

# VIRGINIA ACTS OF ASSEMBLY -- 1997 SESSION

## CHAPTER 78

*An Act to amend and reenact §§ 2.1-1.6, 9-6.25:1, and 51.1-124.23 of the Code of Virginia, relating to the Virginia Retirement System; Medical Board and Retirement System Review Board.*

[H 2175]

Approved March 2, 1997

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

**1. That §§ 2.1-1.6, 9-6.25:1, and 51.1-124.23 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

Design-Build/Construction Management Review Board

Education, State Board of

Egg Board, Virginia

Emergency Medical Services Advisory Board

Farmers Market Board, Virginia

Film Office Advisory Board  
 Fire Services Board, Virginia  
 Forensic Science Advisory Board  
 Forestry, Board of  
 Funeral Directors and Embalmers, Board of  
 Game and Inland Fisheries, Board of  
 Geology, Board for  
 Goose Creek Scenic River Advisory Board  
 Health Planning Board, Virginia  
 Health Professions, Board of  
 Health, State Board of  
 Hearing Aid Specialists, Board for  
 Hemophilia Advisory Board  
 Historic Resources, Board of  
 Housing and Community Development, Board of  
 Industrial Development Services Advisory Board  
 Irish Potato Board, Virginia  
 Juvenile Justice, State Board of  
 Litter Control and Recycling Fund Advisory Board  
 Marine Products Board, Virginia  
 Medical Advisory Board, Department of Motor Vehicles  
~~Medical Board of the Virginia Retirement System~~  
 Medicare and Medicaid, Advisory Board on  
 Medicine, Board of  
 Mental Health, Mental Retardation and Substance Abuse Services Board, State  
 Migrant and Seasonal Farmworkers Board  
 Military Affairs, Board of  
 Mineral Mining Examiners, Board of  
 Minority Business Enterprise, Interdepartmental Board of the Department of  
 Networking Users Advisory Board, State  
 Nottoway State Scenic River Advisory Board  
 Nursing, Board of  
 Nursing Home Administrators, Board of  
 Occupational Therapy, Advisory Board on  
 Oil and Gas Conservation Board, Virginia  
 Opticians, Board for  
 Optometry, Board of  
 Peanut Board, Virginia  
 Personnel Advisory Board  
 Pesticide Control Board  
 Pharmacy, Board of  
 Physical Therapy to the Board of Medicine, Advisory Board on  
 Plant Pollination Advisory Board  
 Polygraph Examiners Advisory Board  
 Pork Industry Board, Virginia  
 Poultry Products Board, Virginia  
 Private College Advisory Board  
 Private Security Services Advisory Board  
 Professional and Occupational Regulation, Board for  
 Professional Counselors, Board of  
 Professional Soil Scientists, Board for  
 Psychiatric Advisory Board  
 Psychology, Board of  
 Public Buildings Board, Virginia  
 Public Telecommunications Board, Virginia  
 Radiation Advisory Board  
 Real Estate Appraiser Board  
 Real Estate Board  
 Reciprocity Board, Department of Motor Vehicles  
 Recreational Fishing Advisory Board, Virginia  
 Recreation Specialists, Board of  
 Reforestation Board  
 Rehabilitation Providers, Advisory Board on  
 Rehabilitative Services, Board of

Respiratory Therapy, Advisory Board on  
~~Retirement System Review Board~~  
 Rockfish State Scenic River Advisory Board  
 Safety and Health Codes Board  
 Seed Potato Board  
 Sewage Handling and Disposal Appeal Review Board, State Health Department  
 Shenandoah State Scenic River Advisory Board  
 Small Business Advisory Board  
 Small Business Environmental Compliance Advisory Board  
 Small Grains Board, Virginia  
 Social Services, Board of  
 Social Work, Board of  
 Soil and Water Conservation Board, Virginia  
 Soybean Board, Virginia  
 State Air Pollution Control Board  
 Substance Abuse Certification Board  
 Surface Mining Review, Board of  
 Sweet Potato Board, Virginia  
 T & M Vehicle Dealers' Advisory Board  
 Teacher Education and Licensure, Advisory Board on  
 Tourism and Travel Services Advisory Board  
 Transportation Board, Commonwealth  
 Transportation Safety, Board of  
 Treasury Board, The, Department of the Treasury  
 Veterans' Affairs, Board on  
 Veterinary Medicine, Board of  
 Virginia Board for Asbestos Licensing  
 Virginia Coal Mine Safety Board  
 Virginia Correctional Enterprises Advisory Board  
 Virginia Employment Commission, State Advisory Board for the  
 Virginia Higher Education Tuition Trust Fund, Board of the  
 Virginia Horse Industry Board  
 Virginia Manufactured Housing Board  
 Virginia Retirement System, Board of Trustees  
 Virginia Sheep Industry Board  
 Virginia Veterans Cemetery Board  
 Virginia Waste Management Board  
 Visually Handicapped, Virginia Board for the  
 Voluntary Formulary Board, Virginia  
 War Memorial Foundation, Virginia, Board of Trustees  
 Waste Management Facility Operators, Board for  
 Water Resources Research Center Statewide Advisory Board, Virginia  
 Waterworks and Wastewater Works Operators, Board for  
 Well Review Board, Virginia.

B. Notwithstanding the definition for "board" as provided in § 2.1-1.2, the following entities shall be referred to as boards:

Compensation Board  
 State Board of Elections  
 State Water Control Board  
 Virginia Parole Board  
 Virginia Veterans Care Center Board of Trustees.

§ 9-6.25:1. Advisory boards, commissions and councils.

There shall be, in addition to such others as may be designated in accordance with § 9-6.25, the following advisory boards, commissions and councils within the executive branch:

Advisory Board for the Department for the Deaf and Hard-of-Hearing  
 Advisory Board for the Department for the Aging  
 Advisory Board on Child Abuse and Neglect  
 Advisory Board on Medicare and Medicaid  
 Advisory Board on Occupational Therapy  
 Advisory Board on Physical Therapy to the Board of Medicine  
 Advisory Board on Rehabilitation Providers  
 Advisory Board on Respiratory Therapy to the Board of Medicine  
 Advisory Board on Teacher Education and Licensure  
 Advisory Council on Revenue Estimates

Advisory Council on the Virginia Business-Education Partnership Program  
 Appomattox State Scenic River Advisory Board  
 Aquaculture Advisory Board  
 Art and Architectural Review Board  
 Board for the Visually Handicapped  
 Board of Directors, Virginia Truck and Ornamentals Research Station  
 Board of Forestry  
 Board of Military Affairs  
 Board of Rehabilitative Services  
 Board of Transportation Safety  
 Board of Trustees of the Family and Children's Trust Fund  
 Board of Visitors, Gunston Hall Plantation  
 Board on Veterans' Affairs  
 Catoctin Creek State Scenic River Advisory Board  
 Cave Board  
 Chickahominy State Scenic River Advisory Board  
 Clinch Scenic River Advisory Board  
 Coal Surface Mining Reclamation Fund Advisory Board  
 Coastal Land Management Advisory Council, Virginia  
 Commonwealth Competition Council  
 Council on Indians  
 Council on the Status of Women  
 Debt Capacity Advisory Committee  
 Emergency Medical Services Advisory Board  
 Falls of the James Committee  
 Forensic Science Advisory Board  
 Goose Creek Scenic River Advisory Board  
 Governor's Council on Alcohol and Drug Abuse Problems  
 Governor's Mined Land Reclamation Advisory Committee  
 Hemophilia Advisory Board  
 Human Services Information and Referral Advisory Council  
 Interagency Coordinating Council on Housing for the Disabled  
 Interdepartmental Board of the State Department of Minority Business Enterprise  
 Litter Control and Recycling Fund Advisory Board  
 Local Advisory Board to the Blue Ridge Community College  
 Local Advisory Board to the Central Virginia Community College  
 Local Advisory Board to the Dabney S. Lancaster Community College  
 Local Advisory Board to the Danville Community College  
 Local Advisory Board to the Eastern Shore Community College  
 Local Advisory Board to the Germanna Community College  
 Local Advisory Board to the J. Sargeant Reynolds Community College  
 Local Advisory Board to the John Tyler Community College  
 Local Advisory Board to the Lord Fairfax Community College  
 Local Advisory Board to the Mountain Empire Community College  
 Local Advisory Board to the New River Community College  
 Local Advisory Board to the Northern Virginia Community College  
 Local Advisory Board to the Patrick Henry Community College  
 Local Advisory Board to the Paul D. Camp Community College  
 Local Advisory Board to the Piedmont Virginia Community College  
 Local Advisory Board to the Rappahannock Community College  
 Local Advisory Board to the Southside Virginia Community College  
 Local Advisory Board to the Southwest Virginia Community College  
 Local Advisory Board to the Thomas Nelson Community College  
 Local Advisory Board to the Tidewater Community College  
 Local Advisory Board to the Virginia Highlands Community College  
 Local Advisory Board to the Virginia Western Community College  
 Local Advisory Board to the Wytheville Community College  
 Maternal and Child Health Council  
 Medical Advisory Board, Department of Motor Vehicles  
~~Medical Board of the Virginia Retirement System~~  
 Migrant and Seasonal Farmworkers Board  
 Motor Vehicle Dealer's Advisory Board  
 Nottoway State Scenic River Advisory Board  
 Personnel Advisory Board

Plant Pollination Advisory Board  
 Private College Advisory Board  
 Private Enterprise Commission  
 Private Security Services Advisory Board  
 Psychiatric Advisory Board  
 Radiation Advisory Board  
 Rappahannock Scenic River Advisory Board  
 Recreational Fishing Advisory Board, Virginia  
 Reforestation Board  
 Retirement System Review Board  
 Rockfish State Scenic River Advisory Board  
 Shenandoah State Scenic River Advisory Board  
 Small Business Advisory Board  
 Small Business Environmental Compliance Advisory Board  
 St. Mary's Scenic River Advisory Committee  
 State Advisory Board on Air Pollution  
 State Advisory Board for the Virginia Employment Commission  
 State Building Code Technical Review Board  
 State Health Benefits Advisory Council  
 State Land Evaluation Advisory Council  
 State Networking Users Advisory Board  
 State Public Records Advisory Council  
 Statewide Independent Living Council  
 Statewide Rehabilitation Advisory Council  
 Statewide Rehabilitation Advisory Council for the Blind  
 Staunton Scenic River Advisory Committee  
 Telecommunications Relay Service Advisory Board  
 Virginia-Israel Advisory Board  
 Virginia Advisory Commission on Intergovernmental Relations  
 Virginia Advisory Council for Adult Education and Literacy  
 Virginia Coal Mine Safety Board  
 Virginia Coal Research and Development Advisory Board  
 Virginia Commission for the Arts  
 Virginia Commission on the Bicentennial of the United States Constitution  
 Virginia Correctional Enterprises Advisory Board  
 Virginia Council on Coordinating Prevention  
 Virginia Equal Employment Opportunity Council  
 Virginia Interagency Coordinating Council  
 Virginia Military Advisory Council  
 Virginia Public Buildings Board  
 Virginia Recycling Markets Development Council  
 Virginia Technology Council  
 Virginia Transplant Council  
 Virginia Veterans Cemetery Board  
 Virginia Water Resources Research Center, Statewide Advisory Board  
 Virginia Winegrowers Advisory Board.  
 § 51.1-124.23. Medical Board.

A. The Board shall employ a Medical Board of ~~three~~ *four* physicians who are not eligible to participate in the Retirement System. Each physician shall be employed for a four-year term to commence at the expiration of the term of his predecessor. Employment to fill a vacancy shall be for the unexpired portion of the term. The Medical Board shall appoint ~~three~~ *four* physicians, subject to confirmation by the Board, to serve as substitutes when members of the Medical Board cannot serve in their official capacity. Members of the Medical Board and their substitutes shall serve at the pleasure of the Board.

B. The Medical Board shall:

1. Review all reports of medical examinations required by this chapter.
2. Investigate all essential health and medical statements and certificates filed in connection with disability retirement.
3. Submit to the Board a written report of its conclusions and recommendations on all matters referred to it.

C. The Medical Board, its substitutes, and its employees shall not be held personally liable for conclusions, advice, or recommendations made in accordance with the duties of the Medical Board under the provisions of this title.