

2000 RECONVENED SESSION

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HB850ER2

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 An Act to amend the Code of Virginia by adding sections numbered 2.1-41.3, 2.1-127.1, 3.1-14.1 and  
3 8.01-220.1:4, relating to nonprofit boards of tobacco entities; membership and liability.

4 [H 850]  
5 Approved

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

7 **1. That the Code of Virginia is amended by adding sections numbered 2.1-41.3, 2.1-127.1, 3.1-14.1**  
8 **and 8.01-220.1:4 as follows:**

9 § 2.1-41.3. *Service on board of national tobacco trust entity.*

10 *The Governor is authorized to serve in his official capacity on the board of directors of any entity*  
11 *established to ensure the implementation in the Commonwealth of a national tobacco trust established to*  
12 *provide payments to tobacco growers and tobacco quota owners to ameliorate adverse economic*  
13 *consequences resulting from a national settlement of states' claims against tobacco manufacturers.*

14 § 2.1-127.1. *Service on board of national tobacco trust entity.*

15 *The Attorney General is authorized to serve in his official capacity on the board of directors of any*  
16 *entity established to ensure the implementation in the Commonwealth of a national tobacco trust*  
17 *established to provide payments to tobacco growers and tobacco quota owners to ameliorate adverse*  
18 *economic consequences resulting from a national settlement of states' claims against tobacco*  
19 *manufacturers.*

20 § 3.1-14.1. *Service on board of national tobacco trust entity.*

21 *The Commissioner is authorized to serve in his official capacity on the board of directors of any*  
22 *entity established to ensure the implementation in the Commonwealth of a national tobacco trust*  
23 *established to provide payments to tobacco growers and tobacco quota owners to ameliorate adverse*  
24 *economic consequences resulting from a national settlement of states' claims against tobacco*  
25 *manufacturers.*

26 § 8.01-220.1:4. *Civil immunity for officers and directors of certain nonprofit organizations.*

27 *A. Directors and officers of any entity created to ensure the implementation in the Commonwealth of*  
28 *a national tobacco trust established to provide payments to tobacco growers and tobacco quota owners*  
29 *to ameliorate adverse economic consequences resulting from a national settlement of states' claims*  
30 *against tobacco manufacturers shall be immune from civil liability for acts taken in their capacities as*  
31 *officers or directors of such entities.*

32 *B. The liability of an officer or director shall not be limited as provided in this section if the officer*  
33 *or director was grossly negligent or engaged in willful misconduct or a knowing violation of the*  
34 *criminal law.*

35 **2. That the immunity provided to officers and directors in subsection A of § 8.01-220.1:4 of this**  
36 **act shall be effective for all acts taken on and after July 1, 1999.**