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**SENATE BILL NO. 434**

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—Stolle, Earley, Lambert, Martin and Stosch; Delegates: Cantor, Cox and Ingram

Referred to the 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	<del>Employment Agency Advisory Board</del>
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.**