

2000 RECONVENED SESSION

REENROLLED

VIRGINIA ACTS OF ASSEMBLY — CHAPTER

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

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.

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