

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 2.1-20.01:1 of the Code of Virginia, relating to authority of agency*  
3 *directors.*

4 [H 1670]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 2.1-20.01:1 of the Code of Virginia is amended and reenacted as follows:**

8 § 2.1-20.01:1. Authority of agency directors.

9 A. Notwithstanding any provision of law to the contrary, the agency director of each executive  
10 branch agency shall have the following powers and duties:

11 1. To supervise and manage the department or agency.

12 2. To prepare, approve, and submit to the Governor all requests for appropriations and to be  
13 responsible for all expenditures pursuant to appropriations.14 B. The agency director of each executive branch agency, except those that by law are appointed by  
15 their respective boards, shall not proscribe any agency employee from discussing the functions and  
16 policies of the agency, without prior approval from his supervisor or superior, with any person unless  
17 the information to be discussed is protected from disclosure by the Virginia Freedom of Information Act  
18 (§ 2.1-340 et seq.) or any other provision of state or federal law.19 C. No provision in subsection A shall be construed to restrict any other specific or general powers  
20 and duties of executive branch boards granted by law.21 D. This section shall not apply to those agency directors that are appointed by their respective boards  
22 or by the Board of Education. Directors appointed in this manner shall have the powers and duties  
23 assigned by law or by the board.24 E. In addition to the requirements of subsection C of § 2.1-799, the director of each agency in any  
25 branch of state government shall, at the end of each fiscal year, report to (i) the Secretary of Finance  
26 and the Chairmen of the House Appropriations and Senate Finance Committees a listing and general  
27 description of any federal contract, grant, or money in excess of \$1,000,000 for which the agency was  
28 eligible, whether or not the agency applied for, accepted, and received such contract, grant, or money,  
29 and, if not, the reasons therefore, and a listing and cost of any federal mandate or regulation affecting  
30 the agency, and the dollar amount and corresponding percentage of the agency's total annual budget that  
31 was supplied by funds from the federal government and (ii) the Chairmen of the House Appropriations,  
32 House Finance, and Senate Finance Committees any amounts owed to the agency from any source that  
33 are more than six months delinquent, the length of such delinquencies, and the total of all such  
34 delinquent amounts in each six-month interval; however, clause (i) shall not be required of institutions  
35 of higher education.36 F. *On or before December 1, 1999, the director of every department listed in § 2.1-1.1 shall appoint*  
37 *an agency information officer from among the department's employees to (i) ensure the coordinated*  
38 *planning, practical acquisition, effective development, and efficient use of information technology*  
39 *resources and communications services to meet the department's needs and (ii) serve as the department's*  
40 *liaison to the Office of the Secretary of Technology created pursuant to Executive Order Nine (1998), as*  
41 *amended by Executive Order Thirty Three (1998).*

ENROLLED

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