

VIRGINIA ACTS OF ASSEMBLY -- 1997 RECONVENED SESSION

CHAPTER 859

An Act to require agencies and other entities of the Commonwealth to provide notice before reducing certain services and financial assistance to localities.

[H 2252]

Approved April 2, 1997

Be it enacted by the General Assembly of Virginia:

1. § 1. A. No agency, board, commission or other entity of the Commonwealth shall take any action to reduce or discontinue a service which 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 days in advance of such proposed action. However, in emergencies, certified by the Governor for executive 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 such action.

B. Subsection A of this section shall not apply to any action taken by an executive 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 of this section shall apply to any officer who receives funding under § 14.1-50 or who may appeal Compensation Board budget decisions under § 14.1-52 or § 14.1-52.01, 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.