

# VIRGINIA ACTS OF ASSEMBLY -- 2004 SESSION

## CHAPTER 650

*An Act to amend and reenact §§ 2.2-608, 2.2-2213, 2.2-2238, 2.2-2242, 2.2-2263, 2.2-2400, 2.2-2407, 2.2-2432, 2.2-2506, 3.1-22.4, 4.1-115, 10.1-1307, 10.1-1802, 10.1-2012, 22.1-171, 23-1.01, 23-30.36, 23-227, 23-253, 23-253.7, 30-34.4:1, 30-34.15, 32.1-14, 40.1-4.1, 46.2-1503.5, 54.1-114, 54.1-4421, 62.1-44.40, and 62.1-139 of the Code of Virginia and to repeal §§ 2.2-1126 and 2.2-1127 of the Code of Virginia, relating to the distribution of state reports.*

[S 6]

Approved April 12, 2004

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

**1. That §§ 2.2-608, 2.2-2213, 2.2-2238, 2.2-2242, 2.2-2263, 2.2-2400, 2.2-2407, 2.2-2432, 2.2-2506, 3.1-22.4, 4.1-115, 10.1-1307, 10.1-1802, 10.1-2012, 22.1-171, 23-1.01, 23-30.36, 23-227, 23-253, 23-253.7, 30-34.4:1, 30-34.15, 32.1-14, 40.1-4.1, 46.2-1503.5, 54.1-114, 54.1-4421, 62.1-44.40, and 62.1-139 of the Code of Virginia are amended and reenacted as follows:**

§ 2.2-608. Furnishing reports; Governor authorized to require reports.

A. Agencies, institutions, collegial bodies, and other governmental entities that are specifically required by the Code of Virginia to report annually or biennially to the Governor and General Assembly shall submit their reports on or before October 1 of each year, unless otherwise specified. The Governor may require any agency to furnish an annual or biennial report. ~~Agencies~~

B. Any agency, institution, collegial body, or other governmental entity outside of the legislative branch of government required to submit a report to the General Assembly or any committee, subcommittee, commission, agency, or other body within the legislative branch or to the chairman or agency head of such entity shall distribute a hard copy of such ~~reports~~ report to each member of the General Assembly who requests a copy in accordance with the provisions of § ~~2.2-1127~~ 30-34.4:1. The cost of printing and distributing reports shall be borne by the reporting entity or its supporting agency.

§ 2.2-2213. Forms of accounts and records; audit; annual report.

The accounts and records of the Authority showing the receipt and disbursement of funds from whatever source derived, shall be in a form prescribed by the Auditor of Public Accounts. The Auditor of Public Accounts or his legally authorized representatives, shall annually examine the accounts and books of the Authority. Such accounts shall correspond as nearly as possible to the accounts and records for such matters maintained by corporate enterprises.

The Authority shall submit an annual report to the Governor and General Assembly on or before November 1 of each year. Such report shall contain the audited annual financial statements of the Authority for the year ending the preceding June 30. ~~The annual report shall be distributed in accordance with the provisions of § 2.2-1127.~~

§ 2.2-2238. Economic development services.

A. It shall be the duty of the Authority to encourage, stimulate, and support the development and expansion of the economy of the Commonwealth. The Authority is charged with the following duties and responsibilities to:

1. See that there are prepared and carried out effective economic development marketing and promotional programs;

2. Make available, in conjunction and cooperation with localities, chambers of commerce, industrial authorities, and other public and private groups, to prospective new businesses basic information and pertinent factors of interest and concern to such businesses;

3. Formulate, promulgate, and advance programs throughout the Commonwealth for encouraging the location of new businesses in the Commonwealth and the retention and growth of existing businesses;

4. Encourage and solicit private sector involvement, support, and funding for economic development in the Commonwealth;

5. Encourage the coordination of the economic development efforts of public institutions, regions, communities, and private industry and collect and maintain data on the development and utilization of economic development capabilities;

6. Establish such offices within and without the Commonwealth that are necessary to the expansion and development of industries and trade;

7. Encourage the export of products and services from the Commonwealth to international markets; ~~and~~

8. Advise, upon request, the State Board for Community Colleges in designating technical training programs in Virginia's comprehensive community colleges for the Community College Incentive Scholarship Program pursuant to § 23-220.4; *and*

9. Upon request, ~~to~~ advise the State Council of Higher Education for Virginia in designating certain

collegiate programs for the Virginia Undergraduate Career and Technical Education Incentive Scholarship Program pursuant to Article 3 (§ 23-38.19:3 et seq.) of Chapter 4.1 of Title 23.

B. The Authority shall prepare a specific plan annually that shall serve as the basis for marketing high unemployment areas of Virginia. This plan shall be submitted to the Governor and General Assembly annually on or before November 1 of each year. The report shall contain the plan and activities conducted by the Authority to market these high unemployment areas. The annual report shall be part of the report required by § 2.2-2242 and shall be distributed in accordance with § 2.2-1127.

§ 2.2-2242. Forms of accounts and records; audit; annual report.

The accounts and records of the Authority showing the receipt and disbursement of funds from whatever source derived shall be in a form prescribed by the Auditor of Public Accounts. The Auditor of Public Accounts or his legally authorized representatives, shall annually examine the accounts and books of the Authority.

The Authority shall submit an annual report to the Governor and General Assembly on or before November 1 of each year. Such report shall contain the audited annual financial statements of the Authority for the year ending the previous June 30. ~~The annual report shall be distributed in accordance with the provisions of § 2.2-1127.~~

The Authority shall submit a detailed annual operational plan and budget to the Secretary of Commerce and Trade and the Director of the Department of Planning and Budget by November 1. Notwithstanding other provisions of this article, the form and content of the operating plan and budget shall be determined by the Director of the Department of Planning and Budget and shall include information on salaries, expenditures, indebtedness and other information as determined by the Director of the Department of Planning and Budget.

§ 2.2-2263. Powers and duties of Authority; limitations.

A. The Authority is granted all powers necessary or convenient for carrying out its purposes, including, but not limited to, the following powers to:

1. Have perpetual existence as a corporation.
2. Sue and be sued, implead and be impleaded, complain and defend in all courts.
3. Adopt, use, and alter at will a corporate seal.
4. Acquire, purchase, hold and use any property, real, personal or mixed, tangible or intangible, or any interest therein necessary or desirable for carrying out the purposes of the Authority; lease as lessee, with the approval of the Governor, any property, real, personal or mixed, or any interest therein for a term not exceeding ~~ninety-nine~~ 99 years at a nominal rental or at such annual rental as may be determined; with the approval of the Governor, lease as lessor to the Commonwealth and any city, county, town or other political subdivision, or any agency, department, or public body of the Commonwealth, or land grant college, any project at any time constructed by the Authority and any property, real, personal or mixed, tangible or intangible, or any interest therein, at any time acquired by the Authority, whether wholly or partially completed; with the approval of the Governor, sell, transfer and convey to the Commonwealth, any project at any time constructed by the Authority; and, with the approval of the Governor, sell, transfer and convey any property, real, personal or mixed, tangible or intangible, or any interest therein, at any time acquired by the Authority.
5. Acquire by purchase, lease, or otherwise, and construct, improve, furnish, maintain, repair, and operate projects.

6. Adopt bylaws for the management and regulation of its affairs.

7. Fix, alter, charge, and collect rates, rentals, and other charges for the use of the facilities of, or for the services rendered by, the Authority, or projects thereof, at reasonable rates to be determined by it for the purpose of providing for the payment of the expenses of the Authority, the construction, improvement, repair, furnishing, maintenance, and operation of its facilities and properties, the payment of the principal of and interest on its bonds, and to fulfill the terms and provisions of any agreements made with the purchasers or holders of any such bonds.

8. Borrow money; make and issue bonds of the Authority and such bonds as the Authority may determine to issue for the purpose of refunding obligations previously issued by the Authority; secure the payment of all bonds, or any part thereof, by pledge or deed of trust of all or any of its revenues, rentals, and receipts; make such agreements with the purchasers or holders of such bonds or with others in connection with any such bonds, whether issued or to be issued, as the Authority deems advisable; and in general, provide for the security for the bonds and the rights of holders thereof.

The Authority shall submit an annual report to the Governor and General Assembly on or before November 1 of each year containing, at a minimum, the annual financial statements of the Authority for the year ending the preceding June 30. ~~The annual report shall be distributed in accordance with the provisions of § 2.2-1127.~~

9. Make contracts of every name and nature, and to execute all instruments necessary or convenient to carry out its business.

10. Borrow money and accept grants from, and enter into contracts, leases or other transactions with, any federal agency.

11. Have the power of eminent domain.

12. Pledge or otherwise encumber all or any of the revenues or receipts of the Authority as security for all or any of the bonds of the Authority.

13. Do all acts and things necessary or convenient to carry out the powers granted to it by law.

14. Acquire, by assignment from the Commonwealth or the Virginia Retirement System, all contracts, including those that are not completed, which involve constructing, improving, furnishing, maintaining, and operating the structures, facilities, or undertakings similar to those designated herein as projects.

15. Enter into contractual agreements with localities or governmental entities undertaking a capital project that benefits the Commonwealth for which the financing or refinancing of reimbursements of all or any portion of the Commonwealth's share of the costs of such project will be made pursuant to other applicable provisions of Virginia law.

B. The Authority shall not undertake or finance or refinance any projects that are not specifically included in a bill or resolution passed by a majority of those elected to each house of the General Assembly, authorizing such projects or the reimbursement of all or any portion of the Commonwealth's share of the costs of such projects and, as to any project relating to a public institution of higher education in Virginia, not specifically designated by the board of visitors of that institution as a project to be undertaken by the Authority.

C. Except as otherwise provided by law, when projects are to be constructed, improved, furnished, maintained, repaired or operated for the use of any department of the Commonwealth, no plans or specifications therefor shall be presented for quotations or bids until the plans and specifications have been submitted to and approved by the Department of General Services and any other department of the Commonwealth having any jurisdiction over the projects, so that the project will conform to standards established by such departments.

§ 2.2-2400. Art and Architectural Review Board; members and officers; travel expenses; quorum; compensation; staff; report.

A. The Art and Architectural Review Board (the Board) is established as an advisory board, within the meaning of § 2.2-2100, in the executive branch of state government. The Board shall consist of six members as follows: the Director of the Department of Historic Resources, or his designee, serving as an ex officio member and five citizen members, appointed by the Governor. Of the citizen members, one shall be appointed from a list of architects nominated by the governing board of the Virginia Society of the American Institute of Architects; one shall be appointed from a list of persons nominated by the governing board of the University of Virginia; one shall be appointed from a list of persons nominated by the board of trustees of the Virginia Museum of Fine Arts; and two shall be appointed from the Commonwealth at large, one of whom shall be a painter or sculptor.

B. The members of the Board shall be appointed for terms of four years each, except appointments to fill vacancies, which shall be for the unexpired terms. No member shall serve for more than two consecutive four-year terms, except that any member appointed to the unexpired term of another shall be eligible to serve two consecutive four-year terms. Vacancies shall be filled in the manner of the original appointments. The Director of the Department of Historic Resources shall serve a term coincident with his term of office.

C. Annually, the Board shall elect a chairman and ~~vice chairman~~ *vice chairman* and may elect such other officers as the Board deems proper from among its membership. A majority of the members of the Board shall constitute a quorum.

D. The members of the Board shall serve without compensation, but shall be reimbursed for all reasonable and necessary expenses incurred in the discharge of their duties as provided in § 2.2-2825.

E. The Division of Engineering and Buildings of the Department of General Services shall provide assistance to the Board in the undertaking of its responsibilities.

F. The Board shall submit a biennial report to the Governor and General Assembly on or before October 1 of each even-numbered year. ~~The biennial report shall be distributed in accordance with the provisions of § 2.2-1127.~~

§ 2.2-2407. Migrant and Seasonal Farmworkers Board; purpose; membership; terms; quorum; compensation; staff; annual report.

A. The Migrant and Seasonal Farmworkers Board (the Board) is established as an advisory board, within the meaning of § 2.2-2100, in the executive branch of state government. The purpose of the Board shall be to:

1. Provide for the coordination and evaluation of state and federal services and, to the degree feasible, other governmental, public and private agency services to migrant and seasonal farmworkers within the Commonwealth;

2. Identify and evaluate the needs of migrant and seasonal farmworkers and needs of employers of such workers;

3. Study problems of the target population, provide background information, and recommend options for solutions along with impact projections of such recommendations to the General Assembly, governmental, public and private agencies; and

4. Encourage and foster the development of area migrant and seasonal farmworkers councils for the

purpose of seeking problem resolution and communication at the local level.

B. The Board shall consist of ~~fifteen~~ 15 members who shall be appointed by the Governor to serve at his pleasure. The Board shall include representatives of grower communities, migrant and seasonal farmworkers and crew leaders, if practical, and government, public and private agencies and interest groups or citizens concerned with migrant and seasonal farmworkers.

C. A majority of the members of the Board shall constitute a quorum.

D. Members of the Board shall receive no compensation for their services but shall be reimbursed for all reasonable and necessary expenses incurred in the discharge of their duties as provided in § 2.2-2825.

E. The Department of Labor and Industry shall provide staff support to the Board and serve as fiscal agent for any funds received.

F. The Department of Labor and Industry shall submit a biennial report to the Governor and General Assembly on or before October 1 of each even-numbered year on the activities of the Board. ~~The biennial report shall be distributed in accordance with § 2.2-1127.~~

§ 2.2-2432. Forms of accounts and records; audit; annual report.

The accounts and records of the Board showing the receipt and disbursement of funds from whatever source derived shall be in a form as prescribed by the Auditor of Public Accounts. The Auditor of Public Accounts, or his legally authorized representatives, shall annually examine the accounts and books of the Board.

The Board shall submit an annual report to the Governor and General Assembly on or before November 1 of each year. The report shall contain the audited annual financial statements of the Board for the year ending the preceding June 30. ~~The annual report shall be distributed in accordance with the provisions of § 2.2-1127.~~

§ 2.2-2506. Virginia Advisory Commission on Intergovernmental Relations; membership; terms; compensation and expenses; reports to Governor and General Assembly; chairman's executive summary.

A. The Virginia Advisory Commission on Intergovernmental Relations (the Commission) is established as an advisory commission within the meaning of § 2.2-2100, in the executive branch of state government.

B. The Commission shall consist of 22 members that include eight legislative members, three members of the executive branch, and 11 nonlegislative citizen members to be appointed as follows: five members of the House of Delegates to be appointed by the Speaker of the House of Delegates in accordance with the principles of proportional representation contained in the Rules of the House of Delegates; three members of the Senate to be appointed by the Senate Privileges and Elections Committee; and three members of the executive branch of state government, four elected local government officials upon the recommendation of the Virginia Association of Counties, four elected municipal officers upon the recommendation of the Virginia Municipal League, one representative of a planning district commission upon the recommendation of the Virginia Association of Planning Commissions, and two citizen members who have no current government affiliation, all of whom shall be appointed by the Governor.

C. All nonlegislative members, except the three members of the executive branch, shall serve for four-year terms. Legislative members shall serve terms coincident with their terms of office. Members from the executive branch shall serve at the pleasure of the Governor and shall serve no more than eight consecutive years. All members may be reappointed. However, no Senate member shall serve more than two consecutive four-year terms, no House member shall serve more than four consecutive two-year terms and no nonlegislative citizen member appointed to a term shall serve more than two consecutive four-year terms. The remainder of any term to which a member is appointed to fill a vacancy shall not constitute a term in determining the member's eligibility for reappointment. Vacancies shall be filled for the unexpired term. Vacancies shall be filled in the manner as the original appointments.

D. A chairman and vice chairman shall be elected annually from the membership. The Commission shall meet at least four times a year. A majority of members of the Commission shall constitute a quorum.

E. Legislative members of the Commission shall receive such compensation as is set forth in § 30-19.12, and nonlegislative members shall receive such compensation for the performance of their duties as provided in § 2.2-2813. All members shall be reimbursed for all reasonable and necessary expenses incurred in the performance of their duties as provided in §§ 2.2-2813 and 2.2-2825. Funding for the costs of compensation and expenses shall be provided by the Commission on Local Government.

F. The Commission shall report its findings as it deems proper and shall submit a biennial report to the Governor and the General Assembly on or before October 1 of each odd-numbered year as provided in the procedures of the Division of Legislative Automated Systems for the processing of legislative documents and reports. ~~The biennial report shall be distributed in accordance with the provisions of § 2.2-1127.~~

G. The chairman of the Commission shall submit to the Governor and the General Assembly a biennial executive summary of the interim activity and work of the Commission no later than the first day of each even-numbered year session of the General Assembly. The executive summary shall be

submitted as provided in the procedures of the Division of Legislative Automated Systems for the processing of legislative documents and reports and shall be posted on the General Assembly's website.

§ 3.1-22.4. Foundation continued as Council; appointment, qualifications and terms of members; vacancies; organization; expenses; officers; powers and duties.

A. The Virginia Agricultural Foundation within the Executive Branch of the state government is continued and shall hereafter be known as the Virginia Agricultural Council. The Council shall be composed of ~~eighteen~~ 18 members to be appointed by the Governor. Insofar as practical, ~~fifteen~~ 15 members shall be actively engaged in farming and shall be primarily engaged in the production of a different agricultural commodity. The Commissioner of Agriculture and Consumer Services, the dean of the College of Agriculture and Life Sciences of Virginia Polytechnic Institute and State University and the Associate Vice President for Agriculture and Extension of Virginia State University shall serve as members ex officio. The terms of the members shall run concurrently with the term of the Governor making the appointment but vacancies occurring before the expiration of term shall be filled for the unexpired term. The Governor shall designate one of the original appointees to serve as chairman pro tem until officers are elected as hereinafter provided. The initial meeting of the Council shall be held on call of the chairman pro tem.

B. Members of the Council shall be paid their necessary traveling expenses incurred in connection therewith. Such compensation and expenses shall be paid from the Virginia Agricultural Foundation Fund.

C. The Council shall elect from its membership a chairman, ~~vice-chairman~~ *vice chairman*, and such other officers as it deems appropriate.

D. The Council shall have charge of the management and expenditure of the Virginia Agricultural Foundation Fund. The Council shall have power to expend funds to provide for programs of agricultural research and education and agricultural services; to manage the fund so as to accumulate a reserve for contingencies; to establish an office and employ such technical, professional and other assistance as may be required, subject to the provisions of the Virginia Personnel Act (§ 2.2-2900 et seq.); to contract for research and other services; and to take all such measures as will assist in strengthening and promoting the best interests of agriculture in this Commonwealth.

E. The Chairman of the Council shall submit an annual report to the Council members, the Governor and the General Assembly on or before November 1 of each year. The report shall contain the annual financial statements of the Council for the year ending the preceding June 30. ~~The annual report shall be distributed in accordance with the provisions of § 2.2-1127.~~

§ 4.1-115. Reports and accounting systems of Board; auditing books and records.

A. The Board shall make reports to the Governor as he may require covering the administration and enforcement of this title. Additionally, the Board shall submit an annual report to the Governor and General Assembly on or before October 1 of each year, which shall contain:

1. A statement of the nature and amount of the business transacted by each government store during the year;

2. A statement of the assets and liabilities of the Board, including a statement of income and expenses and such other financial statements and matters as may be necessary to show the result of the operations of the Board for the year;

3. A statement showing the taxes collected under this title during the year;

4. General information and remarks about the working of the alcoholic beverage control laws within the Commonwealth; and

5. Any other information requested by the Governor.

B. The Board shall maintain an accounting system in compliance with generally accepted accounting principles and approved in accordance with § 2.2-803.

~~C. The annual report shall be distributed in accordance with the provisions of § 2.2-1127.~~

~~D~~ C. A regular postaudit shall be conducted of all accounts and transactions of the Board. An annual audit of a fiscal and compliance nature of the accounts and transactions of the Board shall be conducted by the Auditor of Public Accounts on or before October 1. The cost of the annual audit and postaudit examinations shall be borne by the Board. The Board may order such other audits as it deems necessary.

§ 10.1-1307. Further powers and duties of Board.

A. The Board shall have the power to control and regulate its internal affairs; initiate and supervise research programs to determine the causes, effects, and hazards of air pollution; initiate and supervise statewide programs of air pollution control education; cooperate with and receive money from the federal government or any county or municipal government, and receive money from any other source, whether public or private; develop a comprehensive program for the study, abatement, and control of all sources of air pollution in the Commonwealth; and advise, consult, and cooperate with agencies of the United States and all agencies of the Commonwealth, political subdivisions, private industries, and any other affected groups in furtherance of the purposes of this chapter.

B. The Board may adopt by regulation emissions standards controlling the release into the atmosphere of air pollutants from motor vehicles, only as provided in Article 22 (§ 46.2-1176 et seq.) of Chapter 10 of Title 46.2.

C. After any regulation has been adopted by the Board pursuant to § 10.1-1308, it may in its discretion grant local variances therefrom, if it finds after an investigation and hearing that local conditions warrant. If local variances are permitted, the Board shall issue an order to this effect. Such order shall be subject to revocation or amendment at any time if the Board after a hearing determines that the amendment or revocation is warranted. Variances and amendments to variances shall be adopted only after a public hearing has been conducted pursuant to the public advertisement of the subject, date, time, and place of the hearing at least ~~thirty~~ 30 days prior to the scheduled hearing. The hearing shall be conducted to give the public an opportunity to comment on the variance.

D. After the Board has adopted the regulations provided for in § 10.1-1308, it shall have the power to: (i) initiate and receive complaints as to air pollution; (ii) hold or cause to be held hearings and enter orders diminishing or abating the causes of air pollution and orders to enforce its regulations pursuant to § 10.1-1309; and (iii) institute legal proceedings, including suits for injunctions for the enforcement of its orders, regulations, and the abatement and control of air pollution and for the enforcement of penalties.

E. The Board in making regulations and in approving variances, control programs, or permits, and the courts in granting injunctive relief under the provisions of this chapter, shall consider facts and circumstances relevant to the reasonableness of the activity involved and the regulations proposed to control it, including:

1. The character and degree of injury to, or interference with, safety, health, or the reasonable use of property which is caused or threatened to be caused;
2. The social and economic value of the activity involved;
3. The suitability of the activity to the area in which it is located; and
4. The scientific and economic practicality of reducing or eliminating the discharge resulting from such activity.

F. The Board may designate one of its members, the Director, or a staff assistant to conduct the hearings provided for in this chapter. A record of the hearing shall be made and furnished to the Board for its use in arriving at its decision.

G. The Board shall submit an annual report to the Governor and General Assembly on or before October 1 of each year on matters relating to the Commonwealth's air pollution control policies and on the status of the Commonwealth's air quality. ~~The annual report shall be distributed in accordance with the provisions of § 2.2-1127.~~

#### § 10.1-1802. Annual report.

The Foundation shall submit an annual report to the Governor and General Assembly on or before November 1 of each year. The report shall contain, at a minimum, the annual financial statements of the Foundation for the year ending the preceding June 30. ~~The annual report shall be distributed in accordance with the provisions of § 2.2-1127.~~

#### § 10.1-2012. Annual report.

The Board of Trustees shall submit an annual report to the Governor and General Assembly on or before November 1 of each year. Such report shall contain, at a minimum, the annual financial statements of the Museum for the year ending the preceding June 30. ~~The annual report shall be distributed in accordance with the provisions of § 2.2-1127.~~

#### § 22.1-171. Powers of Authority enumerated.

A. In order to enable the Authority to carry out the purposes for which it is established, the Authority is vested with the powers of a body corporate including the power to sue and be sued, to make contracts, to adopt and use a common seal and to alter the same and is authorized and empowered:

1. To collect, or to authorize the trustee under any trust indenture securing any bonds of the Authority to collect, as the same shall become due, the principal of and the interest on all obligations transferred to the Authority from the Literary Fund;
2. To collect, or to authorize the trustee under any trust indenture securing any bonds of the Authority to collect, as the same shall become due, the principal of and the interest on all local school bonds purchased by the Authority;
3. To pay the compensation of the chief executive officer of the Authority and all such employees, agents, financial advisers and attorneys as may be employed by the Authority either from moneys received by the Authority under the provisions of this chapter or from appropriations made by the General Assembly for such purpose;
4. To issue bonds of the Authority as authorized by this chapter and to refund any of such bonds;
5. To adopt or alter or repeal any bylaws, rules or regulations as the Authority may deem necessary or expedient; and
6. To do any and all other acts and things necessary, appropriate or incidental in carrying out the purposes of this chapter.

B. The Authority is further authorized and empowered to issue notes and other obligations for any of its purposes in such form as may be authorized by resolution of the Authority. The issuance of such notes or other obligations shall be governed by the provisions of this chapter insofar as the same may be

applicable.

C. The Board of Commissioners shall submit an annual report to the Governor and General Assembly on or before November 1 of each year. Such report shall contain, at a minimum, the annual financial statements of the Authority for the year ending the preceding June 30. ~~The annual report shall be distributed in accordance with the provisions of § 2-2-1127.~~

§ 23-1.01. Annual reports required of boards of visitors.

The boards of visitors of each institution of higher education shall submit an annual report to the Governor and General Assembly on or before November 1 of each year. Such report shall contain, at a minimum, the annual financial statements for the year ending the preceding June 30 and the accounts and status of any ongoing capital projects. ~~The annual report shall be distributed in accordance with the provisions of § 2-2-1127.~~

§ 23-30.36. Annual report; examination of records, books and accounts.

The Authority shall submit an annual report to the Governor and General Assembly on or before November 1 of each year. Such report shall contain, at a minimum, the annual financial statements of the Authority for the year ending the preceding June 30. ~~The annual report shall be distributed in accordance with the provisions of § 2-2-1127.~~ The records, books and accounts of the Authority shall be subject to examination and inspection by duly authorized representatives of the General Assembly and any bondholder or bondholders at any reasonable time, provided the business of the Authority is not unduly interrupted or interfered with thereby.

§ 23-227. Annual report.

The Chancellor shall submit an annual report to the Governor and General Assembly on or before November 1 of each year. Such report shall contain, at a minimum, the annual financial statements for the year ending the preceding June 30 and the accounts and status of any ongoing capital projects. ~~The annual report shall be distributed in accordance with the provisions of § 2-2-1127.~~

§ 23-253. Annual report.

The Board of Trustees shall submit an annual report to the Governor and General Assembly on or before November 1 of each year. Such report shall contain, at a minimum, the annual financial statements of the Museum for the year ending the preceding June 30. ~~The annual report shall be distributed in accordance with the provisions of § 2-2-1127.~~

§ 23-253.7. Expenditures for current expenses; annual report.

All money received by the Museum for current expenses in conducting the Museum shall be paid into the treasury of Virginia, where it shall be set aside as a special fund for the operation of the Museum, for which purpose such money is hereby appropriated, to be paid by the State Treasurer on warrants of the Comptroller issued upon vouchers signed by the president of the Museum or his duly authorized agent. The Museum shall be deemed to be an institution of higher education within the meaning of §§ 23-3.1 and 23-9.2.

The Board of Trustees shall submit an annual report to the Governor and General Assembly on or before November 1 of each year, such report to contain, at a minimum, the annual financial statements of the Museum for the year ending the preceding June 30. ~~The annual report shall be distributed in accordance with the provisions of § 2-2-1127.~~

§ 30-34.4:1. Request and distribution of state publications.

A. The Commission, *through the Division of Legislative Automated Systems*, shall distribute to each member of the General Assembly a checklist for selection of ~~state publications printed and distributed pursuant to §§ 30-34.5 and 30-34.6 the Acts of Assembly, the Journals of the Senate and House of Delegates, and reports submitted to the General Assembly or any committee, subcommittee, commission, agency, or other body within the legislative branch.~~ Any person who returns a completed form or written request shall be deemed to have requested the publications so indicated on the form or request.

B. ~~The Commission~~ *Division of Legislative Automated Systems* shall also notify each individual entitled to receive the state publications ~~pursuant to §§ 30-34.5 and 30-34.6 listed in subsection A of the availability of the publications and that each will be forwarded to them by the appropriate entity upon written request.~~ Any person who returns a completed form or written request shall be deemed to have requested the publications so indicated on the form or request. *The Division shall forward requested reports of legislative entities and shall notify each agency, institution, collegial body, or other governmental entity outside of the legislative branch of the names of the members of the General Assembly requesting such entity's report.*

§ 30-34.15. Submission of reports and executive summaries to the legislative branch.

A. Any report required or requested by law or resolution to be submitted to the General Assembly shall be submitted to the Division of Legislative Automated Systems as provided in the procedures for the processing of legislative documents. Such submission shall satisfy the requirement for communication to the General Assembly.

B. Any report required or requested by law or resolution to be submitted to any committee, subcommittee, commission, agency, or other body within the legislative branch or to the chairman or agency head of such entity shall also be submitted to the Division of Legislative Automated Systems as provided in the procedures for the processing of legislative documents and reports.

C. The reports submitted to the Division of Legislative Automated Systems shall include a separate executive summary. The Division shall post the executive summary and the report on the website of the General Assembly *and develop a notification process to inform interested persons of such postings.*

D. Nothing in this section shall be construed to require the release of information otherwise held confidential by law.

§ 32.1-14. Annual report.

The Board shall submit an annual report to the Governor and General Assembly. Such report shall contain information on the Commonwealth's vital records and health statistics and an analysis and summary of health care issues affecting the citizens of Virginia, including but not limited to, health status indicators, the effectiveness of delivery of health care, progress toward meeting standards and goals, the financial and geographic accessibility of health care, and the distribution of health care resources, with particular attention to health care access for those Virginia citizens in rural areas, inner cities, and with greatest economic need. Such report shall also contain statistics and analysis regarding the health status and conditions of minority populations in the Commonwealth by age, gender, and locality. ~~The annual report shall be distributed in accordance with the provisions of § 2.2-1127.~~

§ 40.1-4.1. Annual report.

The Department shall submit an annual report to the Governor and General Assembly which contains statistical information derived from its programs and activities. ~~The annual report shall be distributed in accordance with the provisions of § 2.2-1127.~~

§ 46.2-1503.5. Biennial report.

The Board shall submit a biennial report to the Governor and General Assembly on or before November 1 of each even-numbered year. The biennial report shall contain, at a minimum, the following information: (i) a summary of the Board's fiscal affairs, (ii) a description of the Board's activities, (iii) statistical information regarding the administrative hearings and decisions of the Board, and (iv) a general summary of all complaints received against licensees and the procedures used to resolve the complaints. ~~The biennial report shall be distributed in accordance with the provisions of § 2.2-1127.~~

§ 54.1-114. Biennial report.

The Board of Bar Examiners, the Department of Professional and Occupational Regulation and the Department of Health Professions shall submit biennial reports to the Governor and General Assembly on or before November 1 of each even-numbered year. The biennial report shall contain at a minimum the following information for the Board of Bar Examiners and for each board within the two Departments: (i) a summary of the board's fiscal affairs, (ii) a description of the board's activities, (iii) statistical information regarding the administrative hearings and decisions of the board, (iv) a general summary of all complaints received against licensees and the procedures used to resolve the complaints, and (v) a description of any action taken by the board designed to increase public awareness of board operations and to facilitate public participation. The Department of Health Professions shall include, in those portions of its report relating to the Board of Medicine, a compilation of the data required by § 54.1-2910.1. ~~The biennial report shall be distributed in accordance with the provisions of § 2.2-1127.~~

§ 54.1-4421. Biennial report.

The Board shall submit a biennial report to the Governor and General Assembly on or before November 1 of each even-numbered year. The biennial report shall contain, at a minimum, the following information (i) a description of the Board's activities, (ii) a report on the audit of the Board's financial statements for the biennium, (iii) statistical information regarding the administrative hearings and decisions of the Board, and (iv) a general summary of all complaints received against licensees and the procedures used to resolve the complaints. ~~The biennial report shall be distributed in accordance with the provisions of § 2.2-1127.~~

§ 62.1-44.40. Governor and General Assembly to be advised; annual report.

The Board shall submit an annual report to the Governor and the General Assembly on or before October 1 of each year on matters relating to the state's water resources policy and the status of the state's water resources, including ground water. ~~The annual report shall be distributed in accordance with the provisions of § 2.2-1127.~~

§ 62.1-139. Forms of accounts and records; annual report.

The accounts and records of the Authority showing the receipt and disbursement of funds from whatever source derived, shall be in such form as the Auditor of Public Accounts prescribes. Such accounts shall correspond as nearly as possible to the accounts and records for such matters maintained by corporate enterprises. The Authority shall submit an annual report to the Governor and General Assembly on or before November 1 of each year. Such report shall contain the audited annual financial statements of the Authority for the year ending the preceding June 30. ~~The annual report shall be distributed in accordance with the provisions of § 2.2-1127.~~

**2. That §§ 2.2-1126 and 2.2-1127 of the Code of Virginia are repealed.**

**3. That the Division of Legislative Automated Systems shall notify the Governor, the Lieutenant Governor, the Clerk of the House of the Delegates, the Clerk of the Senate, and the Law Librarian of the University of Virginia that the automatic distribution of hard copies of annual and biennial reports pursuant to § 2.2-1127 has been replaced by an on-demand electronic**



**notification and report retrieval system available from the General Assembly's website. The Division shall also notify the members of the General Assembly of the availability of the electronic notification and report retrieval system and the additional option of receiving hardcopies of reports by request.**