

1996 SESSION

INTRODUCED

964341805

HOUSE BILL NO. 701

Offered January 22, 1996

A BILL to amend and reenact §§ 2.1-1.6 and 59.1-199 of the Code of Virginia and to repeal Chapter 13 (§§ 54.1-1300 through 54.1-1308) of Title 54.1 of the Code of Virginia, relating to employment agencies.

Patrons—Tata and Ruff

Referred to Committee on General Laws

Be it enacted by the General Assembly of Virginia:

1. That §§ 2.1-1.6 and 59.1-199 of the Code of Virginia are amended and reenacted 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

Catoctin Creek State Scenic River Advisory Board

Cattle Industry Board, Virginia

Cave Board

Certified Seed Board, State

Chesapeake Bay Local Assistance 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

Coastal Land Management Advisory Council, Virginia

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 | Litter Control and Recycling Fund Advisory Board |
| 83 | Marine Products Board, Virginia |
| 84 | Medical Advisory Board, Department of Motor Vehicles |
| 85 | Medical Board of the Virginia Retirement System |
| 86 | Medicare and Medicaid, Advisory Board on |
| 87 | Medicine, Board of |
| 88 | Mental Health, Mental Retardation and Substance Abuse Services Board, State |
| 89 | Migrant and Seasonal Farmworkers Board |
| 90 | Military Affairs, Board of |
| 91 | Mineral Mining Examiners, Board of |
| 92 | Minority Business Enterprise, Interdepartmental Board of the Department of |
| 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 T & M Vehicle Dealers' Advisory Board
- 147 Teacher Education and Licensure, Advisory Board on
- 148 Tourism and Travel Services 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 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 Sheep Industry Board
- 163 Virginia Veterans Cemetery Board
- 164 Virginia Waste Management Board
- 165 Visually Handicapped, Virginia Board for the
- 166 Voluntary Formulary Board, Virginia
- 167 War Memorial Foundation, Virginia, Board of Trustees
- 168 Waste Management Facility Operators, Board for
- 169 Water Resources Research Center Statewide Advisory Board, Virginia
- 170 Waterworks and Wastewater Works Operators, Board for
- 171 Well Review Board, Virginia
- 172 Youth and Family Services, State Board of.
- 173 B. Notwithstanding the definition for "board" as provided in § 2.1-1.2, the following entities shall be
- 174 referred to as boards:
- 175 Compensation Board
- 176 State Board of Elections
- 177 State Water Control Board
- 178 Virginia Parole Board
- 179 Virginia Veterans Care Center Board of Trustees.
- 180 § 59.1-199. Exclusions.
- 181 Nothing in this chapter shall apply to:
- 182 A. Any aspect of a consumer transaction which aspect is authorized under laws or regulations of this

183 Commonwealth or the United States, or the formal advisory opinions of any regulatory body or official
184 of this Commonwealth or the United States.

185 B. Acts done by the publisher, owner, agent or employee of a newspaper, periodical, or radio or
186 television station, or other advertising media such as outdoor advertising and advertising agencies, in the
187 publication or dissemination of an advertisement in violation of § 59.1-200, unless it be proved that such
188 person knew that the advertisement was of a character prohibited by § 59.1-200.

189 C. Those aspects of a consumer transaction which are regulated by the Federal Consumer Credit
190 Protection Act, 15 U.S.C. § 1601 et seq.

191 D. Banks, savings and loan associations, credit unions, small loan companies, public service
192 corporations, mortgage lenders as defined in § 6.1-409, broker-dealers as defined in § 13.1-501 and
193 insurance companies regulated and supervised by the State Corporation Commission or a comparable
194 federal regulating body.

195 E. ~~Employment agencies licensed under Chapter 13 (§ 54.1-1300 et seq.) of Title 54.1.~~

196 ~~F.~~ Any aspect of a consumer transaction which is subject to the Landlord and Tenant Act, Chapter
197 13 (§ 55-217 et seq.) of Title 55 or the Virginia Residential Landlord and Tenant Act, Chapter 13.2
198 (§ 55-248.2 et seq.) of Title 55, unless the act or practice of a landlord constitutes a misrepresentation or
199 fraudulent act or practice under § 59.1-200.

200 ~~G F.~~ Real estate licensees who are licensed under Chapter 21 (§ 54.1-2100 et seq.) of Title 54.1.

201 **2. That Chapter 13 (§§ 54.1-1300 through 54.1-1308) of Title 54.1 of the Code of Virginia is**
202 **repealed.**