2 p.m.** -- Open Meeting  
Department of Environmental Quality, South Central Regional Office, 7705 Timberlake Road, Lynchburg, Virginia. 

A public meeting to receive comments on the State Water Control Board's Notice of Intent to consider amending the Water Quality Standards. The amendments would designate certain tributaries of the Pedlar and North Fork of the Buffalo Rivers and a portion of the North Fork of the Buffalo Rivers as exceptional state waters. The Notice of Intent is to be published in the Virginia Register of Regulations on April 18, 2005. The comment period begins with publication in the Virginia Register of Regulations and closes on May 27, 2005.

**Contact:** David C. Whitehurst, State Water Control Board, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4121, FAX (804) 698-4522, e-mail [dcwhitehurst@deq.virginia.gov](mailto:dcwhitehurst@deq.virginia.gov).

**† May 25, 2005 - 2 p.m.** -- Open Meeting  
Department of Environmental Quality, Piedmont Regional Office, 4949-A Cox Road, Glen Allen, Virginia. 

A public meeting to receive comments on the Notice of Intent (NOIRA) to adopt a general VPDES watershed permit regulation establishing annual maximum VPDES permitted point source discharge limitations for total nitrogen and total phosphorus to the Chesapeake Bay Watershed and a nutrient-trading mechanism. The NOIRA will appear in the Virginia Register of Regulations on May 2, 2005, and the comment period closes on July 1, 2005.

**Contact:** Allan Brockenbrough, State Water Control Board, P.O. Box 10009, Richmond, VA 23240, telephone (804) 698-4147, FAX (804) 698-4032, e-mail [abrockenbrough@deq.virginia.gov](mailto:abrockenbrough@deq.virginia.gov).

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**† June 6, 2005 - 2 p.m.** -- Public Hearing  
Department of Environmental Quality, Valley Regional Office, 4411 Early Road, Harrisonburg, Virginia.

**† June 8, 2005 - 1:30 p.m.** -- Public Hearing  
Department of Environmental Quality, West Central Regional Office, 3019 Peters Creek Road, Roanoke, Virginia.

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the State Water Control Board intends to amend regulations entitled **9 VAC 25-720, Water Quality Management Planning Regulation**. The purpose of the proposed action is to amend the New River Basin section (9 VAC 25-720-130) to update the stream segment classifications, effluent limitations and waste load allocations that have changed to reflect new requirements or changing water quality conditions.

Statutory Authority: § 62.1-44.15 of the Code of Virginia; Clean Water Act (33 USC § 1313 (e)); 40 CFR Part 130.

Public comments may be submitted until July 1, 2005.

**Contact:** Jason R. Hill, Department of Environmental Quality, 3019 Peters Creek Rd., Roanoke, VA 24019, telephone (540) 562-6724, FAX (540) 562-6729 or e-mail [jrhill@deq.virginia.gov](mailto:jrhill@deq.virginia.gov).

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**† June 6, 2005 - 2 p.m.** -- Public Hearing  
Department of Environmental Quality, Valley Regional Office, 4411 Early Road, Harrisonburg, Virginia.

**† June 8, 2005 - 1:30 p.m.** -- Public Hearing  
Department of Environmental Quality, West Central Regional Office, 3019 Peters Creek Road, Roanoke, Virginia.

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the State Water Control Board intends to amend regulations entitled **9 VAC 25-720, Water Quality Management Planning Regulation**. The purpose of the proposed action is to amend the Tennessee-Big Sandy River Basin section (9 VAC 25-720-90) to update the stream segment classifications, effluent limitations and waste load allocations that have changed to reflect new requirements or changing water quality conditions.

Statutory Authority: § 62.1-44.15 of the Code of Virginia; Clean Water Act (33 USC § 1313 (e)); 40 CFR Part 130.

Public comments may be submitted until July 1, 2005.

**Contact:** Jason R. Hill, Department of Environmental Quality, 3019 Peters Creek Rd., Roanoke, VA 24019, telephone (540) 562-6724, FAX (540) 562-6729 or e-mail [jrhill@deq.virginia.gov](mailto:jrhill@deq.virginia.gov).

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† **June 6, 2005 - 2 p.m.** -- Public Hearing  
Department of Environmental Quality, Valley Regional Office,  
4411 Early Road, Harrisonburg, Virginia.

† **June 8, 2005 - 1:30 p.m.** -- Public Hearing  
Department of Environmental Quality, West Central Regional  
Office, 3019 Peters Creek Road, Roanoke, Virginia.

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the State Water Control Board intends to amend regulations entitled **9 VAC 25-720, Water Quality Management Planning Regulation**. The purpose of the proposed action is to amend the Roanoke River Basin section (9 VAC 25-720-80) to update the stream segment classifications, effluent limitations and waste load allocations that have changed to reflect new requirements or changing water quality conditions.

Statutory Authority: § 62.1-44.15 of the Code of Virginia; Clean Water Act (33 USC § 1313 (e)); 40 CFR Part 130.

Public comments may be submitted until July 1, 2005.

**Contact:** Jason R. Hill, Department of Environmental Quality, 3019 Peters Creek Rd., Roanoke, VA 24019, telephone (540) 562-6724, FAX (540) 562-6729 or e-mail jrhill@deq.virginia.gov.

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† **June 6, 2005 - 2 p.m.** -- Public Hearing  
Department of Environmental Quality, Valley Regional Office,  
4411 Early Road, Harrisonburg, Virginia.

† **June 8, 2005 - 1:30 p.m.** -- Public Hearing  
Department of Environmental Quality, West Central Regional  
Office, 3019 Peters Creek Road, Roanoke, Virginia.

Notice is hereby given in accordance with § 2.2-4007 of the Code of Virginia that the State Water Control Board intends to amend regulations entitled **9 VAC 25-720, Water Quality Management Planning Regulation**. The purpose of the proposed action is to amend the Potomac-Shenandoah River Basin section (9 VAC 25-720-50) to update the stream segment classifications, effluent limitations and waste load allocations that have changed to reflect new requirements or changing water quality conditions.

Statutory Authority: § 62.1-44.15 of the Code of Virginia; Clean Water Act (33 USC § 1313 (e)); 40 CFR Part 130.

Public comments may be submitted until July 1, 2005.

**Contact:** Jason R. Hill, Department of Environmental Quality, 3019 Peters Creek Rd., Roanoke, VA 24019, telephone (540) 562-6724, FAX (540) 562-6729 or e-mail jrhill@deq.virginia.gov.


† **June 28, 2005 - 9:30 a.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, House  
Room C, Richmond, VA

A regular board meeting.


**Contact:** Cindy Berndt, Regulatory Coordinator, Department of Environmental Quality, P.O. Box 10009, Richmond, VA

23240, telephone (804) 698-4378, FAX (804) 698-4346, e-mail cmberndt@deq.virginia.gov.

## BOARD FOR WATERWORKS AND WASTEWATER WORKS OPERATORS


**June 22, 2005 - 8:30 a.m.** -- Open Meeting  
Department of Professional and Occupational Regulation,  
3600 West Broad Street, Richmond, Virginia 

A meeting to conduct board business.

**Contact:** David E. Dick, Executive Director, Board for Waterworks and Wastewater Works Operators, 3600 W. Broad St., Richmond, VA 23230, telephone (804) 367-8507, FAX (804) 367-6128, (804) 367-9753/TTY , e-mail waterwasteoper@dpor.virginia.gov.

## INDEPENDENT

### STATE LOTTERY BOARD


† **May 25, 2005 - 9:30 a.m.** -- Open Meeting  
Virginia Lottery, 900 East Main Street, 13th Floor, Richmond,  
Virginia 

A regular meeting to include routine business. There will be an opportunity for public comment shortly after the meeting is convened.


**Contact:** Frank S. Ferguson, Director, Legislative and Regulatory Affairs, State Lottery Department, 900 E. Main St., Richmond, VA 23219, telephone (804) 692-7901, FAX (804) 692-7603, e-mail fferguson@valottery.state.va.us.

## VIRGINIA OFFICE FOR PROTECTION AND ADVOCACY

### Board for Protection and Advocacy

† **July 19, 2005 - 9 a.m.** -- Open Meeting  
Virginia Office for Protection and Advocacy, Byrd Building,  
1910 Byrd Avenue, Suite 5, Richmond, Virginia  (Interpreter for the deaf provided upon request)

Public comment is welcomed and will be accepted at the start of the meeting. If you wish to provide public comment via telephone, or if interpreter services or other accommodations are required, please contact Lisa Shehi at 1-800-552-3962 or via e-mail at lisa.shehi@vopa.virginia.gov no later than Tuesday, July 5, 2005.

**Contact:** Lisa Shehi, Administrative Assistant, Virginia Office for Protection and Advocacy, 1910 Byrd Ave., Suite 5, Richmond, VA 23230, telephone (804) 225-2042, FAX (804) 662-7431, toll-free (800) 552-3962, (804) 225-2042/TTY , e-mail lisa.shehi@vopa.virginia.gov.

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# Calendar of Events

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## Disabilities Advisory Council

† **July 28, 2005 - 10 a.m.** -- Open Meeting  
Virginia Office for Protection and Advocacy, 1910 Byrd Avenue, Suite 5, Richmond, Virginia. (Interpreter for the deaf provided upon request)

Public comment is welcome and will be received at the beginning of the meeting. For those needing interpreter services or other accommodations, please contact Ms. Delicia (Dee) Vance by July 14, 2005.

**Contact:** Delicia Vance, Outreach Advocate, Virginia Office for Protection and Advocacy, 1910 Byrd Ave., Suite 5, Richmond, VA 23230, telephone (804) 662-7099, FAX (804) 662-7057, toll-free (800) 552-3962, (804) 225-2042/TTY, e-mail [delicia.vance@vopa.virginia.gov](mailto:delicia.vance@vopa.virginia.gov).

## VIRGINIA RETIREMENT SYSTEM

**May 17, 2005 - Noon** -- Open Meeting  
Virginia Retirement System Headquarters Building, 1200 East Main Street, Richmond, Virginia.

A regular meeting of the Optional Retirement Plan Advisory Committee. No public comment will be received at the meeting.

**Contact:** LaShaunda B. King, Executive Assistant, Virginia Retirement System, 1200 E. Main Street, Richmond, VA 23219, telephone (804) 649-8059, FAX (804) 786-1541, toll-free (888) 827-3847, (804) 344-3190/TTY, or e-mail [lking@vrs.state.va.us](mailto:lking@vrs.state.va.us).

**May 18, 2005 - 11 a.m.** -- Open Meeting  
Bank of America, 1111 East Main Street, Virginia Retirement System Investment Department, Pavilion, 4th Floor, Richmond, Virginia.

A regular meeting of the Investment Advisory Committee. No public comment will be received at the meeting.

**Contact:** Phyllis Henderson, Executive Assistant, Virginia Retirement System, 1200 E. Main St., Richmond, VA 23219, telephone (804) 697-6675, FAX (804) 786-1541, toll-free (888) 827-3847, (804) 344-3190/TTY, e-mail [phenderson@vrs.state.va.us](mailto:phenderson@vrs.state.va.us).

**May 18, 2005 - 2:30 p.m.** -- Open Meeting  
Virginia Retirement System Headquarters Building, 1200 East Main Street, Richmond, Virginia.

A regular meeting of the following committees:

- 2:30 p.m. - Benefits and Actuarial Committee
- 4 p.m. - Audit and Compliance Committee
- 4 p.m. - Administration and Personnel Committee

No public comment will be received at the meetings.

**Contact:** LaShaunda B. King, Executive Assistant, Virginia Retirement System, 1200 E. Main Street, Richmond, VA 23219, telephone (804) 649-8059, FAX (804) 786-1541, toll-free (888) 827-3847, (804) 344-3190/TTY, or e-mail [lking@vrs.state.va.us](mailto:lking@vrs.state.va.us).

**May 19, 2005 - 9 a.m.** -- Open Meeting  
Virginia Retirement System Headquarters Building, 1200 East Main Street, Richmond, Virginia.

A regular meeting of the Board of Trustees. No public comment will be received at the meeting.

**Contact:** LaShaunda B. King, Executive Assistant, Virginia Retirement System, 1200 E. Main Street, Richmond, VA 23219, telephone (804) 649-8059, FAX (804) 786-1541, toll-free (888) 827-3847, (804) 344-3190/TTY, or e-mail [lking@vrs.state.va.us](mailto:lking@vrs.state.va.us).

**June 1, 2005 - 8 a.m.** -- Canceled  
Location to be determined.

The Board of Trustees annual retreat has been rescheduled to August. Details will be posted at a later date.

**Contact:** LaShaunda B. King, Executive Assistant, Virginia Retirement System, 1200 E. Main St., Richmond, VA 23219, telephone (804) 649-8059, FAX (804) 786-1541, toll-free (888) 827-3847, (804) 344-3190/TTY, e-mail [lking@vrs.state.va.us](mailto:lking@vrs.state.va.us).

## LEGISLATIVE

### VIRGINIA CODE COMMISSION

† **May 23, 2005 - 10 a.m.** -- Open Meeting  
† **June 15, 2005 - 10 a.m.** -- Open Meeting  
† **July 20, 2005 - 10 a.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, 6th Floor, Speaker's Conference Room, Richmond, Virginia.

A meeting to discuss the Commission's 2005 Workplan and begin working on the 2007 Code of Virginia publication project.

**Contact:** Jane Chaffin, Registrar of Regulations, Virginia Code Commission, General Assembly Building, 2nd Floor, 910 Capitol Street, Richmond, VA 23219, telephone (804) 786-3591, FAX (804) 692-0625 or e-mail [jchaffin@leg.state.va.us](mailto:jchaffin@leg.state.va.us).

### VIRGINIA FREEDOM OF INFORMATION ADVISORY COUNCIL


**June 15, 2005 - 1 p.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, House Room D, Richmond, Virginia.

An agenda for the meeting will be posted as soon as it is available.

**Contact:** Maria Everett, Executive Director, Virginia Freedom of Information Advisory Council, 910 Capitol St., 2nd Floor, Richmond, VA 23219, telephone (804) 255-3056, FAX (804) 371-0169, toll-free (866) 448-4100.



## JOINT SUBCOMMITTEE STUDYING CONFLICTS OF INTERESTS AND LOBBYIST DISCLOSURE FILINGS

† **May 23, 2005 - 10 a.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, House Room C, Richmond, Virginia. 

A regular meeting. For questions regarding the meeting agenda, contact Amigo Wade, Division of Legislative Services, (804) 786-3591.

**Contact:** Barbara L. Teague, House Committee Operations, 910 Capitol St., Richmond, VA 23219, telephone (804) 698-1540.


## JOINT SUBCOMMITTEE ON MANUFACTURING NEEDS AND THE FUTURE OF MANUFACTURING IN VIRGINIA

† **June 7, 2005 - 1 p.m.** -- Open Meeting  
Barr Labs, 2150 Perrowville Road, Forest, Virginia

A regular meeting. For questions regarding the meeting agenda, contact Frank Munyan, Division of Legislative Services, (804) 786-3591. Individuals requiring interpreter services or other accommodations should telephone Senate Committee Operations at (804) 698-7450, (804) 698-7419/TTY, or write to Senate Committee Operations, P.O. Box 396, Richmond, VA 23218 at least seven days prior to the meeting.

**Contact:** Hobie Lehman, Senate Committee Operations, General Assembly Bldg., 910 Capitol St., Richmond, VA 23219, telephone (804) 698-7450.


## ACCESS AND AFFORDABILITY WORKGROUP OF THE JOINT SUBCOMMITTEE STUDYING PUBLIC FUNDING OF HIGHER EDUCATION IN VIRGINIA

**May 4, 2005 - 10 a.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, Senate Room B, Richmond, Virginia. 

The initial meeting of the subcommittee. For questions regarding the meeting agenda, contact Amy Sebring, Senate Finance Committee, (804) 698-7480, or Tony Maggio, House Appropriations Committee Staff, (804) 698-1590. Individuals requiring interpreter services or other accommodations should telephone Senate Committee Operations at (804) 698-7450, (804) 698-7419/TTY, or write to Senate Committee Operations, P.O. Box 396, Richmond, VA 23218 at least seven days prior to the meeting.

**Contact:** Hobie Lehman, Senate Committee Operations, General Assembly Bldg., 910 Capitol St., Richmond, VA 23219, telephone (804) 698-7450.

## JOINT COMMISSION ON TECHNOLOGY AND SCIENCE

† **May 4, 2005 - 10 a.m.** -- Open Meeting  
General Assembly Building, 9th and Broad Streets, House Room D, Richmond, Virginia. 

An organizational meeting.

**Contact:** Lisa Wallmeyer, Director, Joint Commission on Technology and Science, 910 Capitol St., Richmond, VA 23219, telephone (804) 786-3591.

## CHRONOLOGICAL LIST

### OPEN MEETINGS

#### May 2

Branch Pilots, Board for

#### May 3

Arts, Virginia Commission for the  
† Chesapeake Bay Local Assistance Board  
Contractors, Board for  
† Environmental Quality, Department of  
Funeral Directors and Embalmers, Board of  
Museum of Fine Arts, Virginia  
Real Estate Appraiser Board

#### May 4

Architects, Professional Engineers, Land Surveyors,  
Certified Interior Designers and Landscape Architects,  
Board for  
Jamestown-Yorktown Foundation  
Medicine, Board of  
Public Broadcasting Board, Virginia  
Public Funding of Higher Education in Virginia, Access and  
Affordability Workgroup of the Joint Subcommittee  
Studying  
† Technology and Science, Joint Commission on  
† Water Control Board, State

#### May 5

† Air Pollution Control Board, State  
Arts, Virginia Commission for the  
Contractors, Board for  
† Environmental Quality, Department of  
Medicine, Board of  
† Real Estate Board

#### May 6

Art and Architectural Review Board  
† Environmental Quality, Department of  
† Social Services, Department of

#### May 9

Alcoholic Beverage Control Board  
Local Government, Commission on  
† Motor Vehicle Dealer Board

#### May 10

Architects, Professional Engineers, Land Surveyors,  
Certified Interior Designers and Landscape Architects,  
Board for  
Arts, Virginia Commission for the  
† Contractors, Board for  
† Education, Board of  
Funeral Directors and Embalmers, Board of

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# Calendar of Events

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† Higher Education for Virginia, State Council of  
† Psychology, Board of  
Resources Authority, Virginia

## May 11

Agriculture and Consumer Services, Department of  
† Conservation and Recreation, Department of  
- Goose Creek Scenic River Advisory Committee  
Deaf and Hard-of-Hearing, Department for the  
† Environmental Quality, Department of  
Information Technologies Agency, Virginia  
- E-911 Wireless Service Board  
Technology Services, Council on  
Veterans Services, Department of  
- Joint Leadership Council of Veterans Service  
Organizations

## May 12

† Architects, Professional Engineers, Land Surveyors,  
Certified Interior Designers and Landscape Architects,  
Board for  
Arts, Virginia Commission for the  
† Conservation and Recreation, Department of  
- Falls of the James Scenic River Advisory Committee  
Contractors, Board for  
Criminal Justice Services Board  
† Hearing Aid Specialists, Board for  
Information Technologies Agency, Virginia  
- Virginia Geographic Information Network Advisory Board  
† Real Estate Appraiser Board  
Real Estate Board  
Virginia's Future, Council on

## May 13

Child Fatality Review Team, State  
† Contractors, Board for  
Dentistry, Board of

## May 16

† Medical Assistance Services, Department of  
Nursing, Board of  
Old Dominion University

## May 17

Architects, Professional Engineers, Land Surveyors,  
Certified Interior Designers and Landscape Architects,  
Board for  
† Contractors, Board for  
Corrections, Board of  
Education, Department of  
- State Special Education Advisory Committee  
† Environmental Quality, Department of  
† Health, Department of  
† Housing Development Authority, Virginia  
Nursing, Board of  
† People with Disabilities, Virginia Board for  
Research and Technology Advisory Commission, Virginia  
Retirement System, Virginia

## May 18

Asbestos, Lead, and Home Inspectors, Virginia Board for  
Community Colleges, State Board for  
Corrections, Board of  
† Environmental Quality, Department of  
Medical Assistance Services, Department of  
Museum of Fine Arts, Virginia  
Nursing, Board of  
† Real Estate Board

Retirement System, Virginia  
Sewage Handling and Disposal Appeal Review Board  
† Transportation Board, Commonwealth

## May 19

Aging, Commonwealth Council on  
Architects, Professional Engineers, Land Surveyors,  
Certified Interior Designers and Landscape Architects,  
Board for  
† Asbestos, Lead, and Home Inspectors, Virginia Board for  
Audiology and Speech-Language Pathology, Board of  
Community Colleges, State Board for  
† Contractors, Board for  
Design-Build/Construction Management Review Board  
† Environmental Quality, Department of  
Jamestown-Yorktown Foundation  
Museum of Fine Arts, Virginia  
Nursing, Board of  
† People with Disabilities, Virginia Board for  
† Real Estate Board  
Retirement System, Virginia  
† Transportation Board, Commonwealth

## May 20

Dentistry, Board of  
† Health, Department of  
Jamestown-Yorktown Foundation  
Medicine, Board of  
Museum of Natural History, Virginia  
Transportation Board, Commonwealth

## May 21

Museum of Natural History, Virginia

## May 23

Alcoholic Beverage Control Board  
† Code Commission, Virginia  
† Conflicts of Interest and Lobbyist Disclosure Filings, Joint  
Subcommittee Studying

## May 24

† Economic Development Partnership, Virginia  
† Environmental Quality, Department of  
† Labor and Industry, Department of  
- Safety and Health Codes Board  
Marine Resources Commission  
† Olmstead Oversight Advisory Committee  
† Real Estate Appraiser Board  
Water Control Board, State

## May 25

† Air Pollution Control Board, State  
† Compensation Board  
Contractors, Board for  
Education, Board of  
† Lottery Board, State  
Milk Commission, State  
† Veterinary Medicine, Board of  
† Water Control Board, State

## May 26

† Psychology, Board of  
† Veterinary Medicine, Board of

## June 2

† Barbers and Cosmetology, Board for  
† Contractors, Board for  
Counseling, Board of  
Polygraph Examiners Advisory Board

**June 3**

Art and Architectural Review Board  
Counseling, Board of

**June 6**

Alcoholic Beverage Control Board  
† Museum of Fine Arts, Virginia  
Professional and Occupational Regulation, Board for

**June 7**

Alzheimer's Disease and Related Disorders Commission  
Arts, Virginia Commission for the  
Charitable Gaming Board  
Contractors, Board for  
Funeral and Directors and Embalmers, Board of  
† Manufacturing Needs and the Future of Manufacturing in  
Virginia, Joint Subcommittee on  
Nursing, Board of  
Pharmacy, Board of

**June 8**

Arts, Virginia Commission for the  
Cemetery Board  
Jamestown-Yorktown Foundation  
Nursing, Board of  
Veterans Services, Department of  
† Water Control Board, State

**June 9**

Criminal Justice Services Board

**June 10**

Health, Department of

**June 13**

Library Board, State  
Nursing, Board of  
† People with Disabilities, Virginia Board for

**June 14**

Medical Assistance Services, Board of  
Nursing, Board of  
Old Dominion University  
People with Disabilities, Virginia Board for  
† Resources Authority, Virginia

**June 15**

At-Risk Youth and Families, Comprehensive Services for  
† Code Commission, Virginia  
Freedom of Information Advisory Council, Virginia  
Social Services, State Board of

**June 16**

Architects, Professional Engineers, Land Surveyors,  
Certified Interior Designers and Landscape Architects,  
Board for  
Design-Build/Construction Management Review Board  
Labor and Industry, Department of  
- Virginia Apprenticeship Council  
Museum of Fine Arts, Virginia  
† Olmstead Oversight Advisory Committee  
Social Services, State Board of

**June 17**

Health Professions, Department of  
- Health Practitioners' Intervention Program Committee  
† Rehabilitative Services, Department of  
- Commonwealth Neurotrauma Initiative Trust Fund  
Advisory Board

**June 20**

Alcoholic Beverage Control Board

**June 22**

† Air Pollution Control Board, State  
Education, Board of  
Nursing and Medicine, Joint Boards of  
Waterworks and Wastewater Works Operators, Board for

**June 23**

Technology Services, Council on

**June 25**

Blind and Vision Impaired, Department of the

**June 28**

Marine Resources Commission  
† People with Disabilities, Virginia Board for  
† Water Control Board, State

**June 29**

Accountancy, Board of  
† People with Disabilities, Virginia Board for  
† Sewage Handling and Disposal Appeal Review Board

**June 30**

Public Guardian and Conservator Advisory Board, Virginia

**July 5**

Alcoholic Beverage Control Board

**July 7**

Water Control Board, State

**July 8**

Art and Architectural Review Board  
Dentistry, Board of

**July 12**

Child Fatality Review Team, State  
Psychology, Board of

**July 13**

Information Technologies Agency, Virginia  
- E-911 Wireless Service Board

**July 14**

Medicine, Board of

**July 18**

Alcoholic Beverage Control Board  
Hearing Aid Specialists, Board for  
Nursing, Board of

**July 19**

† Contractors, Board for  
† Corrections, Board of  
† Nursing, Board of  
† Protection and Advocacy, Virginia Office for  
- Board for Protection and Advocacy

**July 20**

† Code Commission, Virginia  
† Corrections, Board of  
† Nursing, Board of

**July 21**

† Design-Build/Construction Management Review Board  
† Education, Board of  
- State Special Education Advisory Committee  
† Nursing, Board of

**July 22**

† Education, Board of  
- State Special Education Advisory Committee  
† Opticians, Board for

**July 26**

† Olmstead Advisory Committee

**July 27**

† Education, Board of  
- State Special Education Advisory Committee

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## Calendar of Events

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† Geology, Board for

† Nursing Home Administrators, Board of

**July 28**

† Protection and Advocacy, Virginia Office for

**August 1**

† Alcoholic Beverage Control Board

**August 2**

† Medicine, Board of

-Advisory Board on Occupational Therapy

- Advisory Board on Respiratory Care

**PUBLIC HEARINGS**

**May 4**

Water Control Board, State

**May 5**

Water Control Board, State

**May 9**

Water Control Board, State

**May 10**

Water Control Board, State

**May 11**

Water Control Board, State

**May 12**

Water Control Board, State

**May 16**

Water Control Board, State

**May 17**

Water Control Board, State

**May 19**

Air Pollution Control Board, State

**May 20**

† Transportation Board, Commonwealth

**June 6**

† Water Control Board, State

**June 8**

† Water Control Board, State