

# VIRGINIA ACTS OF ASSEMBLY -- 2000 RECONVENED SESSION

## CHAPTER 1048

*An Act to amend the Code of Virginia by adding sections numbered 2.1-41.3, 2.1-127.1, 3.1-14.1 and 8.01-220.1:4, relating to nonprofit boards of tobacco entities; membership and liability.*

[H 850]

Approved April 19, 2000

**Be it enacted by the General Assembly of Virginia:**

**1. That the Code of Virginia is amended by adding sections numbered 2.1-41.3, 2.1-127.1, 3.1-14.1 and 8.01-220.1:4 as follows:**

*§ 2.1-41.3. Service on board of national tobacco trust entity.*

*The Governor is authorized to serve in his official capacity on the board of directors of any entity established to ensure the implementation in the Commonwealth of a national tobacco trust established to provide payments to tobacco growers and tobacco quota owners to ameliorate adverse economic consequences resulting from a national settlement of states' claims against tobacco manufacturers.*

*§ 2.1-127.1. Service on board of national tobacco trust entity.*

*The Attorney General is authorized to serve in his official capacity on the board of directors of any entity established to ensure the implementation in the Commonwealth of a national tobacco trust established to provide payments to tobacco growers and tobacco quota owners to ameliorate adverse economic consequences resulting from a national settlement of states' claims against tobacco manufacturers.*

*§ 3.1-14.1. Service on board of national tobacco trust entity.*

*The Commissioner is authorized to serve in his official capacity on the board of directors of any entity established to ensure the implementation in the Commonwealth of a national tobacco trust established to provide payments to tobacco growers and tobacco quota owners to ameliorate adverse economic consequences resulting from a national settlement of states' claims against tobacco manufacturers.*

*§ 8.01-220.1:4. Civil immunity for officers and directors of certain nonprofit organizations.*

*A. Directors and officers of any entity created to ensure the implementation in the Commonwealth of a national tobacco trust established to provide payments to tobacco growers and tobacco quota owners to ameliorate adverse economic consequences resulting from a national settlement of states' claims against tobacco manufacturers shall be immune from civil liability for acts taken in their capacities as officers or directors of such entities.*

*B. The liability of an officer or director shall not be limited as provided in this section if the officer or director was grossly negligent or engaged in willful misconduct or a knowing violation of the criminal law.*

**2. That the immunity provided to officers and directors in subsection A of § 8.01-220.1:4 of this act shall be effective for all acts taken on and after July 1, 1999.**