

LD3682124

## HOUSE BILL NO. 2093

## AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on Appropriations  
on January 31, 1995)

(Patron Prior to Substitute—Delegate Plum)

*A BILL to amend and reenact §§ 2.1-1.6, 9-6.25:1, and 46.2-749.2 of the Code of Virginia and to amend the Code of Virginia by adding in Title 28.2 an article numbered 3, consisting of a section numbered 28.2-109, relating to the Chesapeake Bay Restoration Fund.*

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

**1. That §§ 2.1-1.6, 9-6.25:1, and 46.2-749.2 of the Code of Virginia are amended and reenacted and the Code of Virginia is amended by adding in Title 28.2 an article numbered 3, consisting of a section numbered 28.2-109, as follows:**

§ 2.1-1.6. State boards.

A. There shall be, in addition to such others as may be established by law, the following permanent collegial bodies affiliated with a state agency within the executive branch:

Accountancy, Board for

Aging, Advisory Board on the

Agriculture and Consumer Services, Board of

Air Pollution, State Advisory Board on

Alcoholic Beverage Control Board, Virginia

Apple Board, Virginia State

Appomattox State Scenic River Advisory Board

Aquaculture Advisory Board

Architects, Professional Engineers, Land Surveyors and Landscape Architects, State Board for

Art and Architectural Review Board

Athletic Board, Virginia

Auctioneers Board

Audiology and Speech-Language Pathology, Board of

Aviation Board, Virginia

Barbers, Board for

Branch Pilots, Board for

Bright Flue-Cured Tobacco Board, Virginia

Building Code Technical Review Board, State

Catoclin Creek State Scenic River Advisory Board

Cattle Industry Board, Virginia

Cave Board

Certified Seed Board, State

Chesapeake Bay Local Assistance Board

*Chesapeake Bay Restoration Fund Advisory Board*

Chickahominy State Scenic River Advisory Board

Child Abuse and Neglect, Advisory Board on

Chippokes Plantation Farm Foundation, Board of Trustees

Clinch Scenic River Advisory Board

Coal Mining Examiners, Board of

Coal Research and Development Advisory Board, Virginia

Coal Surface Mining Reclamation Fund Advisory Board

Conservation and Development of Public Beaches, Board on

Conservation and Recreation, Board of

Contractors, Board for

Corn Board, Virginia

Correctional Education, Board of

Corrections, State Board of

Cosmetology, Board for

Criminal Justice Services Board

Dark-Fired Tobacco Board, Virginia

Deaf and Hard-of-Hearing, Advisory Board for the Department for the

Dentistry, Board of

Education, State Board of

Egg Board, Virginia

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60	Emergency Medical Services Advisory Board
61	Employment Agency Advisory Board
62	Farmers Market Board, Virginia
63	Film Office Advisory Board
64	Fire Services Board, Virginia
65	Forensic Science Advisory Board
66	Forestry, Board of
67	Funeral Directors and Embalmers, Board of
68	Game and Inland Fisheries, Board of
69	Geology, Board for
70	Goose Creek Scenic River Advisory Board
71	Health Planning Board, Virginia
72	Health Professions, Board of
73	Health, State Board of
74	Hearing Aid Specialists, Board for
75	Hemophilia Advisory Board
76	Historic Resources, Board of
77	Housing and Community Development, Board of
78	Industrial Development Services Advisory Board
79	Insurance Advisory Board, State
80	Irish Potato Board, Virginia
81	Laboratory Services Advisory Board
82	Marine Products Board, Virginia
83	Medical Advisory Board, Department of Motor Vehicles
84	Medical Board of the Virginia Retirement System
85	Medicare and Medicaid, Advisory Board on
86	Medicine, Board of
87	Mental Health, Mental Retardation and Substance Abuse Services Board, State
88	Migrant and Seasonal Farmworkers Board
89	Military Affairs, Board of
90	Mineral Mining Examiners, Board of
91	Minority Business Enterprise, Interdepartmental Board of the Department of
92	Motor Vehicle Dealers' Advisory Board
93	Networking Users Advisory Board, State
94	Nottoway State Scenic River Advisory Board
95	Nursing, Board of
96	Nursing Home Administrators, Board of
97	Occupational Therapy, Advisory Board on
98	Oil and Gas Conservation Board, Virginia
99	Opticians, Board for
100	Optometry, Board of
101	Peanut Board, Virginia
102	Personnel Advisory Board
103	Pesticide Control Board
104	Pharmacy, Board of
105	Physical Therapy to the Board of Medicine, Advisory Board on
106	Plant Pollination Advisory Board
107	Polygraph Examiners Advisory Board
108	Pork Industry Board, Virginia
109	Poultry Products Board, Virginia
110	Private College Advisory Board
111	Private Security Services Advisory Board
112	Professional and Occupational Regulation, Board for
113	Professional Counselors, Board of
114	Professional Soil Scientists, Board for
115	Psychiatric Advisory Board
116	Psychology, Board of
117	Public Buildings Board, Virginia
118	Public Telecommunications Board, Virginia
119	Radiation Advisory Board
120	Real Estate Appraiser Board
121	Real Estate Board

- 122 Reciprocity Board, Department of Motor Vehicles
- 123 Recreational Fishing Advisory Board, Virginia
- 124 Recreation Specialists, Board of
- 125 Reforestation Board
- 126 Rehabilitation Providers, Advisory Board on
- 127 Rehabilitative Services, Board of
- 128 Respiratory Therapy, Advisory Board on
- 129 Retirement System Review Board
- 130 Rockfish State Scenic River Advisory Board
- 131 Safety and Health Codes Board
- 132 Seed Potato Board
- 133 Sewage Handling and Disposal Appeal Review Board, State Health Department
- 134 Shenandoah State Scenic River Advisory Board
- 135 Small Business Advisory Board
- 136 Small Business Environmental Compliance Advisory Board
- 137 Small Grains Board, Virginia
- 138 Social Services, Board of
- 139 Social Work, Board of
- 140 Soil and Water Conservation Board, Virginia
- 141 Soybean Board, Virginia
- 142 State Air Pollution Control Board
- 143 Substance Abuse Certification Board
- 144 Surface Mining Review, Board of
- 145 Sweet Potato Board, Virginia
- 146 Teacher Education and Licensure, Advisory Board on
- 147 Tourism and Travel Services Advisory Board
- 148 Toxic Substances Advisory Board
- 149 Transportation Board, Commonwealth
- 150 Transportation Safety, Board of
- 151 Treasury Board, The, Department of the Treasury
- 152 Veterans' Affairs, Board on
- 153 Veterinary Medicine, Board of
- 154 Virginia Board for Asbestos Licensing
- 155 Virginia Coal Mine Safety Board
- 156 Virginia Correctional Enterprises Advisory Board
- 157 Virginia Employment Commission, State Advisory Board for the
- 158 (Effective July 1, 1996) Virginia Higher Education Tuition Trust Fund, Board of the
- 159 Virginia Horse Industry Board
- 160 Virginia Manufactured Housing Board
- 161 Virginia Retirement System, Board of Trustees
- 162 Virginia Waste Management Board
- 163 Visually Handicapped, Virginia Board for the
- 164 Voluntary Formulary Board, Virginia
- 165 War Memorial Foundation, Virginia, Board of Trustees
- 166 Waste Management Facility Operators, Board for
- 167 Water Resources Research Center Statewide Advisory Board, Virginia
- 168 Waterworks and Wastewater Works Operators, Board for
- 169 Well Review Board, Virginia
- 170 Youth and Family Services, State Board of.
- 171 B. Notwithstanding the definition for "board" as provided in § 2.1-1.2, the following entities shall be
- 172 referred to as boards:
- 173 Compensation Board
- 174 State Board of Elections
- 175 State Water Control Board
- 176 Virginia Parole Board
- 177 Virginia Veterans Care Center Board of Trustees.
- 178 § 9-6.25:1. Advisory boards, commissions and councils.
- 179 There shall be, in addition to such others as may be designated in accordance with § 9-6.25, the
- 180 following advisory boards, commissions and councils within the executive branch:
- 181 Advisory Board for the Department for the Deaf and Hard-of-Hearing
- 182 Advisory Board for the Department for the Aging

183	Advisory Board on Child Abuse and Neglect
184	Advisory Board on Medicare and Medicaid
185	Advisory Board on Occupational Therapy
186	Advisory Board on Physical Therapy to the Board of Medicine
187	Advisory Board on Rehabilitation Providers
188	Advisory Board on Respiratory Therapy to the Board of Medicine
189	Advisory Board on Teacher Education and Licensure
190	Advisory Council on Revenue Estimates
191	Advisory Council on the Virginia Business-Education Partnership Program
192	Appomattox State Scenic River Advisory Board
193	Aquaculture Advisory Board
194	Art and Architectural Review Board
195	(Effective until July 1, 1995) Board for the Visually Handicapped
196	Board of Directors, Virginia Truck and Ornamentals Research Station
197	Board of Forestry
198	Board of Military Affairs
199	Board of Rehabilitative Services
200	Board of Transportation Safety
201	Board of Trustees of the Family and Children's Trust Fund
202	Board of Visitors, Gunston Hall Plantation
203	Board on Veterans' Affairs
204	Catoctin Creek State Scenic River Advisory Board
205	Cave Board
206	<i>Chesapeake Bay Restoration Fund Advisory Board</i>
207	Chickahominy State Scenic River Advisory Board
208	Clinch Scenic River Advisory Board
209	Coal Surface Mining Reclamation Fund Advisory Board
210	Council on Indians
211	Council on the Status of Women
212	Debt Capacity Advisory Committee
213	Emergency Medical Services Advisory Board
214	Falls of the James Committee
215	Film Office Advisory Board
216	Forensic Science Advisory Board
217	Goose Creek Scenic River Advisory Board
218	Governor's Council on Alcohol and Drug Abuse Problems
219	Governor's Mined Land Reclamation Advisory Committee
220	Hemophilia Advisory Board
221	Human Services Information and Referral Advisory Council
222	Industrial Development Services Advisory Board
223	Interagency Coordinating Council on Housing for the Disabled
224	Interdepartmental Board of the State Department of Minority Business Enterprise
225	Laboratory Services Advisory Board
226	Local Advisory Board to the Blue Ridge Community College
227	Local Advisory Board to the Central Virginia Community College
228	Local Advisory Board to the Dabney S. Lancaster Community College
229	Local Advisory Board to the Danville Community College
230	Local Advisory Board to the Eastern Shore Community College
231	Local Advisory Board to the Germanna Community College
232	Local Advisory Board to the J. Sargeant Reynolds Community College
233	Local Advisory Board to the John Tyler Community College
234	Local Advisory Board to the Lord Fairfax Community College
235	Local Advisory Board to the Mountain Empire Community College
236	Local Advisory Board to the New River Community College
237	Local Advisory Board to the Northern Virginia Community College
238	Local Advisory Board to the Patrick Henry Community College
239	Local Advisory Board to the Paul D. Camp Community College
240	Local Advisory Board to the Piedmont Virginia Community College
241	Local Advisory Board to the Rappahannock Community College
242	Local Advisory Board to the Southwest Virginia Community College
243	Local Advisory Board to the Thomas Nelson Community College
244	Local Advisory Board to the Tidewater Community College

- 245 Local Advisory Board to the Virginia Highlands Community College
- 246 Local Advisory Board to the Virginia Western Community College
- 247 Local Advisory Board to the Wytheville Community College
- 248 Long-Term Care Council
- 249 Maternal and Child Health Council
- 250 Medical Advisory Board, Department of Motor Vehicles
- 251 Medical Board of the Virginia Retirement System
- 252 Migrant and Seasonal Farmworkers Board
- 253 Motor Vehicle Dealer's Advisory Board
- 254 Nottoway State Scenic River Advisory Board
- 255 Personnel Advisory Board
- 256 Plant Pollination Advisory Board
- 257 Private College Advisory Board
- 258 Private Enterprise Commission
- 259 Private Security Services Advisory Board
- 260 Psychiatric Advisory Board
- 261 Radiation Advisory Board
- 262 Rappahannock Scenic River Advisory Board
- 263 Recreational Fishing Advisory Board, Virginia
- 264 Reforestation Board
- 265 Retirement System Review Board
- 266 Rockfish State Scenic River Advisory Board
- 267 Shenandoah State Scenic River Advisory Board
- 268 Small Business Advisory Board
- 269 Small Business Environmental Compliance Advisory Board
- 270 St. Mary's Scenic River Advisory Committee
- 271 State Advisory Board on Air Pollution
- 272 State Advisory Board for the Virginia Employment Commission
- 273 State Building Code Technical Review Board
- 274 State Council on Local Debt
- 275 State Health Benefits Advisory Council
- 276 State Insurance Advisory Board
- 277 State Land Evaluation Advisory Council
- 278 State Networking Users Advisory Board
- 279 State Public Records Advisory Council
- 280 Statewide Independent Living Council
- 281 Statewide Rehabilitation Advisory Council
- 282 Statewide Rehabilitation Advisory Council for the Blind
- 283 Staunton Scenic River Advisory Committee
- 284 Telecommunications Relay Service Advisory Board
- 285 Tourism and Travel Services Advisory Board
- 286 Toxic Substances Advisory Board
- 287 Virginia Advisory Commission on Intergovernmental Relations
- 288 Virginia Advisory Council for Adult Education and Literacy
- 289 Virginia Coal Mine Safety Board
- 290 Virginia Coal Research and Development Advisory Board
- 291 Virginia Commission for the Arts
- 292 Virginia Commission on the Bicentennial of the United States Constitution
- 293 Virginia Correctional Enterprises Advisory Board
- 294 Virginia Council on Coordinating Prevention
- 295 Virginia Equal Employment Opportunity Council
- 296 Virginia Interagency Coordinating Council
- 297 Virginia Military Advisory Council
- 298 Virginia Public Buildings Board
- 299 Virginia Recycling Markets Development Council
- 300 Virginia Technology Council
- 301 Virginia Transplant Council
- 302 Virginia Water Resources Research Center, Statewide Advisory Board
- 303 Virginia Winegrowers Advisory Board.
- 304 § 46.2-749.2. Special Chesapeake Bay preservation plates.
- 305 A. On receipt of an application and payment of the fee prescribed by this section, the Commissioner

306 shall issue special license plates bearing the following legend: FRIEND OF THE CHESAPEAKE.

307 B. The annual fee for plates issued pursuant to this section shall be twenty-five dollars in addition to  
308 the prescribed fee for state license plates. For each such twenty-five dollar fee collected in excess of  
309 1,000 sets issued pursuant to this section, fifteen dollars shall be paid into the state treasury and credited  
310 to the special fund known as the Chesapeake Bay Restoration Fund, established within the Department  
311 of Accounts, for use by the ~~Council on the Environment or its successor agency~~ Virginia Marine  
312 Resources Commission for environmental education and restoration projects relating to the Chesapeake  
313 Bay and its tributaries.

314 Article 3.

315 Chesapeake Bay Restoration Fund Advisory Board.

316 § 28.2-109. Advisory Board established; membership; duties.

317 A. There is hereby established the Chesapeake Bay Restoration Fund Advisory Board, to be known  
318 as "the Board," which shall be an advisory board within the meaning of § 9-6.25. The Board shall  
319 advise the Virginia Marine Resources Commission on the expenditure of moneys received in the  
320 Chesapeake Bay Restoration Fund (the "Fund" ).

321 B. The Board shall consist of eleven persons as follows: four persons appointed by the Speaker of  
322 the House of Delegates, one of whom shall be a member of the Chesapeake Bay Foundation; three  
323 persons appointed by the Senate Committee on Privileges and Elections, one of whom shall be a  
324 member of the Chesapeake Bay Commission; and four persons appointed by the Governor, one of whom  
325 shall be a member of the Virginia Association of Soil and Water Conservation Districts. All persons  
326 appointed to the Board shall be representative of the interests associated with the restoration and  
327 conservation of the Chesapeake Bay. The Commissioner of the Virginia Marine Resources Commission  
328 or his designee shall serve as a nonvoting member of the Board. Members of the Board shall serve for  
329 terms of four years. Appointments to fill vacancies shall be for the unexpired term and shall be made in  
330 the same manner as the original appointment. Members shall not be eligible to serve more than two  
331 consecutive terms. The Board shall elect a chairman and vice- chairman from among its membership.  
332 Members shall receive no compensation for their services, but shall be reimbursed for their necessary  
333 and actual expenses incurred in connection with their duties as Board members. The Board shall meet  
334 at least three times each year and additional meetings may be held at the call of the chairman.

335 C. The Board shall develop goals and guidelines for the use of the Fund, which may include but not  
336 be limited to cooperative programs with or project grants to the Department of Game and Inland  
337 Fisheries, the federal government, or any not-for-profit agency, institution, organization, or entity, public  
338 or private, whose purpose is to provide environmental education and projects relating to the restoration  
339 and conservation of the Chesapeake Bay. Moneys in the Fund may not be used for administrative  
340 expenses or to supplant existing general fund appropriations.

341 D. No later than December 1 of each odd-numbered year, the Board shall present to the Governor  
342 and the General Assembly a plan for expenditure of amounts which are projected to be deposited into  
343 the Fund during the biennium beginning July 1 of each even-numbered year.