

VIRGINIA ACTS OF ASSEMBLY -- 2004 SESSION

CHAPTER 155

An Act to amend and reenact § 2.2-612 of the Code of Virginia and to repeal Article 3 (§§ 2.2-2506 and 2.2-2507) of Chapter 25 of Title 2.2 of the Code of Virginia, relating to the abolishment of the Virginia Advisory Commission on Intergovernmental Relations.

[S 10]

Approved March 19, 2004

Be it enacted by the General Assembly of Virginia:

1. That § 2.2-612 of the Code of Virginia is amended and reenacted as follows:

§ 2.2-612. Notification to localities of reduction or discontinuation of service.

A. No agency, board, commission or other entity of the Commonwealth shall take any action to reduce or discontinue a service that it performs for a local government or reduce or discontinue any form of financial assistance to a local government without first notifying all affected local governments and the Virginia Advisory Commission on Intergovernmental Relations at least ~~ninety~~ 90 days in advance of the proposed action. However, in emergencies, certified by the Governor for executive branch agencies or by the chief administrative officer for any other entity of the Commonwealth, such action may be taken immediately following the notice. ~~The Virginia Advisory Commission on Intergovernmental Relations shall hold hearings on any such notice and shall render an advisory report to the Governor and to the succeeding session of the General Assembly on the ramifications for the Commonwealth and its localities of the action.~~

B. The provisions of subsection A shall not apply to any action taken by an executive branch agency or other entity of the Commonwealth pursuant to a specific legislative requirement, agreement or contract negotiated with a local government, the application of a statute prescribing periodic adjustments in state financial assistance, workforce reduction resulting from diminished appropriation or legislated early retirement provisions, or judicial decree.

C. Nothing in subsection A shall apply to any officer who receives funding under § 15.2-1636.7 or who may appeal Compensation Board budget decisions under § 15.2-1636.9 or § 15.2-1636.10, or to those payments made to localities in accordance with §§ 53.1-20.1, 53.1-83.1, 53.1-84, or § 53.1-85.

2. That Article 3 (§§ 2.2-2506 and 2.2-2507) of Chapter 25 of Title 2.2 of the Code of Virginia is repealed.