

A Report on Agency Nomenclature and Classification of Executive Branch Collegial Bodies

**TO THE
GENERAL ASSEMBLY OF VIRGINIA**



House Document No. 25

**COMMONWEALTH OF VIRGINIA
RICHMOND
1986**

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EXECUTIVE SUMMARY

Background

Recent reports issued by the Governor and the legislature have pointed out the need to increase public understanding of state government, particularly the purposes and activities of state agencies. In the 1984 and 1985 Sessions of the General Assembly, legislation was enacted to meet this need by establishing a system of standardized nomenclature for state agencies and by defining the powers and authorities granted to executive branch boards, commissions and councils.

Purpose

This study's objectives are to determine the appropriate designation for 14 state agencies that will bring these agencies into conformance with the standardized nomenclature statute (§2.1-1.2 of the Code of Virginia) and to put into effect a standard classification system for 300 executive branch boards, commissions and councils that will conform with the principles articulated in §9-6.25 of the Code.

Recommendations

The recommended titles for the 14 agencies are:

<u>Current Title</u>	<u>Recommended Title</u>
Commission on Local Government	Council on Local Government
Compensation Board	Compensation Council
State Board of Elections ¹	Virginia Board of Elections Virginia Department of Elections
Commission of Game and Inland Fisheries ¹	Game and Inland Fisheries Board Department of Game and Inland Fisheries
Council on the Environment	Environmental Policy Board Department of Environmental Policy
Marine Resources Commission ¹	Marine Resources Board Department of Marine Resources

¹ The agency's collegial body and administrative structure share an identical title.

Milk Commission ¹	Milk Marketing Board Department of Milk Marketing
State Air Pollution Control Board ¹	State Air Pollution Control Board Department of Air Pollution Control
State Water Control Board ¹	State Water Resources Board Department of Water Resources
Virginia Employment Commission	Department of Employment Services
State Council of Higher Education for Virginia ¹	State Higher Education Coordinating Board Department for Higher Education Coordination
Virginia Commission for the Arts	Virginia Council for the Arts
Commonwealth's Attorneys' Services and Training Council	No Title Change
Virginia Parole Board	Virginia Parole Council

The recommendations for the classifications of executive branch boards, commissions and councils are:

- ° 65 boards, commissions and councils should be exempted from classification,
- ° 116 should be classified as advisory collegial bodies,
- ° 70 should be designated as policy-making collegial bodies, and
- ° 49 should be classified as supervisory collegial bodies.

The specific classification recommended for each collegial body is found in the section entitled "Principles and Designations".

¹ The agency's collegial body and administrative structure share an identical title.

INTRODUCTION

BACKGROUND

In 1984, Governor Robb and the Joint Legislative Audit and Review Commission (JLARC) each submitted reports to the General Assembly on managing the Executive Department. Among the concerns both reports discussed was the need to increase public understanding about state government, particularly the purposes and activities of state agencies. The reports concluded that standardized nomenclature and classification of the powers and duties of agencies and collegial bodies (defined in the Commonwealth Planning and Budgeting System manual as a multi-member body organized for a common purpose, including boards, commissions and councils) were needed.

In responding to the recommendations contained in the two reports, the General Assembly enacted legislation during the 1984 Session (§2.1-1.2, Code of Virginia) to define five classes of titles. "Office" is defined as an administrative office of the Governor, Lieutenant Governor, Attorney General or a Governor's Secretary. "Department" means an independent administrative agency within the executive branch. "Board" refers to a permanent collegial body affiliated with an agency. "Council" means a permanent collegial body either affiliated with more than one agency or independent of an agency within the executive branch. A "Commission" is defined as a temporary collegial body established within the executive branch for a specified purpose and a specified period of time. The legislation also included criteria to exempt agencies from standard nomenclature.

In the 1985 Session, Governor Robb introduced a legislative package to implement the new nomenclature classifications. The legislation was passed by the General Assembly (§§2.1-1.3 through 2.1-1.9, Code of Virginia) and took effect on July 1, 1985. However, 14 executive agencies and collegial bodies did not readily conform with the nomenclature criteria. As a consequence, the General Assembly directed the Governor to study these agencies and their collegial bodies and to submit a report and proposed legislation to the 1986 Session.

Also during the 1985 Session, the General Assembly enacted legislation (§9-6.25, Code of Virginia) that defined three classes of collegial bodies: advisory, policy and supervisory. The General Assembly also requested the Governor to submit legislation in 1986 assigning each executive collegial body to one of the three classes.

PURPOSE

The purpose of this study is to: 1) determine the appropriate designation for each of the 14 agencies in conformance with the standard nomenclature provision of §2.1-1.2 of the Code of Virginia, and 2) to implement a standard classification system for executive collegial bodies that conforms with the principles contained in §9-6.25 of the Code.

SCOPE

The 14 agencies to be studied for consistency with standard nomenclature are identified in Chapter 447 of the 1985 Acts of Assembly. They are:

<u>Agency</u>	<u>Secretarial Area</u>
Commission on Local Government	Administration
Compensation Board	Administration
State Board of Elections	Administration
Commission of Game and Inland Fisheries	Commerce and Resources
Council on the Environment	Commerce and Resources
Marine Resources Commission	Commerce and Resources
Milk Commission	Commerce and Resources
State Air Pollution Control Board	Commerce and Resources
State Water Control Board	Commerce and Resources
Virginia Employment Commission	Commerce and Resources
State Council of Higher Education for Virginia	Education
Virginia Commission for the Arts	Education
Commonwealth's Attorneys' Services and Training Council	Transportation and Public Safety
Virginia Parole Board	Transportation and Public Safety

Concerning the classification of collegial bodies, every executive board, council and commission established by state law or executive order was examined.

METHODOLOGY

For agency nomenclature, there were two data gathering steps. The first step was a literature search of each agency's enabling legislation, 1984-86 Program Proposal, and description in relevant reports such as Virginia Government in Brief (1982 to 1986) published by the Department of Planning and Budget and Information Papers on the Agencies of State Government issued by the Commission on State Governmental Management.

In the second step, each agency submitted a position paper to the Department of Planning and Budget. The paper addressed:

- the major purpose of the collegial body and of the administrative unit;
- the advantages and disadvantages of naming the agency in conformance with the nomenclature statute, amending the statute to add a distinct designation for the agency, and creating a distinct collegial body and administrative structure for the agency; and
- the reason(s) for determining the agency's position. (See Appendix A)

At the conclusion of the data gathering phase, the information was analyzed in order to determine the most appropriate designation for each of the agencies. As part of the analysis, the agencies' purposes, activities and legal authorities were compared to the nomenclature criteria established in §2.1-1.2, Code of Virginia.

For the classification of collegial bodies, a listing of all executive collegial bodies was prepared by reviewing pertinent sections of the Code of Virginia, the 1983-84 edition of the Report of the Secretary of the Commonwealth ("Blue Book"), executive orders, and legislation enacted by the 1985 General Assembly.

After the data were collected, the focus was on classification. Each collegial body was examined in terms of the powers and duties contained in its enabling authority. As part of the analysis, the information collected was compared to the Attorney General's opinions, the findings from a 1982 survey of state agencies done by the Secretary of the Commonwealth, and other executive and legislative studies.

STRUCTURE OF REPORT

The report is organized by subject areas: agency nomenclature and classification of executive branch collegial bodies. Agency nomenclature has two sections. The first section reports major findings, including the summary of each agency's legal authorities, a brief description of each agency's purpose and activities, and the study's analyses and recommendations. The second section contains the actions for effecting the recommendations.

Three sections comprise the classification of executive branch collegial bodies. The first section addresses the need for exempting certain collegial bodies from the classification process. A description of the principles used in the exemption process and the identification of the affected boards, councils and commissions are included. The second section discusses the criteria used in classifying the collegial bodies and includes the study's recommendations. The third section contains the actions needed to implement the recommendations.

AGENCY NOMENCLATURE

OVERVIEWS, ANALYSES AND RECOMMENDATIONS

COMMISSION ON LOCAL GOVERNMENT

Overview

Enabling legislation for the Commission on Local Government is contained in Title 15.1, Chapter 19.1 of the Code of Virginia. The Commission meets at least once every two months. Its general powers and duties are stipulated in §15.1-945.3 of the Code. The Commission is to:

- investigate, analyze, and make findings of fact as to the probable effect on people residing in localities affected by annexation, boundary disputes, town or city incorporations, or interlocal agreements;
- develop fiscal impact statements on state legislative proposals that mandate the provision of new services or expanded services by local governments.
- provide technical assistance to local governments upon appropriate request;
- serve as a mediator between local governments; and
- conduct hearings on matters pertaining to the purpose of the Commission.

Analysis

An Executive Director is appointed by the Governor to serve the five-member Commission. The Executive Director is responsible for entering into contracts, accepting grants, administering the Commission's affairs, and preparing and submitting a budget.

The enabling legislation does not formally establish an independent administrative structure. However, the Commission's administrative unit consists of five full-time employees. The staff assist the Commission in carrying out its legislative duties. The administrative structure is not highly organized, and does not have any internal units.

The Commission's position is that it retain its current nomenclature. The Commission pointed out that members and staff work closely and are in constant contact. This is supported by the facts that:

- the administrative unit does not have any subunits;

- the Commission meets on a regular and frequent basis; and
- the collegial body members take an active role in fulfilling the Commission's legislative responsibilities.

Because of this working relationship, the Commission indicated that there would be no advantage in formally separating the administrative unit from the collegial body.

Still, the Commission's operations fit the definition provided for "Council" in §2.1-1.2, Code of Virginia. Consequently, the Commission's recommendation to retain its current designation is not appropriate.

Recommendation

Legislation should be introduced to change the agency's designation to conform with the statute. The agency should be titled the Council on Local Government.

COMPENSATION BOARD

Overview

Enabling legislation for the three-member Compensation Board is contained in Title 14.1, Chapters 1 and 2 of the Code of Virginia. The Board's general powers are found in §14.1-51 of the Code. Its responsibilities include setting the salaries and expenses of local constitutional officers performing services for the state, determining the salaries and expenses to be paid to the assistants of local constitutional officers, and certifying all state payments to local constitutional officers.

Under the provisions of §14.1-49 of the Code, the Chairman of the Board is charged with specific responsibilities. He is to:

- call the meetings of the Board and provide the information necessary for the Board to make decisions;
- supervise the administrative work of the Board;
- maintain and classify the files and information provided by the constitutional officers required to report to the Board; and
- record all salaries, expenses and other allowances fixed by the Board.

Analysis

The enabling legislation does not formally establish an independent administrative agency. However, the distribution of funds is carried out by nine full-time employees. There are no subunits in the organization. The staff operates under the direction of an Executive Secretary.

The Board's position is that it retain its current nomenclature. The Board pointed out that its primary clients, the constitutional officers and localities, already know the Board's name, and thus a change would not be useful.

However, the Board's operations fit the definition provided for "Council" in §2.1-1.2, Code of Virginia. Consequently, the Board's recommendation to retain its current designation is not appropriate.

Recommendation

Legislation should be introduced to change the agency's designation to conform with the statute. The agency should be titled the Compensation Council.

STATE BOARD OF ELECTIONS

Overview

Enabling legislation for the State Board of Elections is contained in Title 24.1, Chapter 2 of the Code of Virginia. The general powers of the Board are stated in §§24.1-19 and 24.1-23. The Board is to:

- implement the Fair Elections Practices Act;
- maintain and operate a central registration roster to include names of all registered voters as reported by local electoral boards and registrars;
- direct the periodic purging of registration books;
- supervise and coordinate the work of individual local registrars and electoral boards;
- prepare and distribute records for registration; and
- prescribe and require the use of standard forms throughout the state.

Analysis

The Governor appoints the three members who serve on the State Board of Elections. He also designates one of the three members to serve as Secretary. Under the provisions of §24.1-18 of the Code, the Secretary may employ such clerical help, other assistants and personnel as may be required to carry out the Board's legislative duties.

The Secretary supervises a distinct administrative structure made up of 13 full-time employees. The structure is subdivided into two major units: 1) Election and Administrative Services and 2) Central Registration Services. In addition, there are a fiscal officer and an equipment supervisor. All staff members, except a confidential secretary, report through a director of

operations to the Secretary. The law is silent on whether the Board or the Secretary reviews and approves the agency's budget request. According to the Secretary, the Board actually approves the agency's budget requests. The administrative structure is not specified in the enabling legislation, although it carries out most of the Board's legislative responsibilities.

The Board's general position is that it retain its current nomenclature because of its unique characteristics. The Board stated that:

- it is given authority under §24.1-18 of the Code to adopt its own bylaws;
- its members (including the Secretary) are appointed for a set term and do not serve at the pleasure of the Governor; and
- its enabling legislation exempts the Board and Secretary from the general provision (§2.1-41.2 of the Code) on gubernatorial appointments of agency heads.

Although the Board makes a strong argument, the agency does not have compelling characteristics requiring a unique descriptive title as provided in §2.1-1.2 of the Code. For example, the authority to adopt bylaws is common to other collegial bodies such as the Board of Health and the State Water Control Board. Many collegial body appointments are for set terms that carry over to succeeding administrations. The State Highways and Transportation Board is an example. Also, the size of the agency's administrative staff is larger than that of several independent administrative agencies, such as the Department for Children and the Department of Volunteerism. Finally, there are other agencies where the Governor does not appoint the agency head. These include the State Council of Higher Education for Virginia, the Commission of Game and Inland Fisheries, and the Virginia Supplemental Retirement System.

Consequently, the Board's recommendation to retain its current designation is not appropriate.

Recommendation

Legislation should be introduced to create a separate collegial body and administrative structure. The collegial body should be titled the Virginia Board of Elections. The administrative structure should be named the Virginia Department of Elections.

COMMISSION OF GAME AND INLAND FISHERIES

Overview

Enabling legislation for the Commission of Game and Inland Fisheries is contained in Title 29, Chapter 2 and Title 62, Chapter 17 of the Code of Virginia. Its general powers are delineated in §29-11, Code of Virginia. The Commission is vested with powers to make policies and regulations regarding the agency's operations.

Analysis

The ten-member Commission appoints the Executive Director to administer the legislation for which the Commission is responsible (e.g., managing wildlife and freshwater fish, and enforcing state boating laws). The Director is not a member of the Commission, but acts as its administrative officer. The enabling legislation does not provide for an independent administrative agency (i.e. department) to carry out administrative or regulatory functions.

However, a review of the Commission's organization and operations indicates that it functions as a supervisory collegial body supported by an extensive and well-organized administrative structure. It is the administrative structure (comprised of five major divisions with over 300 full-time employees) that carries out the Commission's legislative responsibilities.

The Commission's position is that it retain its current nomenclature. In its response, the Commission noted that a title change would necessitate extensive statutory and regulatory revisions. However, this should not prove burdensome because the revisions would be "housekeeping" changes.

In addition, the Commission stated that changing its name would require the replacement of informational signs on property it owns and manages. Also, the name on Commission vehicles, publications, and uniforms would have to be revised. The Commission's estimates for the transition costs ranged from \$150,000-\$175,000. Because the Commission does not receive general fund appropriations, the money would have to come from dedicated special revenues.

Although the Commission's point concerning the expense of a name change is well taken, such transition costs prove to be inconsequential over a period of time. There have been periodic reorganizations in this century dating from Governor Byrd's reorganization of 1928. Agencies have handled such changes without service disruptions. Most recently in 1984, the General Assembly approved the Governor's realignment package. Indeed, the intent of the nomenclature changes is not to divert resources from an agency's program services to its administrative services. Rather, its purpose is to alleviate any public confusion over the size, responsibility and activities of an agency. Because the current title does not address this purpose, the agency's recommendation to retain it is not appropriate.

Recommendation

Legislation should be introduced to create a distinct collegial body and administrative structure. The administrative unit should be titled the Department of Game and Inland Fisheries. The collegial body should be called the Game and Inland Fisheries Board.

COUNCIL ON THE ENVIRONMENT

Overview

Enabling legislation for the Council on the Environment is contained in Title 10, Chapter 17, Article 2 of the Code of Virginia. Its general powers are stated in §10-186, Code of Virginia. The duties and responsibilities of the Council's administrator are found in §§10-184.1 through 10-185, Code of Virginia. There is no authority for an independent administrative structure.

Analysis

The Council is composed of ten members (the majority representing agencies with strong interest in environmental affairs) and an Administrator who is appointed by the Governor. The Council meets quarterly to review and discuss environmental issues, to provide guidance to the administrator on selected issues and to make recommendations to the Secretaries, the Governor and the General Assembly. The Council also holds biennial public hearings to gather information about citizen concerns on Virginia's environment.

The Administrator and staff are responsible on a daily basis for:

- advising the Governor, the Secretary of Commerce and Resources and the General Assembly on environmental and resource-related issues.
- coordinating, consolidating and expediting the environmental permit review process;
- monitoring outer continental shelf oil and gas exploration plans and activities by federal agencies, state agencies or private entities, and developing appropriate responses and necessary actions for the Commonwealth; and
- initiating and supervising programs designed to educate citizens on issues concerning environmental quality and to assure cooperation with federal, interstate, state, regional and local organizations, both private and public.

The Council's position is that the collegial body should retain its current title. Since the collegial body's operations fit the definition provided for "Board" in §2.1-1.2 of the Code, the agency's recommendation is not appropriate.

Also, the Council appropriately recommended that the administrator and staff function as an independent administrative unit providing support and assistance to the Council and other parties. The Council stated the administrative unit should be named the Department on the Environment. However, the recommended title is too vague and could be misconstrued by the public to mean that the administrative agency possesses programmatic and regulatory functions beyond its legal authority.

Recommendation

Legislation should be introduced to create a distinct collegial body and administrative structure. The collegial body should be titled the Environmental Policy Board. The administrative structure should be called the Department of Environmental Policy.

MARINE RESOURCES COMMISSION

Overview

Enabling legislation for the Marine Resources Commission is contained in Titles 28.1 and 62.1 of the Code of Virginia. Its general powers are included in Title 28.1, Chapters 1 and 2 of the Code.

Analysis

The seven-member Commission is headed by a Commissioner who is appointed by the Governor. The Commission functions as a regulation-making body as well as a quasi-judicial body in hearing and deciding cases. Its jurisdiction covers marine fisheries and habitat permits for projects on state-owned bottomlands, wetlands, and coastal sand dunes.

The Commissioner serves as a full-time agency head. Sole authority for directing, appointing and controlling employees of the Commission is vested in the Commissioner under §§28.1-9, 28.1-12, 28.1-13, 28.1-15, and 28.1-39, Code of Virginia.

The enabling legislation does not provide for an independent administrative unit. However, it is the administrative unit that operates the Commission's programs. The administrative unit employs 127 staff and is highly organized in that there are six subunits.

The Commission's position is that it retain its current nomenclature. The Commission stated that a new title would require corresponding changes in the Code. In addition, the Commission indicated that a change in nomenclature would require revisions to Wetlands Zoning Ordinances adopted by localities because the model ordinance in §62.1-13.5 Code of Virginia refers to both the Virginia Marine Resources Commission and the Commissioner of Marine Resources. However, the statutory and regulatory changes that would be required are "housekeeping" in nature, and would not substantially affect a locality's ordinance.

Also, the Commission believes that its present title is well recognized by the public. However, public recognition of the Commission's name is not the same as public understanding of the Commission's duties and responsibilities. Consequently, the Commission's recommendation to retain its current title is not appropriate.

Recommendation

Legislation should be introduced to create a distinct collegial body and administrative structure. The collegial body should be titled the Marine Resources Board. The administrative unit should be called the Department of Marine Resources.

MILK COMMISSION

Overview

Enabling legislation for the Milk Commission is contained in Title 3.1, Chapter 21, Article 2 of the Code of Virginia. Its general powers are stipulated in §3.1-430 of the Code.

The Commission consists of an Administrator and seven members, all of whom are appointed by the Governor. The Milk Commission's purposes and responsibilities are as follows:

- supervise, regulate and control the production, transportation, processing, storage, distribution, delivery, and sale of milk for consumption within Virginia;
- promulgate rules and regulations and orders dealing with the dairy industry;
- examine books and records of licensed producers, distributors, and associations of producers and issue subpoenas to persons from whom information is needed;
- act as a mediator among or between milk producers and distributors;
- conduct investigations; and
- cooperate with other authorities at the state and federal levels.

Analysis

The Administrator serves in an ex officio capacity without a vote. The Administrator is authorized to hire and supervise employees; prepare, approve and submit all budget requests; and expend monies pursuant to the Appropriation Act. The administrative unit of the Commission, which is not authorized in the enabling legislation, carries out policy decisions of the Commission and enforces the Commission's rules and regulations and orders. The 13 full-time employees are assigned to internal subunits within the administrative structure.

The Commission's position is that it retain its current nomenclature. The Commission reported that a title change would require the reprinting of rules and regulations, licenses, publications, forms, stationary, and other documents.

However, these transition costs are not a significant portion of the agency's budget and can be easily absorbed over a period of time.

The Commission also stated that a name change would confuse the dairy industry. However, it does not seem likely that a nomenclature change would substantially confuse any agency's primary client group. Moreover, the public's understanding of this specific agency would be improved since the present name may mistakenly imply responsibilities for which the Commission has no legal authority, e.g., ensuring the health and purity of milk. Consequently, the Commission's position is not appropriate.

Recommendation

Legislation should be introduced to create a distinct collegial body and administrative structure. The collegial body should be titled the Milk Marketing Board. The administrative unit should be called the Department of Milk Marketing.

STATE AIR POLLUTION CONTROL BOARD

Overview

Enabling legislation for the State Air Pollution Control Board is contained in Title 10, Chapter 1.2 of the Code of Virginia. Its general powers are delineated in §§10-17.17 and 10-17.18 of the Code.

The five-member Board is generally responsible for:

- exercising the powers and duties contained in the Air Pollution Control Law (§§10-17.9:1 through 10-17.30:1 of the Code);
- identifying, monitoring and maintaining surveillance of air pollution in the Commonwealth;
- formulating and enforcing necessary rules and regulations to abate, control and prohibit pollution; and
- ensuring state compliance with the requirements of the Federal Clean Air Act.

Analysis

The general powers of the Executive Director (who is appointed by the Governor) are found in §10-17.14 of the Code. The Executive Director exercises the administrative powers conferred upon him by the Board; supervises, administers and enforces the provisions of the Air Pollution Control Law including regulations; prepares, approves and submits all budget requests; assumes responsibility for expending monies pursuant to the Appropriation Act; and employs and supervises staff to carry out the functions of the Board.

The enabling legislation does not establish an independent administrative agency. However, the Board is supported by an extensive and well-organized administrative structure comprised of 6 divisions and has 117 full-time employees.

The Board approved a position of separate names for itself and the staff. It recommended that the collegial body retain the name of State Air Pollution Control Board and that the staff be designated the Department of Air Pollution Control.

In addition, the Board recommended a title change for the State Advisory Board on Air Pollution. This collegial body provides technical and scientific advice to the Board. The Board favors the original name of the collegial body--the State Advisory Committee on Air Pollution.

The Board's recommendation to rename its administrative unit and technical advisory group is logical and appropriate. Such action would clarify a situation where three entities are currently sharing the same or similar name:

- State Air Pollution Control Board (collegial body),
- State Air Pollution Control Board (administrative unit), and
- State Advisory Board on Air Pollution (technical advisory group).

However, reverting the title of the State Advisory Board on Air Pollution to its original name would not be consistent with the provisions of §2.1-1.2 of the Code. The technical group is a permanent collegial body affiliated with an agency, and thus is subject to the statute. Consequently, this portion of the agency's recommendation is not appropriate.

Recommendation

Legislation should be introduced to create a distinct collegial body and administrative structure and to rename the technical advisory group. The collegial body should be titled the State Air Pollution Control Board. The administrative unit should be called the Department of Air Pollution Control. The technical advisory group should be named the Scientific and Technical Advisory Board on Air Pollution.

STATE WATER CONTROL BOARD

Overview

Enabling legislation for the State Water Control Board is contained in Titles 62.1 and 15.1 of the Code of Virginia. Its general powers are stated in §§62.1-44.15, 62.1-44.36, and 62.1-112 of the Code of Virginia. Under law,

the Board reserves for itself policy-making activities and the promulgation of rules, standards and orders in the areas of managing and planning of water resources, advising on flood plain management and enforcing laws on water pollution control.

Analysis

The enabling legislation does not provide for an independent administrative unit to carry out administrative or regulatory functions. However, a review of the Board's organization and operations shows that the collegial body is supported by an extensive and well-organized administrative structure that has 331 full-time employees.

The duties and responsibilities of the Executive Director (who is appointed by the Governor) are articulated in §62.1-44.14 of the Code. He is to:

- exercise such administrative powers as conferred upon him by the Board;
- employ and supervise staff;
- prepare, approve and submit all budget requests;
- expend monies pursuant to the Appropriation Act; and
- exercise general supervision and control over the quality and management of all state waters and administer and enforce the State Water Control Law and all certificates, standards, policies, rules, regulations, rulings, and special orders promulgated by the Board.

The administrative unit of the Board endorsed the idea of separate names for the collegial body and the administrative structure. It recommended that the administrative unit be called the Department of Water Resources and that the collegial body be titled the State Water Resources Board. This action would strengthen public understanding of the agency's responsibilities concerning water quality and water quantity.

The collegial body did not favor a name change. It stated that a change in nomenclature would jeopardize the public's strong identification with its current name. However, public recognition of the Board's name is not the same as public understanding of the Board's duties and responsibilities. Consequently, the Board's recommendation to retain its current title is not appropriate.

Recommendation

Legislation should be introduced to create a distinct collegial body and administrative unit. The collegial body should be titled the State Water Resources Board. The administrative unit should be called the Department of Water Resources.

VIRGINIA EMPLOYMENT COMMISSION

Overview

Enabling legislation for the Virginia Employment Commission is contained in Title 60.1, Chapter 2 of the Code of Virginia. Its general powers are found in §60.1-34 of the Code.

Analysis

The Virginia Employment Commission consists of one member called the Commissioner. Appointed by the Governor, he is empowered to:

- administer the Unemployment Compensation laws;
- make rules and regulations;
- employ and supervise staff;
- make expenditures;
- require and issue reports; and
- conduct investigations.

Although an independent administrative structure is not provided for in the enabling legislation, it is the administrative unit that carries out the Commission's duties of compiling labor market information; providing testing, counseling and recruitment services; and paying unemployment insurance benefits. The administrative unit is highly-organized and employs 1,248 full-time staff.

The Commission's position is that it retain its current nomenclature. The Commission noted that a title change would mean replacing existing signs and forms. The Commission estimated that replacement costs could run as high as \$755,000. Because the Commission receives limited state funding and because the federal government does not have money available for this purpose, the Commission stated that service reductions and staff cutbacks would be necessary to pay for the replacement items. However, the estimated replacement cost is not significant when compared to the agency's overall budget of more than \$301 million. In addition, the replacement of signs and forms could be a phased process, and thus eliminate the possibility of service cutbacks.

Also, 18 citizens serving on local employment advisory committees expressed their concerns over any name change. They believe that a name change could jeopardize marketing efforts to project the Commission's image as

an employment agency rather than an "unemployment" office. However, a change in nomenclature would improve the agency's image by enhancing public understanding about its responsibilities and activities. The public would know that the agency provided employment services for everyone and not just compensation services for the unemployed. Consequently, the agency's position is not appropriate.

Recommendation

Legislation should be introduced to rename the agency in conformance with standard nomenclature classification. The agency should be titled the Department of Employment Services.

STATE COUNCIL OF HIGHER EDUCATION FOR VIRGINIA

Overview

Enabling legislation for the State Council of Higher Education is contained in Title 23, Chapter 1.1 of the Code of Virginia. Its general powers are delineated in §23-9.6:1 of the Code.

Analysis

The 11-member Council appoints a Director to serve as chief executive officer of the Council. Also, the Council employs other staff to assist in the exercise and performance of its planning, coordinating and advising duties and powers.

The enabling legislation does not establish an independent administrative structure to carry out administrative or programmatic functions. However, a review of the Council's organization and operations indicates that the administrative structure carries out the Council's legislative responsibilities. It is comprised of four subunits staffed by 55 full-time employees.

The Council favored the creation of a distinct collegial body and administrative structure. In addition, the Council stated that the collegial body's title should reflect the Council's mission to promote the development and operation of an educationally and economically sound, vigorous, progressive, and coordinated system of higher education in Virginia.

Because the collegial body's operations fit the definition provided for "Board" in §2.1-1.2 of the Code and the administrative structure executes the collegial body's legislative responsibilities, the agency's position is appropriate.

Recommendation

Legislation should be introduced to create a distinct collegial body and administrative structure. The collegial body should be titled the State

Higher Education Coordinating Board. The administrative unit should be called the Department for Higher Education Coordination.

VIRGINIA COMMISSION FOR THE ARTS

Overview

Enabling legislation for the Virginia Commission of the Arts is contained in Title 9, Chapter 9.1 of the Code of Virginia. The general duties of the 13-member Commission are stated in §9-84.03 of the Code. The Commission is to:

- stimulate and encourage public interest and participation in the arts and humanities and make recommendations to encourage participation in and appreciation of the arts;
- apply for grants and enter into contracts and agreements;
- accept gifts and contributions to carry out the purpose of the Commission; and
- administer and disburse any funds available to the Commission.

Analysis

A review of the Commission's organization and operations indicates that it meets four times a year to award grants and to give policy direction to the staff. The administrative structure (comprised of 6 staff members) works closely and regularly with the collegial body and carries out the Commission's directions and legislative duties. The administrative structure does not have legislative authority.

The Commission's Director is appointed by the Governor and is responsible for assisting the Commission in the exercise and performance of its powers and duties; employing and supervising personnel; preparing, approving and submitting all budget requests; and expending monies pursuant to the Appropriation Act.

The Commission's position is that it retain its current title. The Commission stated that a change in nomenclature would:

- require an extensive public relations effort with artists and arts organizations;
- require the Commission to redesign and reprint all agency publications; and
- create confusion about the agency's function because most colleges have "departments of art".

The Commission's points concerning the expense of and potential confusion over a name change are recognized. However, printing costs should not be prohibitive when properly planned and phased in. Moreover, standardized nomenclature can strengthen the public's awareness and understanding of the agency, particularly since the definition of a commission is that of a temporary collegial body. Furthermore, the Commission's operations fit the definition provided for "Council" in §2.1-1.2, Code of Virginia. Consequently, the Commission's recommendation to retain its current designation is not appropriate.

Recommendation

Legislation should be introduced to change the agency's designation to conform with the statute. The agency should be titled the Virginia Council for the Arts.

COMMONWEALTH'S ATTORNEYS' SERVICES AND TRAINING COUNCIL

Overview

Enabling legislation for the Commonwealth's Attorneys' Services and Training Council is contained in Title 2.1, Chapter 7.3:1 of the Code of Virginia. Its powers and duties are articulated in §2.1-64.28:4. The Council is to:

- coordinate training and continuing legal education activities for Commonwealth's Attorneys;
- maintain close contact with the Office of the Attorney General and with all Commonwealth's Attorneys in the discussion of problems or recommendations concerning research, minimum standards, educational needs, and other matters relative to upgrading the professional status of Commonwealth's Attorneys;
- gather and disseminate information and statistical reports to Commonwealth's Attorneys on various topics;
- receive and establish an equitable distribution plan for allocating funds; and
- contract or enter into agreements.

Analysis

None of the 15 Council members are appointed by the Governor. Their selection is determined by election (one representative from each of the congressional districts) or by virtue of being an officer of the Virginia Association of Commonwealth's Attorneys. The Council meets on a monthly basis to carry out its responsibilities and duties.

The Administrative Coordinator for the Council is appointed by the Council with the concurrence of the Governor. He performs such duties and functions as assigned by the Council and serves under their supervision. Two full-time staff are employed to assist the Council.

The Council's position is that it retain its current nomenclature. Because the Council's operations match the definition provided for "Council" in §2.1-1.2 of the Code, the recommendation to retain the current designation is appropriate.

Recommendation

The agency's current title should be retained.

VIRGINIA PAROLE BOARD

Overview

Enabling legislation for the five-member Virginia Parole Board is contained in Title 53.1, Chapter 4 of the Code of Virginia. Its general powers and duties are articulated in §53.1-136 of the Code. The Board is to:

- adopt general rules governing the granting of parole;
- release felons from state correctional facilities when those persons become eligible and are found suitable for parole;
- revoke parole and order the reincarceration of any parolee who violates the conditions of his parole;
- issue final discharges to persons released by the Board on parole when the Board believes the discharge will not be incompatible with the welfare of the individual and society; and
- make investigations and reports with respect to any commutation of sentence, pardon, reprieve, or remission of fine or penalty when requested by the Governor.

Analysis

The Chairman of the Virginia Parole Board is appointed by the Governor and serves in an agency director's capacity. He and the other Board members are state employees. His specific powers and duties are delineated in §53.1-139 of the Code. The Chairman's duties are to:

- make use of available staff from the Department of Corrections and employ additional staff needed to carry out the Board's duties and responsibilities;

- exercise supervision through probation and parole officers over prisoners released on conditional pardon as the Governor may require;
- coordinate the activities of the Board with the Director of the Department of Corrections; and
- preside at all meetings of the Board and cause the Secretary to maintain all records required by law or by the Board related to its functions, powers and duties.

The Board's position is that it retain its current nomenclature. However, the Board's operations fit the definition provided for "Council" in §2.1-1.2, Code of Virginia. This is evidenced by the constant and involved working relationship between the collegial body members and the other 22 full-time employees. Consequently, the Board's recommendation to retain its current designation is not appropriate.

Recommendation

Legislation should be introduced to change the agency's nomenclature to conform with the statute. The agency should be titled the Virginia Parole Council.

IMPLEMENTATION

To effect the recommendations, legislation (Appendix B) has been prepared to amend §2.1-1.7A of the Code and to "sunset" §§2.1-1.6 B, 2.1-1.7 B, and 2.1-1.9 of the Code of Virginia, effective July 1, 1987. This action would remove the 14 agencies from the "holding pattern" in which the original nomenclature legislation placed them.

In addition, affected agencies should be responsible for preparing the necessary legislative packages for the 1987 Session, upon passage of the report's recommended legislation. This action will allow the agencies sufficient time to plan and address transition changes. It will also provide the Governor and his Secretaries the opportunity to review and approve the changes in the agencies' enabling legislation prior to General Assembly consideration.

CLASSIFICATION OF EXECUTIVE BRANCH COLLEGIAL BODIES

EXEMPTION OF EXECUTIVE BRANCH COLLEGIAL BODIES FROM THE CLASSIFICATION SYSTEM

Overview

An inventory of executive branch collegial bodies identified 300 boards, commissions and councils. They range from special purpose authorities to policy or supervisory boards (see Appendix C). However, for reasons discussed below, not all of them are related closely to the intent of §9-6.25 of the Code of Virginia. Consequently, criteria were developed to screen and exempt certain collegial bodies from the classification. These criteria are based on the special characteristics of each collegial body. A description of each of these criteria and excluded collegial bodies follows. A total of 65 collegial bodies are affected.

Criteria and Exemptions

Criterion 1

Criterion 1 exempts collegial bodies from the standard classification if they are defined as independent political subdivisions, foundations, councils, commissions, and/or corporations in the Code of Virginia. Also exempt are collegial bodies that are not listed in §§2.1-51.9, 2.1-51.15, 2.1-51.18, 2.1-51.21, 2.1-51.27, or 2.1-51.34 of the Code of Virginia as part of any Secretariat. Twenty-three collegial bodies qualify for exemptions under this criterion. They are:

1. Agricultural Development Authority, Virginia
2. Bridge and Tunnel Commission, Chesapeake Bay
3. Development Agency, Statewide Certified, Board of Directors
4. Development Foundation, Rural Virginia
5. Economic Development Study Commission, Southwest Virginia
6. Equine Center Foundation, Virginia
7. Erosion Council, Virginia Beach
8. Executive Mansion, Furnishing and Interpreting the,
Citizen Advisory Council on
9. Finance Authority, Small Business
10. Fuel Conversion Authority, Virginia
11. Historical Restoration and Preservation Commission, Alexandria
12. Hospital Authority, Richmond Eye and Ear
13. Housing Development Authority, Virginia
14. Innovative Technology Authority, Virginia
15. Medical Authority, Eastern Virginia
16. Miller School of Albemarle, Board of Trustees
17. Mount Vernon, Board of Visitors to
18. Outdoor Foundation, Virginia
19. Produce Market Authority
20. Public Building Authority, Virginia
21. Resources Authority, Virginia
22. Rural Exposition, Atlantic, Committee on
23. Sanitation District Commission, Hampton Roads

Criterion 2

This criterion exempts collegial bodies from the standard classification if they are responsible to political jurisdictions other than Virginia in the areas of finance, policy development or personnel. As such, they are not subject to the exclusive control of Virginia state government. Applying this criterion, a total of 18 collegial bodies are excluded. They are:

1. Breaks Interstate Park Commission
2. Chesapeake Bay Commission
3. Chesapeake Executive Council
4. Delmarva Advisory Council
5. Education, Board of Control for Southern Regional
6. Education Commission of the States
7. Energy Board, Southern States
8. Fisheries Commission, Atlantic States Marine
9. Fisheries Commission, Potomac River
10. Forest Fire Protection Advisory Committee, Southeastern Interstate
11. Forest Fire Protection Compact, Middle-Atlantic Interstate
12. Growth Policies Board, Southern
13. Ohio River Basin Commission
14. Potomac River Basin, Interstate Commission on the
15. Probation and Parole Supervision of Virginia, Interstate Compact
16. Radioactive Waste Management Compact Commission, Southeast Interstate
Low-Level
17. Transit Commission, Washington Metropolitan Area
18. Water Sanitation Commission, Ohio River Valley

Criterion 3

This criterion omits collegial bodies from the standard classification if they are created by federal law or regulation or executive discretion (i.e. no executive order). Because of these characteristics, the requirements of §9-6.25 of the Code do not apply. Using the above criterion, eight collegial bodies are exempt. They are:

1. Agricultural Credit Committee, Virginia
2. Air Quality Commission, National Capital Interstate
3. Biracial Consulting Committee, Subcommittee on Outreach Programs of the
4. Historical Records Advisory Board, State
5. Humanities and Public Policy, Virginia Foundation for the
6. Legal Services Corporation, State Advisory Council to the National
7. Refugee Advisory Council, State
8. Vocational Education, Virginia Advisory Council on

Criterion 4

This criterion exempts collegial bodies from the standard classification if they expire before the effective date (July 1, 1986) of the standard classification system. Under this criterion, 12 collegial bodies are exempt. They are:

1. Alzheimer's Disease and Related Disorders, Commission on
2. Blue Ridge Parkway Committee, North Carolina-Virginia 50th Anniversary of the
3. Crime Prevention, Governor's Business and Industry Advisory Committee on
4. Economists, Governor's Advisory Board of
5. Food and Nutrition, Advisory Commission to the Program on
6. High Technology, Policy Advisory Commission on
7. Human Rights Study Commission
8. Juvenile Justice and Delinquency Prevention Council, Virginia
9. Regulatory Reform Advisory Board, Governor's
10. Small Business, Governor's Committee on
11. Coordinating Committee for the Interdepartmental Licensure and Certification of Children's Residential Facilities
12. Advisory Committee for the Interdepartmental Licensing and Certification of Children's Residential Facilities

Criterion 5

This criterion exempts collegial bodies from the standard classification if they are inoperative. Four collegial bodies are exempt under this criterion. Although the enabling legislation for three of these collegial bodies is in the Code of Virginia, their duties and responsibilities have been performed by other entities. In addition, one collegial body has never been officially established. They are:

1. Advisory Council on the Virginia Economy
2. State Irish Potato Board
3. Virginia Fuel Commission
4. Virginia Poultry Products Board

PRINCIPLES AND DESIGNATIONS

Overview

The 1984 legislative study of executive branch agencies recommended the development of principles for establishing the responsibilities of executive collegial bodies and the extent of their powers. This recommendation was based on the premise that a collegial body should only be given the powers needed to fulfill its duties.

Consequently, the 1985 General Assembly enacted §9-6.25 of the Code. This statute contains the principles used to designate the remaining 235 executive branch boards, councils and commissions (65 collegial bodies were excluded after the exemption criteria were applied).

This section discusses the principles used to define advisory, policy and supervisory classes, and assigns each collegial body to one of the three classes.

Advisory

Under the the provisions of §9-6.25 of the Code of Virginia, an advisory board, commission or council provides advice and comment to an executive branch agency or office. The most important principle is that an advisory collegial body may recommend policy but cannot promulgate policy. Its major responsibility is to foster communication between the public and an agency. It does not promulgate regulations or make rules. Moreover, it has no management responsibility over any agency. Using this principle, there are 116 advisory collegial bodies. Arranged alphabetically by key word, they are:

1. Aging, Advisory Board of
2. Air Pollution, State Advisory Board on
3. Alcohol and Drug Abuse Problems, Governor's Council on
4. Art and Architectural Review Board
5. Arts, Virginia Commission for the
6. Basin Committee, Central James River
7. Basin Committee, Eastern Shore
8. Basin Committee, Lower James River/Hampton Roads
9. Basin Committee, Lower Potomac River
10. Basin Committee, Northern Virginia-Potomac River
11. Basin Committee, Rappahannock River
12. Basin Committee, Shenandoah River
13. Basin Committee, York River
14. Block Grants, Commission on
15. Blue Ridge Community College, Local Advisory Board to the
16. Boating Advisory Board
17. Building Code Technical Review Board, State
18. Cave Board
19. Central Virginia Community College, Local Advisory Board to the

20. Child Abuse and Neglect, Advisory Board on
21. Children, Advisory Board for the Department for
22. Coal Research and Development Advisory Board, Virginia
23. Coal Surface Mining Reclamation Fund Advisory Board
24. Conservation and Historic Resources, Board of
25. Continuing Education Advisory Board
26. Dabney S. Lancaster Community College, Local Advisory Board to the
27. Danville Community College, Local Advisory Board to the
28. Deaf and Hard-of-Hearing, Advisory Board for the Department of the
29. Eastern Shore Community College, Local Advisory Board to the
30. Economic Advisory Council, Governor's
31. Education Block Grants Advisory Committee, 1982
32. Education for Health Professions and Occupations, Board on
33. Emergency Medical Services Advisory Board
34. Employment Commission, State Advisory Board to the Virginia
35. Equal Employment Opportunity Council, Virginia
36. Falls of the James Committee
37. Germanna Community College, Local Advisory Board to the
38. Gunston Hall Plantation, Board of Visitors
39. Handicapped Children, Interagency Coordinating Council on Delivery of Related Services to
40. Hemophilia Advisory Board
41. Human Services Information and Referral Advisory Council
42. Indians, Council on
43. Industrial Development Services Advisory Board
44. Insurance Advisory Board, State
45. J. Sargeant Reynolds Community College, Local Advisory Board to the
46. Job Training Coordinating Council, Governor's
47. John Tyler Community College, Local Advisory Board to the
48. Korean-Vietnam War History Council
49. Laboratory Services Advisory Board
50. Land Evaluation Advisory Council
51. Local Debt, State Council on
52. Local Government Advisory Council
53. Long Term Care Council
54. Lord Fairfax Community College, Local Advisory Board to the
55. Medical Advisory Board, Department of Motor Vehicles
56. Medical Board of the Virginia Supplemental Retirement System
57. Medicare and Medicaid, Advisory Board on
58. Migrant and Seasonal Farmworkers Board
59. Military Affairs, Board of
60. Mine Safety Board
61. Mined Land Reclamation Advisory Committee, Governor's
62. Minority Business Enterprise, Interdepartmental Board of the Department of
63. Motor Vehicle Dealers' Advisory Board
64. Mountain Empire Community College, Local Advisory Board to the
65. Networking Users Advisory Board, State
66. New River Community College, Local Advisory Board to the
67. Northern Virginia Community College, Local Advisory Board to the
68. Outdoor Recreation Advisory Board
69. Patrick Henry Community College, Local Advisory Board to the

70. Patrick Henry Memorial Commission
71. Paul D. Camp Community College, Local Advisory Board to the
72. Perinatal Services Advisory Board, State
73. Personnel Advisory Board
74. Pesticide Advisory Board
75. Physical Fitness and Sports, Governor's Council on
76. Physical Therapy to the State Board of Medicine, Advisory Board on
77. Piedmont Virginia Community College, Local Advisory Board to the
78. Plant Pollination Advisory Board
79. Private College Advisory Board
80. Private Security Services Advisory Board
81. Psychiatric Advisory Board
82. Public Buildings Board, Virginia
83. Public Records Advisory Council, State
84. Radiation Advisory Board
85. Rappahannock Community College, Local Advisory Board to the
86. Reforestation Board
87. Retirement System Review Board
88. Revenue Estimates, Advisory Council on
89. Scenic River Advisory Board, Appomattox
90. Scenic River Advisory Board, Catoctin Creek
91. Scenic River Advisory Board, Goose Creek
92. Scenic River Advisory Board, Nottoway
93. Scenic River Advisory Board, Shenandoah State
94. Scenic River Advisory Committee, Rappahannock State
95. Scenic River Advisory Committee, St. Mary's
96. Scenic River Advisory Committee, Staunton
97. Soil and Water Conservation Board, Virginia
98. Southwest Community College, Local Advisory Board to the
99. Teacher Education Advisory Board
100. Thomas Nelson Community College, Local Advisory Board to the
101. Tidewater Community College, Local Advisory Board to the
102. Tourism and Travel Services Advisory Board
103. Toxic Substances Advisory Board
104. Transplant Council, Virginia
105. Transportation Advisory Council, Virginia
106. Transportation Safety, Board of
107. Truck and Ornamentals Research Station, Virginia, Board of Directors
108. United States Constitution, Virginia Commission on the Bicentennial of the
109. Virginia Highlands Community College, Local Advisory Board to the
110. Virginia Western Community College, Local Advisory Board to the
111. Volunteerism, Advisory Board for the Department of
112. War Memorial Board, Virginia
113. Water Resources Research Center Statewide Advisory Board, Virginia
114. Winegrowers Advisory Board, Virginia
115. Women, Council on the Status of
116. Wytheville Community College, Local Advisory Board to the

Policy

Under the provisions of §9-6.25 of the Code of Virginia, a policy board, commission or council has the legislative authority to promulgate public policies or regulations. Also, it is charged with adjudicating violations of state policies or regulations and with such functions as rate setting, distributing federal funds, and other activities as specified by law. A policy collegial body is not responsible for supervising agencies or employing personnel, nor is it authorized to review and comment on agency budget requests. Thus, the critical principle is that, although it is empowered to establish policies and rules that affect an agency's actions, it does not have the authority to manage an agency. Using this principle, there are 70 policy-making collegial bodies. Arranged alphabetically by keyword, they are:

1. Accountancy, State Board of
2. Agriculture and Consumer Service, Board of
3. Air Pollution Control Board, State
4. Apprenticeship Council
5. Architects, Professional Engineers, Land Surveyors and Certified Landscape Architects, State Board of
6. Athletic Board, Virginia
7. Auctioneers Board
8. Audiology and Speech Pathology, Virginia Board of Examiners for
9. Aviation Board, Virginia
10. Barber Examiners, Board of
11. Children's Facilities, Interdepartmental Council on Rate-setting for
12. Commerce, Board of
13. Commercial Driver Training Schools, Board for
14. Contractors, State Board for
15. Correctional Education, Board of
16. Corrections, State Board of
17. Cosmetology, Virginia Board of
18. Criminal Justice Services Board
19. Deferred Compensation Board
20. Dentistry, Virginia Board of
21. Disabled, Board for Rights of the
22. Education Assistance Authority, State
23. Elections, State Board of
24. Environment, Council on the
25. Fire Board, Virginia
26. Funeral Directors and Embalmers, Virginia Board of
27. Geology, Virginia Board of
28. Hazardous Waste Facility Siting Council
29. Health Coordinating Council, Statewide
30. Health Regulatory Boards, Board on
31. Health Services Cost Review Council, Virginia
32. Health, State Board of
33. Hearing Aid Dealers and Fitters, Virginia Board of
34. Highways and Transportation Board, State
35. Historic Landmarks Board, Virginia

36. Housing and Community Development, Board of
37. Librarians, State Board for the Certification of
38. Library Board, The Virginia State Library
39. Local Government, Commission on
40. Marine Resources Commission
41. Medical Assistance Services, Board of
42. Medicine, Virginia State Board of
43. Mental Health and Mental Retardation Board, State
44. Milk Commission
45. Mines, Minerals and Energy, Board of Examiners in the Department of
46. Nursing, State Board of
47. Nursing Home Administrators, State Board of Examiners for
48. Oil and Gas Conservation Board, Virginia
49. Opticians, Virginia State Board of
50. Parole Board, Virginia
51. Potato Board, State Seed
52. Professional Counselors, Virginia Board of
53. Psychology, Virginia Board of
54. Public Beaches, Board on Conservation and Development of
55. Public Telecommunications Board, Virginia
56. Real Estate Board, Virginia
57. Reciprocity Board, Department of Motor Vehicles
58. Rehabilitative Services, Board of
59. Safety and Health Codes Board
60. Sewage Handling and Disposal Appeal Review Board, State Health Department
61. Social Services, Board of
62. Social Work, Virginia Board of
63. Substance Abuse Certification Board
64. Surface Mining Review, Board of
65. Treasury Board, The, Department of the Treasury
66. Visually Handicapped, Board for the
67. Voluntary Formulary Board, Virginia
68. Water Control Board, State
69. Water and Wastewater Works Operators, Board for the Certification of
70. Well Review Board, Virginia

Supervisory

Under the provisions of §9-6.25 of the Code of Virginia, a supervisory board approves requests for appropriations, appoints the agency director and ensures the agency director's compliance with all board and statutory directives. For a supervisory collegial body, the crucial principle is that it actively supervises an agency. Using this principle, there are 49 such entities. Arranged alphabetically by key word, they are:

1. Agricultural Council, Virginia
2. Alcoholic Beverage Control Board
3. Apple Board, Virginia State
4. Cattle Industry Board, Virginia

5. Chippokes Plantation Farm Foundation, Board of Trustees
6. Christopher Newport College, Board of Visitors
7. College Building Authority, Virginia, Governing Board
8. College of William and Mary in Virginia, The, Board of Visitors
9. Commonwealth's Attorneys' Services and Training Council
10. Community Colleges, State Board for, Virginia Community College System
11. Compensation Board
12. Corn Board, Virginia
13. Education, State Board of
14. Education, State Council of Higher, for Virginia
15. Education Loan Authority, Virginia, Board of Directors
16. Egg Board, Virginia
17. Game and Inland Fisheries, Commission of
18. George Mason University, Board of Visitors
19. Gunston Hall Plantation, Board of Regents
20. James Madison University, Board of Visitors
21. James Monroe Memorial Law Office and Library, Board of Regents
22. Jamestown-Yorktown Foundation, Board of Trustees
23. Longwood College, Board of Visitors
24. Marine Products Board, Virginia
25. Mary Washington College, Board of Visitors
26. Museum of Fine Arts, Virginia, Board of Trustees
27. Norfolk State University, Board of Visitors
28. Old Dominion University, Board of Visitors
29. Optometry, Virginia Board of
30. Peanut Board, Virginia
31. Pharmacy, State Board of
32. Pilots, Board of Commissioners to Examine
33. Pork Industry Board, Virginia
34. Port Authority, Virginia, Board of Commissioners
35. Potato Board, Virginia Sweet
36. Public School Authority, Virginia, Governing Board
37. Radford University, Board of Visitors
38. Retirement System, Virginia Supplemental, Board of Trustees
39. Science Museum of Virginia, The, Board of Trustees
40. Seed Board, State Certified
41. Soybean Board, Virginia
42. Tobacco Board, Virginia Bright Flue-Cured
43. Tobacco Board, Virginia Dark-Fired
44. University of Virginia, Board of Visitors
45. Veterinary Medicine, Virginia Board of
46. Virginia Commonwealth University, Board of Visitors
47. Virginia Military Institute, Board of Visitors
48. Virginia Polytechnic Institute and State University,
Board of Visitors
49. Virginia State University, Board of Visitors

CLASSIFICATION OF EXECUTIVE BRANCH COLLEGIAL BODIES

IMPLEMENTATION

As stated in the standard classification statute, the Governor is required to propose to the 1986 General Assembly implementing legislation. To comply with this requirement, proposed legislation is provided in Appendix D. Also, an executive order for assigning a category of the standard classification system to all collegial bodies established by executive order should be issued later since §9-6.25 of the Code allows the Governor to make those designations by July 1, 1986. This will give the Governor additional time to decide if some of the collegial bodies which will sunset on July 1, 1986 should be retained and classified.

APPENDIX A

LETTERS TO AGENCIES

(identical letters were sent to all of the agencies)

July 2, 1985

Mr. W. R. Meyer
Executive Director
State Air Pollution Control Board
Room 801
Ninth Street Office Building
Richmond, Virginia 23219

Dear Mr. Meyer:

In the 1985 Session, the General Assembly enacted legislation standardizing agency titles (Chapters 447 and 448, 1985 Acts of the Assembly). Because your agency does not readily conform with the standard nomenclature provisions of §2.1-1.2, Code of Virginia, the General Assembly requested the Governor to study your agency (along with 13 other affected state agencies) and to select one of three policy options for consideration in the 1986 Session. The three options are:

- to name your agency in conformance with §2.1-1.2 of the Code of Virginia; or
- to amend §2.1-1.2 to add a distinct nomenclature designation for your agency; or
- to create a distinct collegial body and administrative structure for your agency.

In order to select the most appropriate option for your agency, I am asking for your assistance. Please discuss this issue with your Board and prepare a brief paper addressing the following items:

1. Major Purpose of the Board and of the Administrative Unit
2. Analysis of Policy Options (short description of the advantages and disadvantages of each option based on your agency's purpose and activities)
3. Recommended Policy Option

The Governor's report to the General Assembly will be based on the information you provide. Please send me the briefing paper by Friday, August 2, 1985.

Thank you for your help. If you have any questions, please call me at 786-6311.

Sincerely,

Neal Menkes

NM/2496w/hee

cc: Secretary Betty J. Diener
Phil Abraham
Susan Urofsky
Paul W. Timmreck

APPENDIX B

PROPOSED NOMENCLATURE LEGISLATION

DRAFT BILL

A bill to amend and reenact §§2.1-1.6B, 2.1-1.7A, 2.1-1.7B, and 2.1-1.9 of the Code of Virginia relating to standard nomenclature and independent administrative agencies within the executive branch.

PATRON

Be it enacted by the General Assembly of Virginia:

1. That §§2.1-1.6B, 2.1-1.7A, 2.1-1.7B, and 2.1-1.9 of the Code of Virginia are amended and reenacted as follows:

§2.1-1.6B (Effective until July 1, 1987) Notwithstanding the definition for "board" as provided in § 2.1-1.2, the following entities shall be referred to as boards. These entities are:

Compensation Board
State Air Pollution Control Board
State Board of Elections
State Water Control Board
Virginia Parole Board

§2.1-1.7. State councils -- A. There shall be, in addition to such others as may be established by law, the following permanent collegial bodies either affiliated with more than one agency or independent of an agency within the executive branch:

Agricultural Council, Virginia
Alcohol and Drug Abuse Problems, Governor's Council on
Apprenticeship Council
Beach Erosion Council, Virginia
Citizens' Advisory Council on Furnishing and Interpreting the Executive
Mansion

Commonwealth's Attorneys' Services and Training Council
Developmental Disabilities Planning Council, Virginia
Equal Employment Opportunity Council, Virginia
Handicapped Children, Interagency Coordinating Council on Delivery of
Related Services to

Hazardous Waste Facility Siting Council
Health Coordinating Council, Statewide
Health Services Cost Review Council, Virginia
Human Services Information and Referral Advisory Council
Indians, Council on
Job Training Coordinating Council, Governor's
Korean-Vietnam War History Council
Land Evaluation Advisory Council

Local Debt, State Council on
Local Government Advisory Council
Long Term Care Council
Needs of Handicapped Persons, Overall Advisory Council on the
Public Records Advisory Council, State
Rate-setting for Children's Facilities, Interdepartmental Council on
Revenue Estimates, Advisory Council on
Status of Women, Council on the
Transportation Advisory Council, Virginia

B. (Effective until July 1, 1987) Notwithstanding the definition for "council" as provided in § 2.1-1.2, the following entities shall be referred as councils. These entities are:

~~Commonwealth's Attorneys' Services and Training Council~~
Council on the Environment
State Council of Higher Education

§2.1-1.9. Commissions -- (Effective until July 1, 1987) Notwithstanding the definition for "commission" as provided in § 2.1-1.2, the following entities shall be referred to as commissions. These are:

Commission of Game and Inland Fisheries
Commission on Local Government
Marine Resources Commission
Milk Commission
Virginia Commission of the Arts
Virginia Employment Commission

2. That the agencies examined in the Governor's "Report on Agency Nomenclature and Classifications of Executive Branch Collegial Bodies", except the Commonwealth's Attorneys' Services and Training Council, shall prepare and submit legislation to the 1987 General Assembly to effect the recommendations contained in the report's section on agency nomenclature.

APPENDIX C

INVENTORY OF EXECUTIVE BRANCH COLLEGIAL BODIES

1. Accountancy, State Board of
2. Aging, Advisory Board of
3. Agricultural Council, Virginia
4. Agricultural Credit Committee, Virginia
5. Agricultural Development Authority, Virginia
6. Agriculture and Consumer Service, Board of
7. Air Pollution Control Board, State
8. Air Pollution, State Advisory Board on
9. Air Quality Commission, National Capital Interstate
10. Alcohol and Drug Abuse Problems, Governor's Council on
11. Alcoholic Beverage Control Board
12. Alzheimer's Disease and Related Disorders, Commission on
13. Apple Board, Virginia State
14. Apprenticeship Council
15. Architects, Professional Engineers, Land Surveyors and Certified Landscape Architects, State Board of
16. Art and Architectural Review Board
17. Arts, Virginia Commission for the
18. Athletic Board, Virginia
19. Auctioneers Board
20. Audiology and Speech Pathology, Virginia Board of Examiners for
21. Aviation Board, Virginia
22. Barber Examiners, Board of
23. Beaches, Board on Conservation and Development of Public
24. Biracial Consulting Committee, Subcommittee on Outreach Programs of the
25. Block Grants, Commission on
26. Blue Ridge Community College, Local Advisory Board to the
27. Blue Ridge Parkway Committee, North Carolina-Virginia 50th Anniversary of the
28. Boating Advisory Board
29. Breaks Interstate Park Commission
30. Bridge and Tunnel Commission, Chesapeake Bay
31. Building Code Technical Review Board, State
32. Cattle Industry Board, Virginia
33. Cave Board
34. Central James River Basin Committee
35. Central Virginia Community College, Local Advisory Board to the
36. Chesapeake Bay Commission
37. Chesapeake Executive Council
38. Child Abuse and Neglect, Advisory Board on
39. Children's Facilities, Interdepartmental Council on Rate-setting for
40. Children's Residential Facilities, Advisory Committee for the Interdepartmental Licensing and Certification of
41. Children's Residential Facilities, Coordinating Committee for the Interdepartmental Licensure and Certification of
42. Children, Advisory Board for the Department for

43. Chippokes Plantation Farm Foundation, Board of Trustees
44. Christopher Newport College, Board of Visitors
45. Coal Research and Development Advisory Board, Virginia
46. Coal Surface Mining Reclamation Fund Advisory Board
47. College Building Authority, Virginia, Governing Board
48. College of William and Mary in Virginia, The, Board of Visitors
49. Commerce, Board of
50. Commercial Driver Training Schools, Board for
51. Commonwealth's Attorneys' Services and Training Council
51. Community Colleges, State Board for, Virginia Community College System
53. Compensation Board
54. Conservation and Historic Resources, Board of
55. Continuing Education Advisory Board
56. Contractors, State Board for
57. Corn Board, Virginia
58. Correctional Education, Board of
59. Corrections, State Board of
60. Cosmetology, Virginia Board of
61. Crime Prevention, Governor's Business and Industry Advisory Committee on
62. Criminal Justice Services Board
63. Dabney S. Lancaster Community College, Local Advisory Board to the
64. Danville Community College, Local Advisory Board to the
65. Deaf and Hard-of-Hearing, Advisory Board for the Department of the
66. Deferred Compensation Board
67. Delmarva Advisory Council
68. Dentistry, Virginia Board of
69. Development Agency, Statewide Certified, Board of Directors
70. Development Foundation, Rural Virginia
71. Eastern Shore Basin Committee
72. Disabled, Board for Rights of the
73. Eastern Shore Community College, Local Advisory Board to the
74. Economic Advisory Council, Governor's
75. Economic Development Study Commission, Southwest Virginia
76. Economists, Governor's Advisory Board of
77. Economy, Advisory Council on the Virginia
78. Education Assistance Authority, State, Board of Directors
79. Education Block Grants Advisory Committee, 1982
80. Education Commission of the States
81. Education Loan Authority, Virginia, Board of Directors
82. Education for Health Professions and Occupations, Board on
83. Education, Board of Control for Southern Regional
84. Education, State Board of
85. Education, State Council of Higher, for Virginia
86. Egg Board, Virginia
87. Elections, State Board of
88. Emergency Medical Services Advisory Board
89. Employment Commission, State Advisory Board to the Virginia
90. Energy Board, Southern States
91. Environment, Council on the
92. Equal Employment Opportunity Council, Virginia
93. Equine Center Foundation, Virginia

94. Erosion Council, Virginia Beach
95. Executive Mansion, Furnishing and Interpreting the,
Citizen Advisory Council on
96. Falls of the James Committee
97. Finance Authority, Small Business
98. Fire Board, Virginia
99. Fisheries Commission, Atlantic States Marine
100. Fisheries Commission, Potomac River
101. Food and Nutrition, Advisory Commission to the Program on
102. Forest Fire Protection Advisory Committee, Southeastern Interstate
103. Forest Fire Protection Compact, Middle-Atlantic Interstate
104. Fuel Conversion Authority, Virginia
105. Funeral Directors and Embalmers, Virginia Board of
106. Game and Inland Fisheries, Commission of
107. Geology, Virginia Board of
108. George Mason University, Board of Visitors
109. Germanna Community College, Local Advisory Board to the
110. Growth Policies Board, Southern
111. Gunston Hall Plantation, Board of Visitors
112. Gunston Hall Plantation, Board of Regents
113. Handicapped Children, Interagency Coordinating Council on Delivery of
Related Services to
114. Hazardous Waste Facility Siting Council
115. Health Coordinating Council, Statewide
116. Health Regulatory Boards, Board on
117. Health Services Cost Review Council, Virginia
118. Health, State Board of
119. Hearing Aid Dealers and Fitters, Virginia Board of
120. Hemophilia Advisory Board
121. High Technology, Policy Advisory Commission on
122. Highways and Transportation Board, State
123. Historic Landmarks Board, Virginia
124. Historical Records Advisory Board, State
125. Historical Restoration and Preservation Commission, Alexandria
126. Hospital Authority, Richmond Eye and Ear
127. Housing Development Authority, Virginia
128. Housing and Community Development, Board of
129. Human Rights Study Commission
130. Human Services Information and Referral Advisory Council
131. Humanities and Public Policy, Virginia Foundation for the
132. Indians, Council on
133. Industrial Development Services Advisory Board
134. Innovative Technology Authority, Virginia
135. Insurance Advisory Board, State
136. J. Sargeant Reynolds Community College, Local Advisory Board to the
137. James Madison University, Board of Visitors
138. James Monroe Memorial Law Office and Library, Board of Regents
139. Jamestown-Yorktown Foundation, Board of Trustees
140. Job Training Coordinating Council, Governor's
141. John Tyler Community College, Local Advisory Board to the
142. Juvenile Justice and Delinquency Prevention Council, Virginia

143. Korean-Vietnam War History Council
144. Laboratory Services Advisory Board
145. Land Evaluation Advisory Council
146. Legal Services Corporation, State Advisory Council to the National
147. Librarians, State Board for the Certification of
148. Library Board, The Virginia State Library
149. Local Debt, State Council on
150. Local Government Advisory Council
151. Local Government, Commission on
152. Long Term Care Council
153. Longwood College, Board of Visitors
154. Lord Fairfax Community College, Local Advisory Board to the
155. Lower James River/Hampton Roads Basin Committee
156. Lower Potomac River Basin Committee
157. Marine Products Board, Virginia
158. Marine Resources Commission
159. Mary Washington College, Board of Visitors
160. Medical Advisory Board, Department of Motor Vehicles
161. Medical Assistance Services, Board of
162. Medical Authority, Eastern Virginia
163. Medical Board of the Virginia Supplemental Retirement System
164. Medicare and Medicaid, Advisory Board on
165. Medicine, Virginia State Board of
166. Mental Health and Mental Retardation Board, State
167. Migrant and Seasonal Farmworkers Board
168. Military Affairs, Board of
169. Milk Commission
170. Miller School of Albemarle, Board of Trustees
171. Mine Safety Board
172. Mined Land Reclamation Advisory Committee, Governor's
173. Mines, Minerals and Energy, Board of Examiners in the Department of
174. Minority Business Enterprise, Interdepartmental Board
of the Department of
175. Motor Vehicle Dealers' Advisory Board
176. Mount Vernon, Board of Visitors to
177. Mountain Empire Community College, Local Advisory Board to the
178. Museum of Fine Arts, Virginia, Board of Trustees
179. Networking Users Advisory Board, State
180. New River Community College, Local Advisory Board to the
181. Norfolk State University, Board of Visitors
182. Northern Virginia Community College, Local Advisory Board to the
183. Northern Virginia-Potomac River Basin Committee
184. Nursing Home Administrators, State Board of Examiners for
185. Nursing, State Board of
186. Ohio River Basin Commission
187. Oil and Gas Conservation Board, Virginia
188. Old Dominion University, Board of Visitors
189. Opticians, Virginia State Board of
190. Optometry, Virginia Board of
191. Outdoor Foundation, Virginia

192. Outdoor Recreation Advisory Board
193. Parole Board, Virginia
194. Patrick Henry Community College, Local Advisory Board to the
195. Patrick Henry Memorial Commission
196. Paul D. Camp Community College, Local Advisory Board to the
197. Peanut Board, Virginia
198. Perinatal Services Advisory Board, State
199. Personnel Advisory Board
200. Pesticide Advisory Board
201. Pharmacy, State Board of
202. Physical Fitness and Sports, Governor's Council on
203. Physical Therapy to the State Board of Medicine, Advisory Board on
204. Piedmont Virginia Community College, Local Advisory Board to the
205. Pilots, Board of Commissioners to Examine
206. Plant Pollination Advisory Board
207. Pork Industry Board, Virginia
208. Port Authority, Virginia, Board of Commissioners
209. Potato Board, State Irish
210. Potato Board, State Seed
211. Potato Board, Virginia Sweet
212. Potomac River Basin, Interstate Commission on the
213. Poultry Products Board, Virginia
214. Private College Advisory Board
215. Private Security Services Advisory Board
216. Probation and Parole Supervision of Virginia, Interstate Compact
217. Produce Market Authority
218. Professional Counselors, Virginia Board of
219. Psychiatric Advisory Board
220. Psychology, Virginia Board of
221. Public Building Authority, Virginia
222. Public Buildings Board, Virginia
223. Public Records Advisory Council, State
224. Public School Authority, Virginia, Governing Board
225. Public Telecommunications Board, Virginia
226. Radford University, Board of Visitors
227. Radiation Advisory Board
228. Radioactive Waste Management Compact Commission,
Southeast Interstate Low-Level
229. Rappahannock Community College, Local Advisory Board to the
230. Rappahannock River Basin Committee
231. Real Estate Board, Virginia
232. Reciprocity Board, Department of Motor Vehicles
233. Reforestation Board
234. Refugee Advisory Council, State
235. Regulatory Reform Advisory Board, Governor's
236. Rehabilitative Services, Board of
237. Resources Authority, Virginia
238. Retirement System Review Board
239. Retirement System, Virginia Supplemental, Board of Trustees
240. Revenue Estimates, Advisory Council on
241. Rural Exposition, Atlantic, Committee on

242. Safety and Health Codes Board
243. Sanitation District Commission, Hampton Roads
244. Scenic River Advisory Board, Goose Creek
245. Scenic River Advisory Board, Appomattox
246. Scenic River Advisory Board, Nottoway
247. Scenic River Advisory Board, Catoctin Creek
248. Scenic River Advisory Board, Shenandoah State
249. Scenic River Advisory Committee, Rappahannock State
250. Scenic River Advisory Committee, St. Mary's
251. Scenic River Advisory Committee, Staunton
252. Science Museum of Virginia, The, Board of Trustees
253. Seed Board, State Certified
254. Sewage Handling and Disposal Appeal Review Board, State Health Department
255. Shenandoah River Basin Committee
256. Small Business, Governor's Committee on
257. Social Services, Board of
258. Social Work, Virginia Board of
259. Soil and Water Conservation Board, Virginia
260. Southwest Community College, Local Advisory Board to the
261. Soybean Board, Virginia
262. Substance Abuse Certification Board
263. Surface Mining Review, Board of
264. Teacher Education Advisory Board
265. Thomas Nelson Community College, Local Advisory Board to the
266. Tidewater Community College, Local Advisory Board to the
267. Tobacco Board, Virginia Bright Flue-Cured
268. Tobacco Board, Virginia Dark-Fired
269. Tourism and Travel Services Advisory Board
270. Toxic Substances Advisory Board
271. Transit Commission, Washington Metropolitan Area
272. Transplant Council, Virginia
273. Transportation Advisory Council, Virginia
274. Transportation Safety, Board of
275. Treasury Board, The, Department of the Treasury
276. Truck and Ornamentals Research Station, Virginia,
Board of Directors
277. United States Constitution, Virginia Commission on the
Bicentennial of the
278. University of Virginia, Board of Visitors
278. Veterinary Medicine, Virginia Board of
280. Virginia Commonwealth University, Board of Visitors
281. Virginia Fuel Commission
282. Virginia Highlands Community College, Local Advisory Board to the
283. Virginia Military Institute, Board of Visitors
284. Virginia Polytechnic Institute and State University, Board of Visitors
285. Virginia State University, Board of Visitors
286. Virginia Western Community College, Local Advisory Board to the
287. Visually Handicapped, Board for the
288. Vocational Education, Virginia Advisory Council on
289. Voluntary Formulary Board, Virginia
290. Volunteerism, Advisory Board for the Department of

291. War Memorial Board, Virginia
292. Water Control Board, State
293. Water Resources Research Center Statewide Advisory Board, Virginia
294. Water Sanitation Commission, Ohio River Valley
295. Water and Wastewater Works Operators, Board for the Certification of
296. Well Review Board, Virginia
297. Winegrowers Advisory Board, Virginia
298. Women, Council on the Status of
299. Wytheville Community College, Local Advisory Board to the
300. York River Basin Committee

APPENDIX D

PROPOSED STANDARD CLASSIFICATION LEGISLATION

A bill to amend the Code of Virginia by adding three sections numbered 9-6.25.1, 9-6.25.2 and 9-6.25.3 relating to the classification of executive branch boards, commissions and councils.

Be it enacted by the General Assembly:

1. That Section 9-6.25 of the Code of Virginia is amended and reenacted by adding a subsection numbered 9-6.25.1 as follows:

Section 9-6.25.1. Advisory Boards, Commissions and Councils.---
There shall be, in addition to such others as may be designated in accordance with Section 9-6.25, the following advisory boards, commissions and councils within the executive branch:

1. Advisory Board for the Department of Volunteerism
2. Advisory Board for the Department for Children
3. Advisory Board for the Department of the Deaf and Hard-of-Hearing
4. Advisory Board of Aging
5. Advisory Board on Child Abuse and Neglect
6. Advisory Board on Medicare and Medicaid
7. Advisory Board on Physical Therapy to the State Board of Medicine
8. Advisory Council on Revenue Estimates
9. Appomattox Scenic River Advisory Board
10. Art and Architectural Review Board
11. Board of Conservation and Historic Resources
12. Board of Directors, Virginia Truck and Ornamentals
Research Station
13. Board of Military Affairs
14. Board of Transportation Safety
15. Board of Visitors, Gunston Hall Plantation
16. Board on Education for Health Professions and Occupations
17. Boating Advisory Board
18. Catoctin Creek Scenic River Advisory Board
19. Cave Board
20. Coal Surface Mining Reclamation Fund Advisory Board
21. Continuing Education Advisory Board
22. Council on Indians
23. Council on the Status of Women
24. Emergency Medical Services Advisory Board
25. Falls of the James Committee
26. Goose Creek Scenic River Advisory Board
27. Governor's Council on Alcohol and Drug Abuse Problems

28. Governor's Mined Land Reclamation Advisory Committee
29. Handicapped Children, Interagency Coordinating Council on Delivery of Related Services to
30. Hemophilia Advisory Board
31. Human Services Information and Referral Advisory Council
32. Industrial Development Services Advisory Board
33. Interdepartmental Board of the Department of
Minority Business Enterprise
34. Korean-Vietnam War History Council
35. Laboratory Services Advisory Board
36. Land Evaluation Advisory Council
37. Local Advisory Board to the Blue Ridge Community College
38. Local Advisory Board to the Central Virginia Community College
39. Local Advisory Board to the Dabney S. Lancaster Community College
40. Local Advisory Board to the Danville Community College
41. Local Advisory Board to the Eastern Shore Community College
42. Local Advisory Board to the Germanna Community College
43. Local Advisory Board to the J. Sargeant Reynolds
Community College
44. Local Advisory Board to the John Tyler Community College
45. Local Advisory Board to the Lord Fairfax Community College
46. Local Advisory Board to the Mountain Empire Community College
47. Local Advisory Board to the New River Community College
48. Local Advisory Board to the Northern Virginia Community College
49. Local Advisory Board to the Patrick Henry Community College
50. Local Advisory Board to the Paul D. Camp Community College
51. Local Advisory Board to the Piedmont Virginia Community College
52. Local Advisory Board to the Rappahannock Community College
53. Local Advisory Board to the Southwest Community College
54. Local Advisory Board to the Thomas Nelson Community College
55. Local Advisory Board to the Tidewater Community College
56. Local Advisory Board to the Virginia Highlands Community College
57. Local Advisory Board to the Virginia Western Community College
58. Local Advisory Board to the Wytheville Community College
59. Local Government Advisory Council
60. Long Term Care Council
61. Medical Advisory Board, Department of Motor Vehicles
62. Medical Board of the Virginia Supplemental Retirement System
63. Migrant and Seasonal Farmworkers Board
64. Mine Safety Board
65. Motor Vehicle Dealers' Advisory Board
66. Nottoway Scenic River Advisory Board
67. Outdoor Recreation Advisory Board
68. Personnel Advisory Board
69. Pesticide Advisory Board
70. Plant Pollination Advisory Board
71. Private College Advisory Board
72. Private Security Services Advisory Board
73. Psychiatric Advisory Board

74. Radiation Advisory Board
75. Rappahannock State Scenic River Advisory Committee
76. Reforestation Board
77. Retirement System Review Board
78. Shenandoah State Scenic River Advisory Board
79. St. Mary's Scenic River Advisory Committee
80. State Advisory Board on Air Pollution
81. State Advisory Board to the Virginia Employment Commission
82. State Building Code Technical Review Board
83. State Council on Local Debt
84. State Insurance Advisory Board
85. State Networking Users Advisory Board
86. State Perinatal Services Advisory Board
87. State Public Records Advisory Council
88. Staunton Scenic River Advisory Committee
89. Teacher Education Advisory Board
90. Tourism and Travel Services Advisory Board
91. Toxic Substances Advisory Board
92. Virginia Coal Research and Development Advisory Board
93. Virginia Commission for the Arts
94. Virginia Commission on the Bicentennial of the
United States Constitution
95. Virginia Equal Employment Opportunity Council
96. Virginia Public Buildings Board
97. Virginia Soil and Water Conservation Board
98. Virginia Transplant Council
99. Virginia Transportation Advisory Council
100. Virginia War Memorial Board
101. Virginia Water Resources Research Center
Statewide Advisory Board
102. Virginia Winegrowers Advisory Board

2. That Section 9-6.25 of the Code of Virginia is amended and reenacted by adding a subsection numbered 9-6.25.2 as follows:

Section 9-6.25.2. Policy Boards, Commissions and Councils.-- There shall be, in addition to such others as may be designated in accordance with Section 9-6.25, the following policy boards, commissions and councils:

1. Apprenticeship Council
2. Auctioneers Board
3. Board for Commercial Driver Training Schools
4. Board for Rights of the Disabled
5. Board for the Certification of Water and Wastewater
Works Operators

6. Board for the Visually Handicapped
7. Board of Agriculture and Consumer Service
8. Board of Barber Examiners
9. Board of Commerce
10. Board of Correctional Education
11. Board of Directors, State Education Assistance Authority
12. Board of Examiners in the Department of Mines,
Minerals and Energy
13. Board of Housing and Community Development
14. Board of Medical Assistance Services
15. Board of Rehabilitative Services
16. Board of Social Services
17. Board of Surface Mining Review
18. Board on Conservation and Development of Public Beaches
19. Board on Health Regulatory Boards
20. Commission on Local Government
21. Council on the Environment
22. Criminal Justice Services Board
23. Deferred Compensation Board
24. Hazardous Waste Facility Siting Council
25. Interdepartmental Council on Rate-setting for
Children's Facilities
26. Library Board, The Virginia State Library
27. Marine Resources Commission
28. Milk Commission
29. Reciprocity Board, Department of Motor Vehicles
30. Safety and Health Codes Board
31. State Air Pollution Control Board
32. State Board for Contractors
33. State Board for the Certification of Librarians
34. State Board of Accountancy
35. State Board of Architects, Professional Engineers,
Land Surveyors and Certified Landscape Architects
36. State Board of Corrections
37. State Board of Elections
38. State Board of Examiners for Nursing Home Administrators
39. State Board of Health
40. State Board of Nursing
41. State Health Department, Sewage Handling and Disposal Appeal
Review Board
42. State Highways and Transportation Board
43. State Mental Health and Mental Retardation Board
44. State Seed Potato Board
45. State Water Control Board
46. Statewide Health Coordinating Council
47. Substance Abuse Certification Board
48. The Treasury Board, Department of the Treasury
49. Virginia Athletic Board
50. Virginia Aviation Board
51. Virginia Board of Cosmetology

52. Virginia Board of Dentistry
53. Virginia Board of Examiners for Audiology and
Speech Pathology
54. Virginia Board of Funeral Directors and Embalmers
55. Virginia Board of Geology
56. Virginia Board of Hearing Aid Dealers and Fitters
57. Virginia Board of Professional Counselors
58. Virginia Board of Psychology
59. Virginia Board of Social Work
60. Virginia Fire Board
61. Virginia Health Services Cost Review Council
62. Virginia Historic Landmarks Board
63. Virginia Oil and Gas Conservation Board
64. Virginia Parole Board
65. Virginia Public Telecommunications Board
66. Virginia Real Estate Board
67. Virginia State Board of Medicine
68. Virginia State Board of Opticians
68. Virginia Voluntary Formulary Board
70. Virginia Well Review Board

3. That Section 9-6.25 of the Code of Virginia is amended and reenacted by adding a subsection numbered 9-6.25.3 as follows:

Section 9-6.25.3 Supervisory Boards.--- There shall be, in addition to such others as may be designated in accordance with Section 9-6.25, the following supervisory boards:

1. Alcoholic Beverage Control Board
2. Board of Commissioners to Examine Pilots
3. Board of Commissioners, Virginia Port Authority
4. Board of Directors, Virginia Education Loan Authority
5. Board of Regents, Gunston Hall Plantation
6. Board of Regents, James Monroe Memorial Law Office and Library
7. Board of Trustees, Chippokes Plantation Farm Foundation
8. Board of Trustees, Jamestown-Yorktown Foundation
9. Board of Trustees, The Science Museum of Virginia
10. Board of Trustees, Virginia Museum of Fine Arts
11. Board of Trustees, Virginia Supplemental Retirement System
12. Board of Visitors, Christopher Newport College
13. Board of Visitors, George Mason University
14. Board of Visitors, James Madison University
15. Board of Visitors, Longwood College
16. Board of Visitors, Mary Washington College
17. Board of Visitors, Norfolk State University
18. Board of Visitors, Old Dominion University
19. Board of Visitors, Radford University
20. Board of Visitors, The College of William and Mary in Virginia
21. Board of Visitors, University of Virginia

22. Board of Visitors, Virginia Commonwealth University
23. Board of Visitors, Virginia Military Institute
24. Board of Visitors, Virginia Polytechnic Institute and State University
25. Board of Visitors, Virginia State University
26. Commission of Game and Inland Fisheries
27. Commonwealth's Attorneys' Services and Training Council
28. Compensation Board
29. Governing Board, Virginia College Building Authority
30. Governing Board, Virginia Public School Authority
31. State Board for Community Colleges, Virginia Community College System
32. State Board of Education
33. State Board of Pharmacy
34. State Certified Seed Board
35. State Council of Higher Education for Virginia
36. Virginia Agricultural Council
37. Virginia Board of Optometry
38. Virginia Board of Veterinary Medicine
39. Virginia Bright Flue-Cured Tobacco Board
40. Virginia Cattle Industry Board
41. Virginia Corn Board
42. Virginia Dark-Fired Tobacco Board
43. Virginia Egg Board
44. Virginia Marine Products Board
45. Virginia Peanut Board
46. Virginia Pork Industry Board
47. Virginia Soybean Board
48. Virginia State Apple Board
49. Virginia Sweet Potato Board

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