

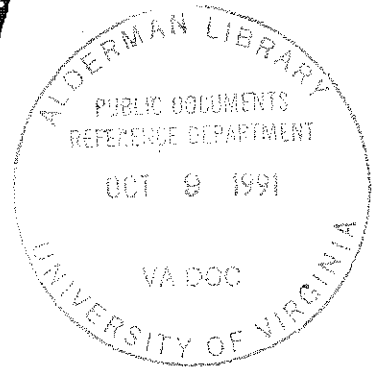
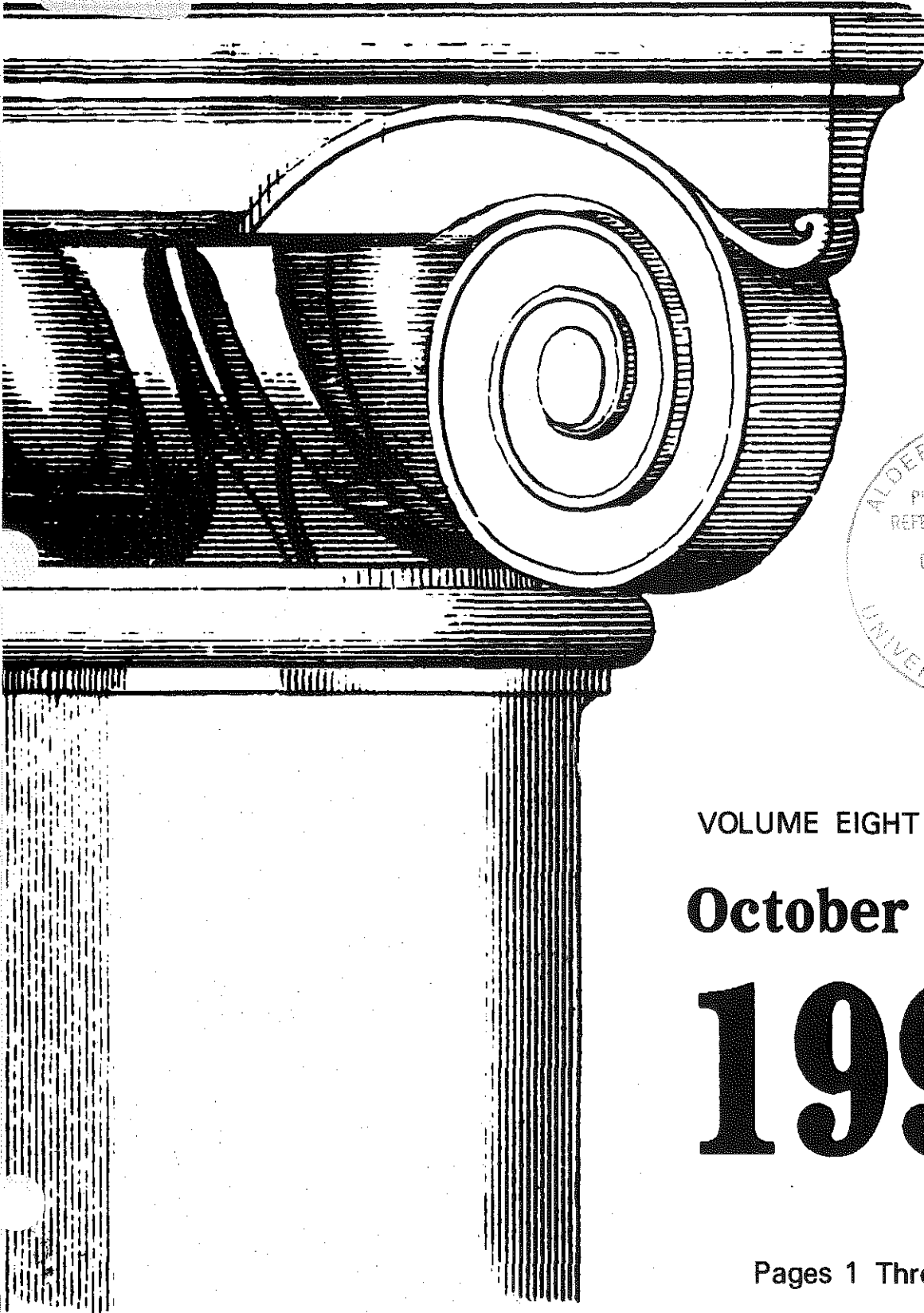
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# THE VIRGINIA REGISTER

OF REGULATIONS

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VOLUME EIGHT • ISSUE ONE

October 7, 1991

# 1991

Pages 1 Through 106

## VIRGINIA REGISTER

The *Virginia Register* is an official state publication issued every other week throughout the year. Indexes are published quarterly, and the last index of the year is cumulative.

The *Virginia Register* has several functions. The full text of all regulations, both as proposed and as finally adopted or changed by amendment are required by law to be published in the *Virginia Register of Regulations*.

In addition, the *Virginia Register* is a source of other information about state government, including all Emergency Regulations issued by the Governor, and Executive Orders, the *Virginia Tax Bulletin* issued periodically by the Department of Taxation, and notices of all public hearings and open meetings of state agencies.

### ADOPTION, AMENDMENT, AND REPEAL OF REGULATIONS

An agency wishing to adopt, amend, or repeal regulations must first publish in the *Virginia Register* a notice of proposed action; a basis, purpose, impact and summary statement; a notice giving the public an opportunity to comment on the proposal, and the text of the proposed regulations.

Under the provisions of the Administrative Process Act, the Registrar has the right to publish a summary, rather than the full text, of a regulation which is considered to be too lengthy. In such case, the full text of the regulation will be available for public inspection at the office of the Registrar and at the office of the promulgating agency.

Following publication of the proposal in the *Virginia Register*, sixty days must elapse before the agency may take action on the proposal.

During this time, the Governor and the General Assembly will review the proposed regulations. The Governor will transmit his comments on the regulations to the Registrar and the agency and such comments will be published in the *Virginia Register*.

Upon receipt of the Governor's comment on a proposed regulation, the agency (i) may adopt the proposed regulation, if the Governor has no objection to the regulation; (ii) may modify and adopt the proposed regulation after considering and incorporating the Governor's suggestions, or (iii) may adopt the regulation without changes despite the Governor's recommendations for change.

The appropriate standing committee of each branch of the General Assembly may meet during the promulgation or final adoption process and file an objection with the *Virginia Registrar* and the promulgating agency. The objection will be published in the *Virginia Register*. Within twenty-one days after receipt by the agency of a legislative objection, the agency shall file a response with the Registrar, the objecting legislative Committee, and the Governor.

When final action is taken, the promulgating agency must again publish the text of the regulation, as adopted, highlighting and explaining any substantial changes in the final regulation. A thirty-day final adoption period will commence upon publication in the *Virginia Register*.

The Governor will review the final regulation during this time and if he objects, forward his objection to the Registrar and the agency. His objection will be published in the *Virginia Register*. If the Governor finds that changes made to the proposed regulation are substantial, he may suspend the regulatory process for thirty days and require the agency to solicit additional public comment on the substantial changes.

A regulation becomes effective at the conclusion of this thirty-day final adoption period, or at any other later date specified by the promulgating agency, unless (i) a legislative objection has been filed, in which event the regulation, unless withdrawn, becomes effective on the date specified, which shall

be after the expiration of the twenty-one day extension period; or (ii) the Governor exercises his authority to suspend the regulatory process for solicitation of additional public comment, in which event the regulation, unless withdrawn, becomes effective on the date specified which date shall be after the expiration of the period for which the Governor has suspended the regulatory process.

Proposed action on regulations may be withdrawn by the promulgating agency at any time before final action is taken.

### EMERGENCY REGULATIONS

If an agency determines that an emergency situation exists, it then requests the Governor to issue an emergency regulation. The emergency regulation becomes operative upon its adoption and filing with the Registrar of Regulations, unless a later date is specified. Emergency regulations are limited in time and cannot exceed a twelve-months duration. The emergency regulations will be published as quickly as possible in the *Virginia Register*.

During the time the emergency status is in effect, the agency may proceed with the adoption of permanent regulations through the usual procedures (See "Adoption, Amendment, and Repeal of Regulations," above). If the agency does not choose to adopt the regulations, the emergency status ends when the prescribed time limit expires.

### STATEMENT

The foregoing constitutes a generalized statement of the procedures to be followed. For specific statutory language, it is suggested that Article 2 of Chapter 1.1:1 (§§ 9-6.14:6 through 9-6.14:9) of the Code of Virginia be examined carefully.

### CITATION TO THE VIRGINIA REGISTER

The *Virginia Register* is cited by volume, issue, page number, and date. 1:3 V.A.R. 75-77 November 12, 1984 refers to Volume 1, Issue 3, pages 75 through 77 of the *Virginia Register* issued on November 12, 1984.

"The *Virginia Register of Regulations*" (USPS-001831) is published bi-weekly, except four times in January, April, July and October for \$100 per year by the Virginia Code Commission, General Assembly Building, Capitol Square, Richmond, Virginia 23219. Telephone (804) 786-3591. Second-Class Postage Rates Paid at Richmond, Virginia. **POSTMASTER:** Send address changes to the *Virginia Register of Regulations*, 910 Capitol Street, 2nd Floor, Richmond, Virginia 23219.

The *Virginia Register of Regulations* is published pursuant to Article 7 of Chapter 1.1:1 (§ 9-6.14:2 et seq.) of the Code of Virginia. Individual copies are available for \$4 each from the Registrar of Regulations.

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**Staff of the Virginia Register:** Joan W. Smith, Registrar of Regulations; Ann M. Brown, Deputy Registrar of Regulations.

VIRGINIA REGISTER OF REGULATIONS

PUBLICATION DEADLINES AND SCHEDULES

July 1991 through September 1992

MATERIAL SUBMITTED BY                      PUBLICATION DATE  
Noon Wednesday

June 26	July 15
July 10	July 29
July 24	Aug. 12
Aug. 7	Aug. 26
Aug. 21	Sept. 9
Sept. 4	Sept. 23
Final Index - Volume 7	

Volume 8 - 1991-92

Sept. 18	Oct. 7
Oct. 2	Oct. 21
Oct. 16	Nov. 4
Oct. 30	Nov. 18
Nov. 13	Dec. 2
Nov. 27	Dec. 16
Dec. 11	Dec. 30
Index 1 - Volume 8	

Dec. 24 (Tuesday)	Jan. 13, 1992
Jan. 8	Jan. 27
Jan. 22	Feb. 10
Feb. 5	Feb. 24
Feb. 19	Mar. 9
Mar. 4	Mar. 23
Index 2 - Volume 8	

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Apr. 1	Apr. 20
Apr. 15	May 4
Apr. 29	May 18
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# NOTICES OF INTENDED REGULATORY ACTION

## Symbol Key †

† Indicates entries since last publication of the Virginia Register

### STATE AIR POLLUTION CONTROL BOARD

#### † Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the State Air Pollution Control Board intends to consider amending regulations entitled: **VR 120-01. Regulations for the Control and Abatement of Air Pollution.** The purpose of the proposed standards (Rule 4-4, Appendix P) is to require the owner/operator of a specified source to limit VOC and NOx emissions to a level resultant from the use of reasonably available control technology and necessary for the protection of public health and welfare. The purpose of the proposed reporting regulation (§ 120-02-31) is to require the owner/operator to report the levels of emissions from the source in order to assess compliance with emission and air quality standards.

A public meeting will be held on November 13, 1991, at 10 a.m. in House Committee Room 1, State Capitol Building, Richmond, Virginia, to receive input on the development of the proposed regulation.

Statutory Authority: § 10.1-1308 of the Code of Virginia.

Written comments may be submitted until November 13, 1991, to Director of Program Development, Department of Air Pollution Control, P. O. Box 10089, Richmond, VA 23240.

Contact: Ellen P. Snyder, Policy Analyst, Department of Air Pollution Control, P. O. Box 10089, Richmond, VA 23240, telephone (804) 786-0177.

#### † Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the State Air Pollution Control Board intends to consider amending regulations entitled: **VR 120-01. Regulations for the Control and Abatement of Air Pollution.** The purpose of the proposed amendment to Part VIII is to require the owner of the proposed new or expanded facility to provide such information as may be needed to enable the agency to conduct a preconstruction review in order to determine compliance with applicable new source performance standards and to assess the impact of the emissions from the facility on air quality. The amendment also provides the basis for the agency's final action (approval or disapproval) on the permit depending upon the results of the preconstruction review.

A public meeting will be held on December 10, 1991, at

10 a.m. in House Committee Room 1, State Capitol Building, Richmond, Virginia, to receive input on the development of the proposed regulation.

Statutory Authority: § 10.1-1308 of the Code of Virginia.

Written comments may be submitted until December 10, 1991, to Director of Program Development, Department of Air Pollution Control, P. O. Box 10089, Richmond, VA 23240.

Contact: Nancy S. Saylor, Policy Analyst, Department of Air Pollution Control, P. O. Box 10089, Richmond, VA 23240, telephone (804) 786-1249.

#### † Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the State Air Pollution Control Board intends to consider amending regulations entitled: **VR 120-01. Regulations for the Control and Abatement of Air Pollution.** The purpose of the proposed amendment to Rule 4-37 is to require the owner/operator of a petroleum liquid storage and transfer facility to install and operate a vapor control and recovery system for VOC emissions, such that resultant ozone concentrations in the ambient air may be reduced to levels which are necessary for the protection of public health and welfare.

A public meeting will be held on December 11, 1991, at 10 a.m. in House Committee Room 1, State Capitol Building, Richmond, Virginia, to receive input on the development of the proposed regulation.

Statutory Authority: § 10.1-1308 of the Code of Virginia.

Written comments may be submitted until December 11, 1991, to Director of Program Development, Department of Air Pollution Control, P. O. Box 10089, Richmond, VA 23240.

Contact: Ellen P. Snyder, Policy Analyst, Division of Program Development, Department of Air Pollution Control, P. O. Box 10089, Richmond, VA 23240, telephone (804) 786-0177.

### DEPARTMENT OF CORRECTIONS (STATE BOARD OF)

#### Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the Board of Corrections intends to consider amending regulations

# Notices of Intended Regulatory Action

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entitled: **VR 230-30-005. Guide for Minimum Standards in Design and Construction of Jail Facilities.** The purpose of the proposed action is to establish minimum standards for jail construction and renovation in order to qualify for state reimbursement of allowable construction costs.

Statutory Authority: §§ 53.1-5 and 53.1-68 of the Code of Virginia.

Written comments may be submitted until November 1, 1991.

Contact: Mike Howerton, Chief of Operations, Community Corrections, 6900 Atmore Drive, Richmond, VA 23225, telephone (804) 674-3251.

## Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the Board of Corrections intends to consider amending regulations entitled: **VR 230-30-008. Regulations for State Reimbursement of Local Correctional Facility Construction Costs.** The purpose of the proposed action is to establish guidelines in the evaluation of local correctional facilities request for state reimbursement of facility construction costs and to establish priorities for construction funds available.

Statutory Authority: §§ 53.1-5 and 53.1-80 of the Code of Virginia.

Written comments may be submitted until November 1, 1991.

Contact: Mike Howerton, Chief of Operations, Community Corrections, 6900 Atmore Drive, Richmond, VA 23225, telephone (804) 674-3251.

## DEPARTMENT OF CRIMINAL JUSTICE SERVICES (BOARD OF)

### Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the Criminal Justice Services Board intends to consider promulgating regulations entitled: **Rules Relating to Forfeited Drug Asset Sharing Program.** The purpose of the proposed action is to establish certain procedures for the reporting and disposition of forfeited drug assets and the administration of the Forfeited Drug Asset Sharing Program.

Statutory Authority: §§ 19.2-386.4, 19.2-386.10 and 19.2-386.14 of the Code of Virginia.

Written comments may be submitted until 5 p.m., October 18, 1991.

Contact: Paula Scott, Staff Assistant to the Director, 805 E Broad St., 10th Floor, Richmond, VA 23219, telephone (804) 786-4000.

## DEPARTMENT FOR THE DEAF AND HARD OF HEARING

### Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the Department for the Deaf and Hard of Hearing intends to consider amending regulations entitled: **VR 245-02-01. Regulations Governing Eligibility Standards and Application Procedures for the Distribution of Telecommunications Equipment.** The purpose of the proposed action is to ensure department ownership of telecommunications equipment which individually has a value or cost of \$5,000 or more as per criteria established by the State Comptroller's Office and the Department of Accounts and to update regulations as needed. Consideration is being given to including an expanded range of telecommunications equipment.

Statutory Authority: § 63.1-85.4 of the Code of Virginia.

Written comments may be submitted until October 23, 1991.

Contact: Kathy E. Vesley, Deputy Director, Department for the Deaf and Hard of Hearing, Washington Building Capitol Square, 1100 Bank Street, 12th Floor, Richmond, VA 23219-3640, telephone (804) 225-2570 or toll-free 1-800-552-7917/TDD ☎

## DEPARTMENT OF EDUCATION (STATE BOARD OF)

### Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the Board of Education intends to consider promulgating regulations entitled: **Report of Acts of Violence and Substance Abuse in Schools.** The purpose of the proposed action is to provide a format and reporting date for local school divisions to report to the Department of Education certain acts of violence and substance abuse on school property, school buses, or at school-sponsored events.

Statutory Authority: §§ 22.1-65 and 22.1-280.1 of the Code of Virginia.

Written comments may be submitted until October 10, 1991.

Contact: H. Douglas Cox, Principal Specialist, Virginia Department of Education, P.O. Box 6Q, Richmond, Virginia 23216, telephone (804) 225-2871.

### Notice of Intended Regulatory Action

# Notices of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the Board of Education intends to consider amending regulations entitled: **VR 270-01-0012. Standards for Accrediting Public Schools in Virginia.** The purpose of the proposed action is to provide minimum standards to give guidance and direction to assist schools in their continuing efforts to offer educational programs to meet the needs, interests, and aspirations of all students. The amendments are necessary to reflect changes in the missions of the Board of Education and the Department of Education. The board is also adopting new goals as part of the Standards of Quality.

Statutory Authority: §§ 22.1-19 and 22.1-253.13:3 (B) of the Code of Virginia.

Written comments may be submitted until December 30, 1991.

Contact: Ms. Lin Corbin-Howerton, Lead Policy Analysts, Virginia Department of Education, P.O. Box 6Q, Richmond, Virginia 23216, telephone (804) 225-2092, (804) 225-2543 or toll-free 1-800-292-3820.

## DEPARTMENT OF MINORITY BUSINESS ENTERPRISE

### Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the Department of Minority Business Enterprise intends to consider promulgating regulations entitled: **Regulations to Govern the Certification of Minority Business Enterprise.** The purpose of the proposed action is to establish requirements for the certification of a for profit business entity as a bonafide minority business enterprise.

Statutory Authority: § 2.1-64.35:8 of the Code of Virginia.

Written comments may be submitted until October 24, 1991.

Contact: Garland W. Curtis, Deputy Director, Department of Minority Business Enterprise, 200-202 N. 9th Street, 11th Floor, Richmond, Virginia 23219, telephone (804) 786-5560 or toll-free 1-800-223-0671.

## DEPARTMENT OF MOTOR VEHICLES

### Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the Department of Motor Vehicles intends to consider amending regulations entitled: **VR 495-10-9001. Commercial Driver Training School Regulations.** The purpose of the proposed action is to propose revisions which are intended to provide closer administrative oversight authority of the schools' activities.

Under the current regulations, DMV has been unable to ensure consumer protection. Additionally, DMV has been unable to enforce the basic provisions of the current regulations.

Statutory Authority: §§ 46.2-203 and 46.2-1703 of the Code of Virginia.

Written comments may be submitted until October 7, 1991.

Contact: Mark E. Smith, Program Manager, Department of Motor Vehicles, P.O. Box 27412, Richmond, VA 23269, telephone (804) 367-2447.

## DEPARTMENT OF SOCIAL SERVICES (BOARD OF)

### Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the Board of Social Services intends to consider promulgating regulations entitled: **Child Day Care Policy.** The purpose of the proposed action is to provide the Department of Social Services with basic policy and operating principles in the provisions of child day care services.

Statutory Authority: §§ 63.1-33.17, 63.1-33.24, 63.1-55 and 63.1-148 of the Code of Virginia.

Written comments may be submitted until October 31, 1991, to Bennet Greenberg, Program Manager, Child Day Care, 8007 Discovery Drive, Richmond, Virginia 23229-8699.

Contact: Peggy Friedenber, Legislative Analyst, Department of Social Services, Bureau of Governmental Affairs, 8007 Discovery Dr., Richmond, VA 23229-8699, telephone (804) 662-9217.

## STATE WATER CONTROL BOARD

### † Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the State Water Control Board intends to consider promulgating regulations entitled: **VR 680-14-09. Virginia Pollutant Discharge Elimination System (VPDHS) General Permit Regulation for Domestic Sewage Discharges Less Than or Equal to 1,000 Gallons Per Day.** The purpose of the proposed action is to promulgate the emergency regulations which became effective on July 12, 1991, as permanent regulations.

General permits may be issued for categories of dischargers that (i) involve the same or similar types of operations; (ii) discharge the same or similar types of wastes; (iii) require the same effluent limitations or operating conditions; and (iv) require the same or similar monitoring. This general permit will cover the category of



# Notices of Intended Regulatory Action

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small domestic sewage treatment plants which are designed to treat up to 1,000 gallons per day. These treatment plants are typically installed at individual homes when central sewer is not available and the soil conditions prohibit the use of septic tanks and drainfields. They may also be installed to treat domestic sewage from duplexes, churches, gas stations, etc., where sewage flow is low and other treatment alternative are not available. These treatment plants have minimal impact on water quality.

As with an individual permit, the effluent limits in the general permit will be set to protect the quality of the waters receiving the discharge. Also, no discharge would be covered by the general permit unless the local governing body has certified that the facility complies with all applicable zoning and planning ordinances.

Adoption of these regulations as permanent regulations will allow for the continuation of the benefits derived from the emergency regulations. There are approximately 1,000 individual VPDES permits in effect for discharges in this category. These permittees could qualify for coverage under the proposed general permit. Coverage under the general permit would reduce the paper work, time and expense involved in obtaining a permit for the dischargers in this category. Adoption of the proposed regulations would also reduce the manpower needed by the Water Control Board for permitting these discharges. This would allow the agency to devote more resources to permitting other sources with greater potential for adverse water quality impacts.

The agency is soliciting comments from the regulated community on the specific impact of the proposed regulatory actions.

A public meeting will be held to receive views and comments and to answer questions of the public (See Calendar of Events Section).

Applicable laws and regulations include the State Water Control Law, the Clean Water Act, and the Permit Regulation (VR 680-14-01).

Statutory Authority: § 62.1-44.15 of the Code of Virginia.

Written comments may be submitted until November 8, 1991.

Contact: Richard Ayers, Office of Water Resources Management, State Water Control Board, P. O. Box 11143, Richmond, VA 23230, telephone (804) 527-5059.

## † Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the State Water Control Board intends to consider promulgating regulations entitled: **VR 680-14-10. Virginia Pollutant Discharge Elimination System (VPDHS) General Permit Regulation for Discharges from Molluscan Shellfish and Crustacea**

**Processing Establishments.** The purpose of the proposed action is to adopt a general permit to cover the category of discharges which are generated by seafood packing houses.

General permits may be issued for categories of dischargers that (i) involve the same or similar types of operations; (ii) discharge the same or similar types of wastes; (iii) require the same effluent limitations or operating conditions; and (iv) require the same or similar monitoring. As with an individual permit, the effluent limits in the general permit will be set to protect the quality of the waters receiving the discharge. Also, no discharge would be covered by the general permit unless the local governing body has certified that the facility complies with all applicable zoning and planning ordinances.

Under this proposal the category, or series of categories, of discharges to be covered by proposed general permit regulations is the category of discharges which are generated by seafood packing houses. The facilities covered by this general permit may produce a variety of final products; however, their wastes are similar in nature and can be covered by the same general permit. The covered facilities would be those processors of various shellfish and crustacean seafoods which produce minimal volumes of wastewaters and whose wastes are not considered to be significant threats to water quality. Seafood processing discharges which are believed to impact water quality would be required to obtain individual VPDES permits, rather than be covered by this general permit. This permit would only cover industrial wastes associated with the operation of small facilities. Discharges of sanitary wastes would not be authorized by this permit.

The State Water Control Board recognizes the potential for developing general permits for other categories of discharges which are currently required to obtain individual VPDES permits. The board is also soliciting comments from the public on specific categories which the public feels are more appropriately covered by a general permit.

Adoption of these regulations will allow for the streamlining of the VPDES permit process as it relates to the covered categories of discharges. Coverage under the general permit would reduce the paper work and expense of obtaining a permit for the dischargers in these categories. It will also reduce the time currently required to obtain coverage under the VPDES permitting system. The seafood processors must have a valid permit from the State Water Control Board prior to receiving Certificates of Inspection from the State Health Department. Delays in issuance of a permit from the board may have serious economic impacts on this industrial category. Adoption of the proposed regulation would reduce the manpower needed by the State Water Control Board for permitting these discharges. This would allow the agency to devote more resources to permitting other sources with greater

# Notices of Intended Regulatory Action

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potential for adverse water quality impacts.

In addition, the agency is soliciting comments from the regulated community on the specific impact of the proposed regulatory actions.

The board will hold a public meeting to receive views and comments and to answer questions of the public (See Calendar of Events Section).

Applicable laws and regulations include the State Water Control Law, the Clean Water Act, § 6 2 of the Permit Regulation (VR 680-14-01).

Statutory Authority: § 62.1-44.15 of the Code of Virginia.

Written comments may be submitted until November 8, 1991.

Contact: Richard Ayers, Office of Water Resources Management, State Water Control Board, P. O. Box 11143, Richmond, VA 23230, telephone (804) 527-5059.

## † Notice of Intended Regulatory Action

Notice is hereby given in accordance with this agency's public participation guidelines that the State Water Control Board intends to consider promulgating regulations entitled: **VR 680-14-11. Corrective Action Plan General Permit for Underground Storage Tanks.** The purpose of the proposed action is to adopt a general permit to establish standard language for the various methods of remediation associated with underground storage tank releases.

Whenever a release from an underground storage tank system is identified, certain activities are required of the owners and operators of the system. These activities are governed by VR 680-13-02, Underground Storage Tanks: Technical Standards and Corrective Action Requirements. Among the required activities are immediate pollution abatement steps, a site assessment, a risk assessment and a remediation assessment. Based on the information gathered, the board may require the owner and operator to submit a corrective action plan for responding to the pollution situation. Owners and operators are then required to obtain a Corrective Action Plan (CAP) Permit in order to implement the remediation activities of the corrective action plan.

The intent of these proposed general permit regulations is to establish standard language for the various methods of remediation associated with underground storage tank releases. Final remediation goals will be established through the corrective action plan for the individual site. Those corrective action plans are not intended to be specified in these regulations. They would be incorporated by reference into the CAP General Permit. This would involve a separate public participation requirement in accordance with the UST Regulation (VR 680-13-02).

The remediation activities needed to restore the

environment at these sites will be determined on a case-by-case basis. Some of them will require a permit to discharge treated ground water to surface waters. The proposed general permit will establish effluent limitations and monitoring requirements for these discharges of treated ground water. As with an individual VPDES permit, the effluent limits in the general permit will be set to protect the quality of the waters receiving the discharge. Remediation at other sites may involve pollution management activities which do not result in surface water discharges. Those treatment technologies and applicable monitoring requirements would also be established in the general permit.

Adoption of these regulations will allow for the streamlining of the permit process as it relates to the covered categories of discharges. Coverage under the general permit would reduce the paper work and expense of obtaining a permit for the owners and operators in this category. It will also reduce the time currently required to obtain coverage under the VPDES permitting system. This could be of some environmental significance when delays in obtaining a CAP permit result in delays in the initiation of ground water remediation efforts. Of the over 60,000 registered underground storage tanks in Virginia, up to 9,000 are expected to report some sort of leak during their lifetimes. The Water Control Board currently is working with owners of approximately 2,500 leaking underground storage tanks and the number of sites is growing at the rate of over 50 per month. Adoption of the proposed regulation would reduce the manpower needed by the State Water Control Board for permitting these discharges.

In addition, the agency is soliciting comments from the regulated community on the specific impact of the proposed regulatory actions.

The board will hold a public meeting will be held to receive views and comments and to answer questions of the public (See Calendar of Events Section).

Applicable laws and regulations include the State Water Control Law, Clean Water Act, Permit Regulation (VR 680-14-01), and Underground Storage Tanks: Technical Standards and Corrective Action Plan Requirements (VR 680-13-02).

Statutory Authority: § 62.1-44.15 of the Code of Virginia.

Written comments may be submitted until November 8, 1991.

Contact: Richard Ayers, Office of Water Resources Management, State Water Control Board, P. O. Box 11143, Richmond, VA 23230, telephone (804) 527-5059.

# PROPOSED REGULATIONS

For information concerning Proposed Regulations, see information page.

## Symbol Key

Roman type indicates existing text of regulations. *Italic type* indicates proposed new text. Language which has been stricken indicates proposed text for deletion.

## DEPARTMENT OF COMMERCE

**Title of Regulation:** VR 190-04-1. Private Security Services Businesses Regulations. **REPEALED**

**Title of Regulation:** VR 190-04-1:1. Private Security Services Businesses Regulations.

**Statutory Authority:** § 54.1-1903 and 54.1-1904 of the Code of Virginia.

**Public Hearing Date:** October 30, 1991 - 1 p.m.  
(See Calendar of Events section for additional information)

### Summary:

The proposed regulations apply to approximately 462 licensed private security services businesses, 8,361 armed guards and 500 compliance agents who practice in the Commonwealth. These regulations are the result of implementing the regulatory review process which indicated a need to revise the current regulations. The regulations have been reorganized to provide clarity in the licensing procedure, including placing entry requirements before renewal, separating the procedures for renewal from those of reinstatement, adding information regarding fees for licensure, proposing a distinction between standards of practice and conduct as well as the requirement that all applicants for licensure be in good standing if licensed in another jurisdiction and not have been convicted of a misdemeanor or a felony in any jurisdiction.

VR 190-04-1:1. Private Security Services Businesses Regulations.

### PART I. GENERAL.

#### § 1.1. Definitions.

The following words and terms when used in these regulations shall have the following meaning:

"Approved training school" means any school which has been approved by the Criminal Justice Services Board to conduct private security training.

"Code" means the Code of Virginia.

"Department" means the Department of Commerce.

"Firearms endorsement" means a handgun endorsement

or a handgun and shotgun endorsement as evidenced by the training requirements completed by an individual.

"Firm" means a business entity, regardless of method of organization applying for a private security services business license or for a renewal or reinstatement of same.

"Handgun endorsement" means the method of regulation used by the department to acknowledge a registrant's successful completion of all handgun-related firearms training and retraining requirements established by the rules promulgated by the Criminal Justice Services Board.

"In-service training requirement" means the compulsory in-service training standards adopted by the Criminal Justice Services Board for private security services business personnel.

"Licensed firm" means a business entity, regardless of method of organization, which holds a valid private security services business license issued by the department.

"Licensee" means a licensed private security service business.

"On duty" means that time during which a registrant receives or is entitled to receive fees or other compensation for employment for which a registration is required and that time while the registrant is traveling immediately before and after the period of actual duty between his residence and the place of duty.

"Person" means any individual, group of individuals, firm, company, corporation, partnership, business, trust, association, or other legal entity.

"Registrant" means any individual who has met the requirements for registration in any of the categories listed under "registration category."

"Registration category" means any one of the following categories:

- Armed guard/Courier
- Armored car personnel
- Guard dog handler
- Private investigator/private detective

"Shotgun endorsement" means the method of regulation used by the department to acknowledge a registrant's successful completion of all shotgun-related firearms training and retraining requirements established by the rules promulgated by the Criminal Justice Services Board.

"Training requirements" means the Compulsory Minimum Training Standards adopted by the Criminal Justice Services Board for private security services business personnel.

"Uniform" means any clothing, badge, patch or lettering which clearly identifies the person as a private security registrant, not a law-enforcement officer.

## PART II. ENTRY.

### § 2.1. Entry requirements for a private security services business.

Any person seeking a license as a private security services business shall file an application furnished by the department accompanied by a nonrefundable application fee, which shall not be prorated, in the amount of \$600. All forms shall be completed in full compliance with the instructions provided by the department. Applicants shall meet or exceed all of the following requirements prior to the issuance of a license:

1. Surety bond or insurance required. Each person seeking a license as a private security services business shall secure a surety bond in the amount of \$25,000, executed by a surety company authorized to do business in Virginia, or a certificate of insurance showing a policy of comprehensive general liability insurance with a minimum coverage of \$100,000 and \$300,000.

2. Irrevocable consent. Each nonresident applicant for a license or nonresident licensee shall file and maintain with the department an irrevocable consent for the department to serve as service agent for all actions filed in any court in this Commonwealth.

3. Compliance agent required. Each firm applying for or maintaining a license as a private security services business shall employ at least one individual as compliance agent who is not designated as a compliance agent for any other licensee and who shall meet or exceed the following requirements:

a. Be 18 years old;

b. Three years of managerial or supervisory experience in a private security services business; in federal, state, or local law-enforcement or in a related field;

c. Successful completion of an examination on the regulations and laws governing a private security services business. The fee for the examination is \$50. All fees are nonrefundable;

d. Successful completion of the training requirements and, if appropriate, the in-service training requirements for compliance agents;

e. Be in good standing and free of disciplinary action in every jurisdiction where licensed or registered in private security; and

f. Submit a nonrefundable fee of \$25.

4. Applicant conviction record. The department may deny licensure to any firm in which any compliance agent, sole proprietor, officer or director of the corporation, member of the association or general partner of the partnership has been convicted in any jurisdiction of a misdemeanor involving moral turpitude, sexual offense, drug distribution, physical injury or property damage, or of any felony. Any plea of nolo contendere shall be considered a conviction for the purposes of this subdivision. The record of a conviction authenticated in such form as to be admissible in evidence under the laws of the jurisdiction where convicted shall be admissible as prima facie evidence of such conviction.

5. Criminal background investigation. Upon application for a private security services business license, each compliance agent, officer, director, general partner, member of an association and proprietor of the applicant firm shall submit to the department his fingerprints on forms provided by the department and a \$40 fee for each fingerprint card. The department shall submit those fingerprints to the Virginia State Police for the purpose of conducting a Virginia Criminal History Records search and a National Criminal Records search to determine whether the individual(s) has a record of conviction.

6. Applicant(s) to be in good standing in other jurisdictions. The department may deny licensure to any firm in which any compliance agent, sole proprietor, officer or director of the corporation, member of the association, or general partner of the partnership has not maintained good standing in every jurisdiction where licensed or registered as a private security business or has had his license or registration denied upon initial application, suspended, revoked, surrendered, not renewed or otherwise disciplined in connection with a disciplinary action in any jurisdiction prior to applying for licensure in Virginia.

### § 2.2. Entry requirements for individual registrants.

A. Individuals seeking registration as private security personnel under § 54.1-1902 of the Code shall file an application furnished by the department which shall be accompanied by a nonrefundable application fee in the amount of \$80. Each applicant shall meet or exceed the following requirements prior to the issuance of a registration:

1. Shall be at least 18 years of age;

2. Shall not have been convicted in any jurisdiction of a misdemeanor involving moral turpitude, sexual

# Proposed Regulations

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offense, drug distribution or physical injury, or of any felony. Any plea of nolo contendere shall be considered a conviction for purposes of this subdivision. The record of a conviction authenticated in such form as to be admissible in evidence under the laws of the jurisdiction where convicted shall be admissible as prima facie evidence of such conviction;

3. Shall disclose his physical address. A post office box is not a physical address;

4. Shall have submitted his fingerprints on forms provided by the department;

5. Shall have submitted evidence that he has complied with the training requirements and, if appropriate, the in-service training requirements in each registration category applied for; and

6. Shall have maintained his license or registration in good standing in every jurisdiction where licensed or registered as private security personnel and shall not have been fined or had any private security license or registration denied upon application, suspended, revoked, surrendered, not renewed or otherwise disciplined in connection with a disciplinary action in any jurisdiction prior to applying for registration or licensure in Virginia.

## B. Registration - additional categories.

Individuals seeking additional registration categories or firearms endorsements shall file an application furnished by the department showing that the training requirements for the categories or endorsements have been met. The fee for each filing is \$25. All fees are nonrefundable.

## C. Criminal background investigation.

Upon receipt of an original registration application, the department shall submit the fingerprints of the applicant to the Virginia State Police for the purpose of conducting a Virginia Criminal History Records search and a National Criminal Records search to determine whether the applicant has a record of conviction.

## § 2.3. Unclassifiable fingerprint cards.

Each applicant whose fingerprint cards are found to be unclassifiable, requiring the department to submit additional fingerprint cards and incur an additional fee for processing by the Virginia State Police or the Federal Bureau of Investigation, shall be so notified in writing and shall submit new fingerprint cards and a fee of \$40 to the department before the processing of his application shall resume.

## PART III. RENEWAL OF LICENSE/REGISTRATION.

### § 3.1. License expiration, renewal.

A. All licenses issued to private security services businesses shall expire every year on October 31.

B. The department shall mail a license renewal outlining the procedures for renewal application to the last known address of the licensee. Failure to receive the renewal application shall not relieve the licensee of the obligation to renew.

C. The department shall renew the license when the following are received by the department no later than the expiration date printed on the expiring license:

1. The properly completed renewal application;

2. Evidence, as required by § 3.3 of this regulation, that each of the licensee's compliance agents has satisfactorily completed the compliance agent continuing in-service training; and

3. The appropriate fee established by § 3.4 of this regulation.

### § 3.2. Registration expiration, renewal.

A. All registrations issued on or after January 1, 1992, shall expire 12 months from the last day of the month wherein issued as indicated on the registration.

B. The department shall mail a registration renewal application outlining the procedures for renewal to the registrant at his last known home address. Failure to receive the renewal application shall not relieve the registrant of the obligation to renew.

C. The department shall renew the registration when the following are received by the department no later than the expiration date printed on the expiring registration:

1. The properly completed renewal application;

2. Evidence, as required by § 3.3 of this regulation, of satisfactory completion of the in-service training requirements for every registration category and firearms endorsement reflected on the expiring registration; and

3. The appropriate fee established by § 3.4 of this regulation.

### § 3.3. Evidence of in-service training.

Evidence of satisfactory completion of the in-service training requirement for compliance agents and registrants shall be submitted on forms provided by the department either by approved training schools upon completion of training or by the licensee or registration renewal applicant with the completed renewal application form and renewal fee.

### § 3.4. Fee, term of renewal.

The fee for license renewal shall be \$300 and the fee or registration renewal shall be \$35. All fees are nonrefundable and shall not be prorated. The term of renewal for licenses and registrations shall be one year from the date shown on the expiring license or registration.

## § 3.5. Department discretion to deny renewal.

The department may deny renewal of a license or registration for the same reasons as it may refuse initial licensure or discipline a licensee or registrant.

### PART IV. REINSTATEMENT.

## § 4.1. Failure to renew - reinstatement required.

Any licensee or registrant failing to apply for renewal within 30 days after the expiration date printed on the license or registration shall be required to reinstate the license or registration.

A. The application fee for reinstatement of a license shall be \$600 and the application fee for reinstatement of a registration shall be \$70. Reinstatement application fees are nonrefundable and shall not be prorated.

B. Applicants for license reinstatement shall meet the requirements of § 3.1 of this regulation and applicants for registration shall meet the requirements of § 3.2 of this regulation.

C. No license or registration shall be reinstated when the application and fee are received by the department more than six months after the expiration date printed on the license or registration. After that date the applicant shall meet the then current entry requirements and apply for a new license or registration.

D. The date on which the application and fee are received by the department or its agent shall determine whether the licensee or registrant is eligible for renewal or reinstatement or is required to apply for a new license or registration.

E. Licenses and registrations shall be reinstated for one year from the date shown on the expired license or registration.

## § 4.2. Department discretion to deny reinstatement.

The department may deny reinstatement of a license or registration for the same reasons as it may refuse initial licensure or discipline a licensee or registrant.

### PART V. STANDARDS OF PRACTICE.

## § 5.1. Transfer of license or registration prohibited.

A. Each license shall be issued to the legal business entity named on the application, whether it be a sole proprietorship, a partnership, a corporation, an association or other legal entity, and shall be valid only for the legal entity named on the license. No license shall be assigned or otherwise transferred to another legal entity.

B. Each registration shall be issued to the individual named on the application and shall be valid only for use by the individual named on the registration card. No registration shall be utilized by any individual other than the individual named on the registration card. No registration shall be transferred to another individual.

## § 5.2. Change of name or address.

A. Each licensee shall upon application and at all times keep the department informed of its physical address and shall report in writing to the department any change in its name or physical address no later than 15 days after the effective date of that change. Name change reports shall be accompanied by certified true copies of the documents which establish the name change. A post office box is not a physical address.

B. Each registrant shall upon application and at all times keep the department informed of his physical address and shall report in writing to the department any change in his name or physical address no later than 15 days after the effective date of that change. A post office box is not a physical address.

## § 5.3. Compliance agent restriction.

No individual shall be approved by the department as a compliance agent for more than a single licensee at any given time.

## § 5.4. Change of ownership or entity.

A. Each licensee shall report in writing to the department any change in its ownership or changes in the officers of a corporation which do not result in the creation of a new legal entity. Such written report shall be received by the department within 30 days after the occurrence of such change and shall include the application form, fingerprint cards and a fee of \$40 for each new individual.

B. A new license is required whenever there is any change in the ownership or manner of organization of the licensed entity which results in the creation of a new legal entity.

## § 5.5. Maintenance and replacement of compliance agent.

A. Each licensee shall maintain at least one compliance agent approved by the department.

B. Each licensee shall notify the department in writing within 10 business days of the termination of employment

# Proposed Regulations

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of an approved compliance agent.

C. Within 60 days of the termination of the employment of a licensee's sole remaining compliance agent, the licensee shall submit, on a form provided by the department, the name of a new compliance agent who meets the requirements of § 2.1 3 of this regulation. If this individual has already been approved as a compliance agent, a nonrefundable fee of \$25 is required. If the application is for a new compliance agent a nonrefundable fee of \$65 is required.

## PART VI. STANDARDS OF CONDUCT.

### § 6.1. Prohibited acts.

Each of the acts listed below is cause for disciplinary action:

1. Violating or aiding and abetting others in violating the provisions of Chapters 1, 2, 3 or 19 of Title 54.1 of the Code of Virginia, the regulations promulgated by the Criminal Justice Services Board or this regulation.
2. Having committed any act or omission which resulted in a license or registration being suspended, revoked, not renewed or being otherwise disciplined in any jurisdiction.
3. Having been convicted or found guilty regardless of adjudication in any jurisdiction of the United States of a misdemeanor involving moral turpitude, sexual offense, drug distribution, physical injury, or property damage, or any felony from which no appeal is pending, the time for appeal having elapsed. Any plea of nolo contendere shall be considered a conviction for the purposes of this subdivision. The record of conviction certified or authenticated in such form as to be admissible in evidence of the laws of the jurisdiction where convicted shall be admissible as a prima facie evidence of such guilt.
4. Failing to inform the department in writing within 30 days of pleading guilty or nolo contendere or being convicted or found guilty of any felony or of a misdemeanor involving moral turpitude, sexual offense, drug distribution, physical injury or property damage or of any felony.
5. Obtaining a license, license renewal, registration, registration renewal or approval to act as a compliance agent for a licensee through any fraud or misrepresentation.
6. Failing or refusing to produce during regular business hours to the department or any of its agents for inspection or copying any contract, document or record in the compliance agent's or the licensed firm's possession which is pertinent to the records required

to be kept by the Code of Virginia or by this regulation.

7. Failing to inform the department in writing within 30 days after having been found by any court or administrative body of competent jurisdiction in any jurisdiction to have violated the private security services business statute or regulations of that jurisdiction, there being no appeal therefrom or the time for appeal having elapsed.
8. Conducting a private security services business or acting as a registrant or compliance agent in such a manner as to endanger the public health, safety and welfare.
9. Engaging in improper, fraudulent, or dishonest conduct.
10. Falsifying or aiding and abetting others in falsifying training records for the purpose of obtaining a license or registration.
11. Representing as one's own a license issued to another private security services business or a registration issued to another individual, or representing oneself as an approved compliance agent of a licensee without approval by the department.
12. Employing individuals who do not possess a valid registration issued by the department showing the registration categories required to perform their duties, and employing armed persons who do not have a valid endorsement for the firearm(s) used while performing their duties.
13. Performing any unlawful, negligent or improper act resulting in loss, injury or death to any person.
14. Wearing of any military or police style uniform by any employee of a licensee while on duty unless such uniform has:
  - a. Attached on the outermost garment, except rainwear worn only to protect from inclement weather, at least one insignia clearly identifying the name of the licensed firm employing the individual and a name plate or tape bearing, as a minimum, the individual's last name and first and middle initials; and
  - b. Attached no patch or other writing containing the word "police," "officer" (unless used in conjunction with the word "security") or any other word(s) suggesting a law-enforcement officer or resembling any uniform patch or insignia of any duly constituted law-enforcement agency of this Commonwealth, its political subdivisions or of the federal government. This restriction shall not apply to individuals who are also duly sworn special police officers to the extent that they may display words

which accurately represent that distinction.

15. Using a vehicle in the conduct of a private security services business which uses or displays a flashing red, blue or amber light except when specifically authorized by §§ 46.2-1022 through 46.2-1029.1 of the Code.

16. Using or displaying the state seal of Virginia as a part of any licensed firm's logo, stationary, business card, badge, patch, insignia or other form of identification or advertisement.

17. Displaying by employees of licensed firms of their uniform, badge or other insignia while not on duty.

18. Provision of services to any individual by a licensee without a written contract which includes the following:

a. A clear representation of the services to be provided to the client;

b. In the case of contracts for private detective or private investigator services, whether a verbal or written report is to be provided to the client;

c. A clear explanation of how and how often statements of charges itemizing the nature and duration of tasks performed on behalf of the client shall be prepared and submitted to the client; and

d. The effective date of the contract.

This provision shall not apply to contracts between licensed firms and business entities, government agencies or attorneys-at-law.

19. Failure to maintain the original copy of each written contract between the licensee and any client for five years after the date of termination or completion of services.

20. Providing information obtained by any licensed firm and its employees during the course of any private investigation to any person other than the client who employed the licensee to obtain that information without the client's prior written consent. Provision of information in response to official requests from law-enforcement agencies or from the department or its agents shall not constitute a violation of this regulation.

21. The failure of a licensee's approved compliance agent to at all times comply with the following:

a. Ensure that the licensed firm is at all times in full compliance with the Code and these regulations;

b. Ensure that the documentary evidence concerning unarmed guards required by § 54.1-1902 D of the

Code is maintained;

c. Maintain employment and payroll records which document the licensed firm's compliance with the Code and this regulation; and

d. Ensure that an irrevocable consent for the department to serve as service agent for all actions filed in any court in this Commonwealth is filed with the department within 30 days after the licensee moves to a location outside of the Commonwealth.

22. The failure of a registered individual to comply with the following at all times:

a. Perform those duties authorized by his registration card only while employed by a licensed private security services business and only for the clients of the licensee. This shall not be construed to prohibit an individual who is registered as an armed guard from being employed by a nonlicensee as provided for in § 54.1-1901 (8) of the Code;

b. Carry or have immediate access while on duty only to firearms of the type specifically endorsed on their registration card;

c. Carry a firearm concealed while on duty only with the expressed authorization of the licensed private security services business employing the registrant and only in compliance with § 18.2-308 of the Code;

d. Transport, carry and utilize firearms while on duty only in a manner which does not endanger the public health, safety and welfare;

e. If authorized to make arrests, make arrests in full compliance with the law and using only the minimum force necessary to effect arrest;

f. Engage in no conduct which through word, deed or appearance suggests that a registrant is a law-enforcement officer or other government official; and

g. Display his registration card while on duty in response to the request of any orderly person. This shall not apply to armored car personnel while actually engaged in the operation of an armored car or walking between the armored car and the client's establishment except when that request comes from a client's representative or a law-enforcement officer.



# Proposed Regulations

FOR OFFICE USE ONLY  
 SEND # \_\_\_\_\_  
 DATE \_\_\_\_\_  
 CLASS # \_\_\_\_\_



## COMMONWEALTH of VIRGINIA

Department of Commerce

3600 WEST BROAD STREET, RICHMOND, VIRGINIA 23230-4917

COMPLIANCE AGENT APPLICATION FOR EXAMINATION

MILTON K. BROWN, JR.  
 Director

RONALD K. LAVINE  
 Senior Deputy Director

FOR OFFICE USE ONLY  
 LIC. # \_\_\_\_\_  
 DATE \_\_\_\_\_  
 CODE \_\_\_\_\_



## COMMONWEALTH of VIRGINIA

Department of Commerce

3600 WEST BROAD STREET, RICHMOND, VIRGINIA 23230-4917

GENERAL INFORMATION

MILTON K. BROWN, JR.  
 Director

RONALD K. LAVINE  
 Senior Deputy Director

FEE:  \$75 COMPLIANCE AGENT FEE/EXAMINATION FEE  
 \$25 COMPLIANCE AGENT FEE, ONLY  
 (FEES ARE NON-REFUNDABLE)

APPLICANT'S NAME \_\_\_\_\_  
 Last First Middle  
 RESIDENCE ADDRESS \_\_\_\_\_  
 Street & Number Telephone No.  
 City/Town State Zip

Date of Birth \_\_\_\_\_ Social Security Number \_\_\_\_\_

The undersigned being duly sworn deposes and says that he is the person who executed this application, that the statements herein contained are true, that he has not suppressed any information that might affect this application, and that he has read and understands this affidavit.

SIGNATURE OF APPLICANT \_\_\_\_\_  
 SIGNATURE OF NOTARY PUBLIC \_\_\_\_\_  
 SUBSCRIBED AND SWORN BEFORE ME THIS \_\_\_\_\_ OF \_\_\_\_\_, 19\_\_\_\_  
 MY COMMISSION EXPIRES \_\_\_\_\_

\*SEE REVERSE SIDE FOR SCHEDULE FOR COMPLIANCE AGENTS-FOLLOW FORMAT OF TRAINING SHEET

Telephone: (804) 367-8500

1. Prior to completing the application form, persons seeking registration should have a thorough knowledge of the Private Security Services Businesses Regulations and Chapters 1, 2, 3, and 19, Title 54.1, Code of Virginia.

2. A fully completed application, provided by the Department, must be submitted by an applicant seeking consideration for registration with appropriate fee(s) attached. Incomplete applications will be returned to the applicant. ALL APPLICATIONS MUST CONTAIN A PHYSICAL ADDRESS. A POST OFFICE BOX WITHOUT A STREET ADDRESS OR ROUTE NUMBER IS NOT CONSIDERED A PHYSICAL ADDRESS.

3. Each application must include:

- a. An application form that has been signed and notarized
- b. Two (2) classifiable fingerprint cards
- c. A separate sheet of paper explaining each "yes" response to questions 7, 9, and 10, if applicable
- d. Fee of \$80 (non-refundable) Note: Receipt and deposit of your fee(s) does not acknowledge approval of your application.

4. Mail all correspondence to: Department of Commerce  
 Private Security Section  
 3600 West Broad Street  
 Richmond, Virginia 23230-4917

5. Mail all applications to: Commonwealth of Virginia  
 Department of Commerce  
 P. O. Box 11066  
 Richmond, Virginia 23230-1066

6. Please allow several weeks for a response to your application.

Telephone: (804) 367-8500

FOR OFFICE USE ONLY  
LIC. # \_\_\_\_\_  
DATE \_\_\_\_\_  
CODE \_\_\_\_\_

FOR OFFICE USE ONLY  
FENO. # \_\_\_\_\_  
FEE AMT. \_\_\_\_\_  
CLASS/FEE \_\_\_\_\_

COMMONWEALTH OF VIRGINIA  
Department of Commerce  
Private Security Section  
3600 West Broad Street \* Richmond, Virginia 23230-4917

PRIVATE SECURITY SERVICES BUSINESS COMPLIANCE AGENT APPLICATIONS

1. Applicant's Name \_\_\_\_\_  
Last First Middle
  2. Residence Address \_\_\_\_\_  
Street and Number  
City or Town State Zip Code
  3. Telephone: Residence( ) Business( )
  4. Firm: \_\_\_\_\_
  5. Were you a Licensed Qualifying Agent on October 31, 1984? Yes No
  6. Have you passed the Virginia Compliance Agent Examination? Yes No
- If you answered "No" to both items five and six you must pass the compliance agent examination before this application can be approved.
7. Have you ever been convicted of a felony or misdemeanor? Yes No  
If your answer is yes, attach an explanatory letter.
  8. Are you now or have you ever been licensed in Virginia or any other jurisdiction in private security? Yes No  
If yes, where and when \_\_\_\_\_
  9. Has your private security license or registration in Virginia or any other jurisdiction ever been suspended or revoked for any reason? Yes No  
If yes, attach an explanatory letter.
  10. Do you understand you may be a Compliance Agent for only one licensed private security services business? \_\_\_\_\_
  11. Do you understand you are responsible for the full compliance with Virginia law and regulation of the licensed firm named in item 4 above? \_\_\_\_\_

12. AFFIDAVIT \_\_\_\_\_ ss.  
County or City of \_\_\_\_\_

ATTENTION NOTARY PUBLIC:  
Affiant must be under oath.

The undersigned being duly sworn deposes and says that he is the person who executed this application, that the statements herein contained are true, that he has not suppressed any information that might affect this application, and that he has read and understands this affidavit.

Signature of Applicant: \_\_\_\_\_

Signature of Notary \_\_\_\_\_

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

My Commission expires \_\_\_\_\_

# Proposed Regulations

FOR OFFICE USE ONLY  
LIC. # \_\_\_\_\_  
DATE \_\_\_\_\_  
CODE \_\_\_\_\_

FOR OFFICE USE ONLY  
REV. # \_\_\_\_\_  
REV. DATE \_\_\_\_\_  
CLASS/FEE \_\_\_\_\_

COMMONWEALTH OF VIRGINIA  
Department of Commerce  
Private Security Section  
3600 West Broad Street \* Richmond, Virginia 23230-4917

**IRREVOCABLE CONSENT FOR SERVICE**

To be executed by each non resident of Virginia applying for license

Firm Name \_\_\_\_\_  
Business Address \_\_\_\_\_

WHEREAS, I, or we, the above named applicant for license privileges as a Private Security Services Business trading and/or operating individually or for or under the firm name of \_\_\_\_\_ have made application for a license to act as a Private Security Services Business, Nonresident, within the State of Virginia, in accordance with the provisions of Chapter 17.3, Title 54 of the Code.

WHEREAS, under the provisions of said Chapter, it is necessary to file with the Director, Department of Commerce, Richmond, Virginia, an irrevocable consent that actions against the subscriber (or subscribers) may be filed in any appropriate court of any county or municipality of this Commonwealth in which the plaintiff resides or in which some part of the transaction occurred out of which the alleged cause of action arose and that process in any action may be served on the subscriber (or subscribers) by leaving two copies thereof with the Director of the Department. Such consent shall stipulate and agree that such service of process shall be valid and binding for all purposes;

NOW THEREFORE, I, or we, \_\_\_\_\_ the above named applicant for license privilege as a Private Security Service Business as aforesaid, hereby execute and file with the Director of the Department of Commerce our (or my) Irrevocable Consent that actions against the subscriber (or subscribers) may be filed in any appropriate court of any county or municipality of this Commonwealth in which the plaintiff resides or in which some part of the transaction occurred out of which the alleged cause of action arose and that process in any action may be served on the subscriber (or subscribers) by leaving two copies thereof with the Director of the Virginia Department of Commerce. Such consent shall stipulate and agree that such service of process shall be valid and binding for all purposes.

In witness whereof, I, or we \_\_\_\_\_ have hereunto signed our name, this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_.

Signature of all Owners, Partners, and Officers: \_\_\_\_\_ Print Names, \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Affidavit:

State of \_\_\_\_\_ ss. \_\_\_\_\_  
County of \_\_\_\_\_

ATTENTION NOTARY PUBLIC:  
Affiants must be under oath.

BE IT REMEMBERED, that on this \_\_\_\_\_ day of \_\_\_\_\_ before me personally appeared the subscriber, \_\_\_\_\_ who is (or, are) known to me to be the persons in and who signed the foregoing instrument, and who, being duly sworn, acknowledged that they signed the same as his, her, or their, voluntary act and deed for the uses and purposes therein expressed.

(Place Notary Seal Here) \_\_\_\_\_ Notary Public  
\_\_\_\_\_ Date of Expiration of Commission

FOR OFFICE USE ONLY  
LIC. # \_\_\_\_\_  
DATE \_\_\_\_\_  
CODE \_\_\_\_\_

FOR OFFICE USE ONLY  
PEND. # \_\_\_\_\_  
FEE AMT. \_\_\_\_\_  
CLASS/FEE \_\_\_\_\_

FOR OFFICE USE ONLY  
LIC. # \_\_\_\_\_  
DATE \_\_\_\_\_  
CODE \_\_\_\_\_

FOR OFFICE USE ONLY  
PEND. # \_\_\_\_\_  
FEE AMT. \_\_\_\_\_  
CLASS/FEE \_\_\_\_\_

COMMONWEALTH OF VIRGINIA  
Department of Commerce  
Private Security Section  
3600 West Broad Street \* Richmond, Virginia 23230-4917

COMMONWEALTH OF VIRGINIA  
Department of Commerce  
P.O. Box 11066  
Richmond, Virginia 23230-1066

APPLICATION FOR OWNERS, PARTNERS, OFFICERS & DIRECTORS FOR A  
PRIVATE SECURITY SERVICES BUSINESS

APPLICATION FOR PRIVATE SECURITY SERVICES BUSINESS LICENSE

FEE \$650

- LEGAL NAME OF APPLICANT: \_\_\_\_\_  
Last First Middle
- LEGAL RESIDENCE: \_\_\_\_\_  
Address City St. Zip Phone
- BUSINESS/FIRM: \_\_\_\_\_  
Address City St. Zip Phone
- Have you ever been convicted of a felony or a misdemeanor? \_\_\_\_\_. If the answer is "yes", attach an explanatory letter.
- Are you now or have you ever been licensed or registered by any other jurisdiction? \_\_\_\_\_. If yes, which jurisdiction? \_\_\_\_\_
- Has a license or registration issued to you to operate in a Private Security Services Business in Virginia, or any other jurisdiction ever been suspended or revoked for any reason? \_\_\_\_\_. If yes, attach an explanatory letter.
- AFFIDAVIT \_\_\_\_\_ ss. \_\_\_\_\_  
County or City of \_\_\_\_\_

ATTENTION NOTARY PUBLIC:  
Affiant must be under oath.

The undersigned being duly sworn deposes and says that he is the person who executed this application, that the statements herein contained are true, that he has not suppressed any information that might affect this application, and that he has read and understands this affidavit.

Signature of Applicant: \_\_\_\_\_  
Signature of Notary Public: \_\_\_\_\_  
Subscribed and sworn to before me this \_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.  
My Commission expires \_\_\_\_\_

INSTRUCTIONS: This application form is designed to provide all the information you need to apply for a Private Security Services Business License. Carefully read the instructions at the beginning and end of each numbered section and include the exact information and attachments asked for. If you cannot you may not be eligible for a license. If you have not already done so, read the law and regulations governing private security in Virginia. Make sure you understand what is expected of you. Violations can result in criminal prosecution as well as action to suspend or revoke your license. Incomplete applications will be returned or denied. The fee is non-refundable. Make all checks payable to the "Treasurer of Virginia".

1. NAME:

Enter the firm's name, a physical business address and telephone number. Also enter a mailing address if you have a post office box or wish you mail to be sent to a different address. Remember - A post office box is not a physical address.

Firm Name \_\_\_\_\_  
Business Address \_\_\_\_\_  
Street & No. City/Town State Zip  
Telephone(\_\_\_\_) \_\_\_\_\_  
Mailing Address \_\_\_\_\_

If your business address is not in Virginia you must attach an irrevocable consent for service form

2. OWNERSHIP:  Sole Proprietor  Partnership  Corporation  
 Association (please check one)

If the firm is individually owned or owned by a partnership, list the name(s) and home address(es) of the owner(s). If the firm is a corporation or association, list the names, addresses and telephone numbers of the officers and directors.

**OWNERS, PARTNERS, OFFICERS:**

Name	Address	Title	Telephone

**DIRECTORS:**

Name	Address	Title	Telephone

Each person named above must submit an APPLICATION FOR OWNERS, PARTNERS, OFFICERS AND DIRECTORS AND two FINGERPRINT CARDS.

**3. COMPLIANCE AGENTS(S):**

Each licensed firm must have and maintain a Compliance Agent who is responsible for the firm's full compliance with Virginia law and regulations. He must pass an examination and administered by the Department of Commerce if he was not a licensed Qualifying Agent on October 31, 1984. His failure to keep the firm in compliance will result in criminal and/or administrative action against the firm's license. He may act as Compliance Agent for only one Licensee.

Name	Address	Title	Telephone

Each person named above must attach a COMPLIANCE AGENT APPLICATION and two classifiable FINGERPRINT CARDS. Also attach an Application for Private Security Registration and fee if he is not already registered.

**4. AFFIDAVIT:**

To be executed by every applicant, including nonresidents. Each Owner, Partner and Officer must place his signature in the left hand column and print his name in the right hand column below.

The undersigned, each being duly sworn, deposes and says that he is the person who executed this application, that the statements herein contained are true, that he has not suppressed any information that might affect this application, that he will conduct the business of the firm at all times in compliance with Virginia law and regulations and that he has read and understands this affidavit.

_____	_____
_____	_____
_____	_____
_____	_____
Signatures	Printed Names

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

**ATTENTION NOTARY PUBLIC:**  
The affiants signing this form must be under oath.

\_\_\_\_\_  
Signature of Notary Public

\_\_\_\_\_  
Date Commission Expires

Carefully review this form and make sure it is complete and that you have all other forms and attachments called for ready to submit. If any part of any form is incomplete or if any applicant is ineligible, this Application for Private Security Services Business License will be denied. The fee is non-refundable. You must have:

1. A check for \$650 payable to the Treasurer of Virginia
2. This form fully filled in and notarized.
3. An IRREVOCABLE CONSENT FOR SERVICE FORM complete and notarized, if a nonresident of Virginia.
4. An APPLICATION FOR OWNERS, PARTNERS, OFFICERS AND DIRECTORS, complete and notarized, for each person named in item 2 of this form.
5. A COMPLIANCE AGENT APPLICATION complete and notarized, for each person named in item 3 of this form.
6. An APPLICATION FOR PRIVATE SECURITY REGISTRATION and check for \$80 payable to the "Treasurer of Virginia" for any person named in item 3 of this form who is not already registered.
7. Any documents or letters of explanation required by the above cited application forms.
8. Classifiable FINGERPRINT CARDS on each person named in this form. (USE ONLY THE FINGERPRINT FORMS PROVIDED BY THE DEPARTMENT OF COMMERCE)
9. Bond and Insurance Requirements Form with Bond or Certificate of Insurance attached.
10. Mail to: Commonwealth of Virginia  
Department of Commerce  
P.O. Box 11066  
Richmond, Virginia 23230-4917
11. Expect to wait several weeks for a response.

FOR OFFICE USE ONLY  
 LIC. # \_\_\_\_\_  
 DATE \_\_\_\_\_  
 CODE \_\_\_\_\_

COMMONWEALTH OF VIRGINIA  
 Department of Commerce  
 P.O. Box 11066  
 Richmond, Virginia 23220-1066

REGISTRATION FEE  
 \$80

REGISTRATION FEE  
 \$30

ALL FEES ARE NON-REFUNDABLE

Application for Private Security Registration

- Date \_\_\_\_\_
1. NAME: First \_\_\_\_\_ Middle \_\_\_\_\_ Last \_\_\_\_\_ (Mr., Sr., etc.)
  2. RESIDENCE ADDRESS: No. Street \_\_\_\_\_ City \_\_\_\_\_ St. \_\_\_\_\_ Zip \_\_\_\_\_ Phone No. \_\_\_\_\_
  3. SOCIAL SECURITY NUMBER: \_\_\_\_\_
  4. DATE OF BIRTH: \_\_\_\_\_ 5. PLACE OF BIRTH: \_\_\_\_\_

6. Have you ever been convicted of a felony or misdemeanor in Virginia or any other jurisdiction? If yes, on a separate sheet of paper, please give full details, including charge, date, place, law enforcement agency involved and disposition.
7. Have you ever had a private security license, certificate, registration or permit suspended, revoked or denied in this or any other jurisdiction? If yes, on a separate sheet of paper, please provide full details.

8. APPROVED TRAINING SCHOOL: \_\_\_\_\_  
 Date(s) Training completed: \_\_\_\_\_  
 TRAINING COMPLETED:  
 Unarmed guard  Handgun Classroom   
 guard  handler  Private Investigator  Shotgun Range   
 Handgun Classroom  Shotgun Range  Shotgun Classroom

9. APPROVED TRAINING SCHOOL: \_\_\_\_\_  
 Date(s) Training completed: \_\_\_\_\_  
 TRAINING COMPLETED:  
 Unarmed guard  Handgun Range   
 guard  handler  Private Investigator  Shotgun Range   
 Handgun Classroom  Shotgun Range  Shotgun Classroom

10. APPROVED TRAINING SCHOOL: \_\_\_\_\_  
 Date(s) Training completed: \_\_\_\_\_  
 TRAINING COMPLETED:  
 Unarmed guard  Handgun Classroom   
 guard  handler  Shotgun Range   
 Private Investigator  Shotgun Classroom   
 Handgun Range

11. The undersigned being duly sworn deposes and says that he is the person who executed this application, that the statements herein contained are true, that he has not suppressed any information that might affect this application, that the applicant will notify the Department of material changes to such information within 15 days, and that he has read and understands this affidavit.

Signature of applicant \_\_\_\_\_  
 Signature of Notary Public \_\_\_\_\_  
 My commission expires: \_\_\_\_\_

COMMONWEALTH OF VIRGINIA  
DEPARTMENT OF COMMERCE  
3600 West Broad Street  
Richmond, Virginia 23230

COMMONWEALTH OF VIRGINIA  
DEPARTMENT OF COMMERCE

PRIVATE SECURITY SERVICES BOND

KNOW ALL MEN BY THESE PRESENTS:

That I/We \_\_\_\_\_ of \_\_\_\_\_ Principal, and \_\_\_\_\_ Surety, are held and firmly bound unto the Secretary of the Commonwealth of Virginia, in the just and full sum of Twenty-Five Thousand Dollars (\$25,000) to the payment whereof well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH that whereas the above bound \_\_\_\_\_ has made application for license to be a Private Security Services business.

NOW, THEREFORE, if the said \_\_\_\_\_ shall well and faithfully perform its duties as a Private Security Services business AND does no act or acts meriting suspension or revocation of its license under the provisions of Chapter 19, Title 54.1, Code of Virginia, 1950 as amended, then this obligation is void, otherwise to remain in full force and effect, subject, however, to the following conditions:

1. That this bond shall be continuous in form, and shall remain in full force and effect until canceled as hereinafter provided.
2. This bond may be canceled at any time by the Principal or the Surety upon giving thirty (30) days written notice to the Department of Commerce, at Richmond, Virginia, of its intention to do so, it being understood that the Surety shall be liable for any violation of the terms of this bond by the Principal accruing during the life of this bond.
3. Any person aggrieved by any act of the above bounden principal in violation of the provisions of Chapter 19, Title 54.1, Code of Virginia, 1950 as amended, may proceed against the principal or surety on said bond, or both, to recover damages not in excess of the penalty of such bond, in accordance with the provisions of Chapter 19, Title 54.1, Code of Virginia, 1950 as amended.

IN WITNESS THEREOF, The said \_\_\_\_\_ Principal(s) has herunto affixed his or her signature and seals, and the Surety has caused these presents to be executed by \_\_\_\_\_, its duly authorized Attorney-in-Fact, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_.

Expiration Date \_\_\_\_\_ (SEAL)  
\_\_\_\_\_  
(SURETY)  
(Authorized to conduct business  
in the Commonwealth of Virginia)  
\_\_\_\_\_  
(SEAL)

BOND AND INSURANCE REQUIREMENTS FOR PRIVATE SECURITY SERVICES

CHECK APPROPRIATE BOX:

- I AM FILING WITH THE DEPARTMENT A SURETY BOND IN THE AMOUNT OF \$25,000 EXECUTED BY A SURETY COMPANY AUTHORIZED TO DO BUSINESS IN THE COMMONWEALTH OF VIRGINIA.
- I POSSESS A GENERAL COMPREHENSIVE LIABILITY INSURANCE POLICY WITH MINIMUM COVERAGE OF \$100,000 AND \$300,000 WITH \_\_\_\_\_ (Name of Insurance Co.)

The undersigned certifies to the Department of Commerce that if required by statute, this business is properly recorded in the appropriate Circuit Court in the Commonwealth of Virginia, and if the business is a foreign corporation that it has been properly domesticated and registered in Virginia with the State Corporation Commission. The State Corporation Commission shall issue a certificate granting the authority to transact business within this state. In addition, the business will apply for a State Revenue License with the Commissioner of the Revenue in the city or county in which the firm's business office is located.

STATE OF \_\_\_\_\_  
CITY/COUNTY OF \_\_\_\_\_

I/WE, DULY AUTHORIZED REPRESENTATIVE (S) OF \_\_\_\_\_ BEING DULY SWORN ACCORDING TO LAW, DEPOSE AND SAY THAT THE ANSWERS ABOVE SET FORTH ARE TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF AND THAT APPLICATION IS MADE FOR THE PURPOSE OF INDUCING THE ISSUANCE OF LICENSE REQUESTED.

Signature of Applicant (s)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

SWORN AND SUBSCRIBED TO BEFORE ME AT \_\_\_\_\_  
THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 19\_\_\_\_\_.

Notary Public

ATTACH BOND OR CERTIFICATE OF INSURANCE

# Proposed Regulations

## DEPARTMENT OF GAME AND INLAND FISHERIES (BOARD OF)

**NOTE:** The Board of Game and Inland Fisheries is exempted from the Administrative Process Act (§ 9-6.14:4 of the Code of Virginia); however, it is required by § 9-6.14:22 to publish all proposed and final regulations.

### Title of Regulation:

#### VR 325-01. Definitions and Miscellaneous.

VR 325-01-1. In General.

VR 325-01-2. Importation, Possession, Sale, Etc., of Animals.

#### VR 325-02. Game.

VR 325-02-27. Permits.

#### VR 325-03. Fish.

VR 325-03-1. Fishing Generally.

VR 325-03-2. Trout Fishing.

VR 325-03-3. Seines and Nets.

VR 325-03-4. Gigs, Grab Hooks, Trotilines, Snares, Etc.

VR 325-03-5. Aquatic Invertebrates, Amphibians, Reptiles and Nongame Fish.

Statutory Authority: §§ 29.1-501 and 29.1-502 of the Code of Virginia.

Proposed Effective Date: January 1, 1992.

### Summary:

*Summaries are not provided since, in most instances the summary would be as long or longer than the full text.*

### Notice to the Public

The Board of Game and Inland Fisheries has ordered to be published, pursuant to §§ 29.1-501 and 29.1-502 of the Code of Virginia, the following proposed new and amended board regulations. A public hearing on the advisability of adopting, or amending and adopting, the proposed regulations, or any part thereof, will be held at the Holiday Inn - Airport, 6626 Thirlane Road, N.W., Roanoke, Virginia, beginning at 9:30 a.m. on Friday, October 18, 1991, at which time any interested citizen present shall be heard. If the board is satisfied that the proposed regulations, or any part thereof, are advisable, in the form in which published or as amended as a result of the public hearing, the board may adopt such proposals at that time, acting upon the proposals separately or in block.

### VR 325-01. DEFINITIONS AND MISCELLANEOUS.

#### VR 325-01-1. In General.

§ 5. Same—"Wild animal," "native animal," "naturalized animal," "non-native (exotic) animal" and "domestic animal."

*In accordance with § 29.1-100 of the Code of Virginia, the following terms shall have the meanings ascribed to*

*them by this section when used in the regulations of the board:*

1. *Definition of "wild animal."—The term "wild animal" means any member of the animal kingdom, except domestic animals, including without limitation any native, naturalized or non-native (exotic) mammal, fish, bird, amphibian, reptile, mollusk, crustacean, arthropod or other invertebrate, and includes any part, product, egg or offspring thereof, or the dead body or parts thereof.*

2. *Definition of "native animal."—The term "native animal" means those species and subspecies of animals naturally occurring in Virginia, as included in the department's 1991 official listing of "Native and Naturalized Species of Virginia," with copies available in the Richmond and regional offices of the department.*

3. *Definition of "naturalized animal."—The term "naturalized animal" means those species and subspecies of animals not originally native to Virginia which have established wild, self-sustaining populations, as included in the department's 1991 official listing of "Native and Naturalized Species of Virginia," with copies available in the Richmond and regional offices of the department.*

4. *Definition of "non-native (exotic) animal."—The term "non-native (exotic) animal" means those species and subspecies of animals not naturally occurring in Virginia, excluding domestic and naturalized species.*

5. *Definition of "domestic animal."—The term "domestic animal" means animals which, through extremely long association with humans, have been bred to a degree which has resulted in genetic changes affecting the temperament, color, conformation or other attributes of these species to an extent that makes them unique and distinguishable from wild individuals of their species.*

§ 13. *Endangered and threatened species. Adoption of federal list; additional species enumerated.*

A. The board hereby adopts the Federal Endangered and Threatened Species List, Endangered Species Act of December 28, 1973 (16 U.S.C. 1531-1543), as amended, and declares all species listed thereon to be endangered or threatened species in the Commonwealth.

B. In addition to the provisions of subsection A, the following species are declared endangered or threatened in this Commonwealth, and are afforded the protection provided by Article 6, Chapter 5, Title 29.1 of the Code of Virginia:

#### 1. Fish:

Blackbanded sunfish  
Sharphead darter

Emmeacanthus chaetodon  
Etheostoma acuticeps



# Proposed Regulations

Carolina darter  
Blueside darter  
Tippecanoe darter

*Etheostoma collis*  
*Etheostoma jessiae*  
*Etheostoma tippecanoe*

**Endangered:**

Dace, Tennessee  
Darter, duskytail  
Darter, sharphead  
Darter, variegate  
Sunfish, blackbanded

*Phoxinus Tennesseeensis*  
*Etheostoma percnurum*  
*Etheostoma acuticeps*  
*Etheostoma variatum*  
*Enneacanthus chaetodon*

**Threatened:**

Darter, Carolina  
Darter, Tippecanoe  
Darter, greenfin  
Darter, longhead  
Darter, western sand  
Madtom, orangefin  
Paddlefish  
Shiner, emerald  
Shiner, steelcolor  
Shiner, whitemouth

*Etheostoma collis*  
*Etheostoma tippecanoe*  
*Etheostoma chlorobranchium*  
*Percina macrocephala*  
*Ammocrypta clara*  
*Noturus gilberti*  
*Polyodon spathula*  
*Notropis atherinoides*  
*Cyprinella whipplei*  
*Notropis alborus*

**2. Amphibians:**

Eastern tiger salamander  
Shenandoah salamander

*Ambystoma tigrinum*  
*Plethodon shenandoah*

**Endangered:**

Salamander, eastern tiger

*Ambystoma tigrinum*

**Threatened:**

Salamander, Mabee's  
Treefrog, barking

*Ambystoma mabeei*  
*Hyla gratiosa*

**3. Reptiles:**

Bog turtle  
Chicken turtle

*Clemmys muhlenbergii*  
*Deirochelys reticularia*

**Endangered:**

Rattlesnake, canebrake  
Turtle, bog  
Turtle, chicken

*Crotalus horridus atricaudatus*  
*Clemmys muhlenbergii*  
*Deirochelys reticularia*

**Threatened:**

Lizard, eastern glass  
Turtle, wood

*Ophisaurus ventralis*  
*Clemmys insculpta*

**4. Birds:**

Wilson's plover  
Bewick's wren  
Loggerhead shrike

*Charadrius wilsonia*  
*Thryomanes bewickii*  
*Lanius ludovicianus*

**Endangered:**

Plover, Wilson's  
Wren, Bewick's

*Charadrius wilsonia*  
*Thryomanes bewickii*

**Threatened:**

Sandpiper, upland  
Shrike, loggerhead  
Sparrow, Bachman's  
Sparrow, Henslow's  
Tern, gull-billed

*Bartramia longicauda*  
*Lanius ludovicianus*  
*Ammodramus aestivalis*  
*Ammodramus henslowii*  
*Sterna nilotica*

**5. Mammals:**

Water shrew  
Fisher  
Rafinesque's  
big-eared bat

*Sorex palustris*  
*Martes pennanti*  
*Plecotus rafinesquii*

**Endangered:**

Bat, eastern big-eared  
Hare, snowshoe  
Shrew, water  
Vole, rock

*Plecotus rafinesquii macrotis*  
*Lepus americanus*  
*Sorex palustris*  
*Microtus chrotorrhinus*

**6. Molluscs:**

James River spiny mussel  
Cumberland combshell  
Oyster pearly mussel  
Snuffbox pearly mussel  
Little-wing pearly mussel

*Canthytia collina*  
*Epioblasma brevidens*  
*Epioblasma capsaeformis*  
*Epioblasma triquetra*  
*Pegias fabuiza*

**Endangered:**

Bean, purple  
Cavesnail, Unthanks  
Coil, rubble  
Coil, shaggy  
Combshell, Cumberland  
Deertoe  
Elephant-ear  
Floater, brook  
Heelsplitter, Tennessee  
Lilliput, purple  
Mussel, oyster  
Mussel, slippershell  
Pigtoe, Ohio  
Pigtoe, pink  
Snuffbox  
Spectaclecase  
Supercoil, spirit

*Villosa perpurpurea*  
*Holsingeria unthankensis*  
*Helicodiscus lirellus*  
*Helicodiscus diadema*  
*Epioblasma brevidens*  
*Truncilla truncata*  
*Eliptio crassidens*  
*Alasmidonta varicosa*  
*Lasmigona holstonia*  
*Toxolasma lividus*  
*Epioblasma capsaeformis*  
*Alasmidonta viridis*  
*Pleurobema cordatum*  
*Pleurobema rubrum*  
*Epioblasma triquetra*  
*Cumberlandia monodonta*  
*Paravitrea hera*

**Threatened:**

Papershell, fragile  
Pearlymussel, slabside  
Pigtoe, Atlantic  
Pimpleback  
Rabbitsfoot, rough  
Riversnail, spiny  
Sandshell, black  
Sheepnose  
Supercoil, brown

*Leptodea fragilis*  
*Lexingtonia dolabelloides*  
*Fusconia masoni*  
*Quadrula pustulosa*  
*Quadrula cylindrica*  
*strigillata*  
*Io fluviatilis*  
*Ligumia recta*  
*Plethobasus cyphus*  
*Paravitrea septadens*

**7. Arthropods:**

**Threatened:**

Amphipod, Madison Cave  
Pseudotremia, Ellett Valley  
Xystodesmid, Laurel Creek

*Stygobromus stegerorum*  
*Pseudotremia cavernarum*  
*Sigmoria whiteheadi*

C. It shall be unlawful to take, transport, process, sell or offer for sale within the Commonwealth any threatened or endangered species of fish or wildlife.

**§ 14. Endangered species—Definitions.**

For the purposes of §§ 29.1-564 through 29.1-570 of the Code of Virginia, § 13 of this regulation and this section:

1. "Endangered species" means any species which is in danger of extinction throughout all or a significant portion of its range within the Commonwealth, other than a species of the class Insecta deemed to be a pest whose protection would present an overriding risk to the health or economic welfare of the Commonwealth.

2. "Fish or wildlife" means any member of the animal kingdom, vertebrate or invertebrate, without limitation, and includes any part, products, egg or the dead body or parts thereof.

3. "Harass," in the definition of "take," means an intentional or negligent act or omission which creates the likelihood of injury to wildlife by annoying it to such an extent as to significantly disrupt normal behavior patterns which include, but are not limited to, breeding, feeding or sheltering.

4. "Harm," in the definition of "take," means an act which actually kills or injures wildlife. Such act may include significant habitat modifications or degradation where it actually kills or injures wildlife by significantly impairing essential behavioral patterns, including breeding, feeding or sheltering.

5. "Person" means any individual, firm, corporation, association or partnership.

6. "Special concern" means any species being considered by the director for listing as an endangered or a threatened species, but not yet the subject of a proposed rule on a list maintained by the director which is restricted in distribution, uncommon, ecologically specialized or threatened by other imminent factors .

7. "Species" includes any subspecies of fish or wildlife and any distinct population segment of any species or vertebrate fish or wildlife which interbreed when mature.

8. "Take" means to harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, possess or collect, or to attempt to engage in any such conduct.

9. "Threatened species" means any species which is likely to become an endangered species within the foreseeable future throughout all or a significant portion of its range within the Commonwealth.

## § 18. Taking of invertebrates.

### A. Earthworms.

Earthworms may be taken at any time for private or commercial use.

### B. Other invertebrates.

Except as otherwise provided for in §§ 3.1-1020 through 3.1-1030 and 29.1-418 of the Code of Virginia and in VR 325-01-1 § 14 , § 13 , and VR 325-01-2, invertebrates, other than those listed as endangered ; or threatened or of special concern , may be taken for private use.

## VR 325-01-2. Importation, Possession, Sale, Etc., of Animals.

### § 1. Possession, importation, sale, etc., of wild animals.

Under authority of §§ 29.1-103 and 29.1-521 of the Code of Virginia, it shall be unlawful to take, possess, import, cause to be imported, export, cause to be exported, buy, sell, offer for sale or liberate within the Commonwealth any wild animal unless otherwise specifically permitted by law or regulation.

### § 2. Permit required to import, liberate or possess predatory or undesirable animals or birds.

Under the authority of § 29.1-542 of the Code of Virginia, live wolves or coyotes, or birds or animals otherwise classed as predatory or undesirable, may not be imported into the Commonwealth or liberated therein, or possessed therein, except under a special permit of the board. Before such permit is issued, the importer shall make application to the department, giving the place of origin, the name and address of the exporter and a certificate from a licensed practicing veterinarian certifying that the animal to be imported is disease free.

### § 3. Exclusions.

This regulation does not cover those domestic animals listed below:

*Domestic dog (Canis familiaris), including hybrids with canids.*

*Domestic cat (Felis catus), including hybrids with wild felines.*

*Domestic horse (Equus caballus), including hybrids with Equus asinus).*

*Domestic ass, burro and donkey (Equus asinus).*

*Domestic cattle (Bos taurus and Bos indicus).*

*Domestic sheep (Ovis aries), including hybrids with wild sheep.*

*Domestic goat (Capra hircus).*

*Domestic swine (Sus scrofa domestica), including pot-bellied pig.*

*Llama (Lama glama).*

*Alpaca (Lama pacos).*

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Camels (*Camelus bactrianus* and *Camelus dromedarius*).

Domesticated races of hamsters (*Mesocricetus* spp.).

Domesticated races of mink (*Mustela vison*) where adults are heavier than 1.15 kg and/or their coat color can be distinguished from wild mink.

Domesticated races of red fox (*Vulpes*) where their coat color can be distinguished from wild red fox.

Domesticated races of guinea pigs (*Cavia porcellus*).

Domesticated races of gerbils (*Meriones unguiculatus*).

Domesticated races of chinchillas (*Chinchilla laniger*).

Domesticated races of rats (*Rattus norvegicus* and *Rattus rattus*).

Domesticated races of mice (*Mus musculus*).

Domesticated races of European rabbit (*Oryctolagus cuniculus*).

Domesticated races of chickens (*Gallus*).

Domesticated races of turkeys (*Meleagris gallopavo*).

Domesticated races of ducks and geese (*Anatidae*) distinguishable morphologically from wild birds.

Feral pigeons (*Columba domestica* and *Columba livia*) and domesticated races of pigeons.

Domesticated races of guinea fowl (*Numida meleagris*).

Domesticated races of peafowl (*Pavo cristatus*).

## § 4. Non-native (exotic) mammals and birds permitted for importation.

An importation permit is not required from the department for the following non-native (exotic) mammals and birds, excluding noted exceptions; provided, that such mammals and birds shall be subject to all applicable local, state and federal laws and regulations, including those that apply to threatened/endangered species; and further provided, that such animals shall not be liberated within the Commonwealth:

*Callithrix flaviceps*  
*Saguinus oedipus*  
*S. oedipus*  
*S. leucopus*  
*Leontideus* spp.

### Birds:

Order	Family	Genus/Species	Common Name
Columbi- forms	Columbidae	All species	Pigeons and Doves
		EXCEPT:	
		<i>Columba flavirostris</i>	Red-billed pigeon
		<i>Columba inca</i>	Inca Dove
		<i>Columbina passerina</i>	Ground Dove
		<i>Leptotila verreauxi</i>	White-fronted Dove
		<i>Zenaidra asiatica</i>	White-winged Dove
Coraci- formes	Bucerotidae	All species	Hornbills
	Coraciidae	All species	Rollers
Cuculi- formes	Momotidae	All species	Motmots
	Musophagidae	All species	Turacos
Galli- formes	Megapodiidae	All species	Megapodes
	Gruiformes	Turnicidae	All species
Passeri- formes	Cotingidae	All species	Cotingas
	Estrildidae	All species	Waxbills, Mannikins, Munias
		EXCEPT:	Spotted Munia
		<i>Lonchura punctulata nisoria</i>	
	Eurylaimidae	All species	Broadbills
	Fringillidae	All species	Finches
	Icteridae	All species	Icterids
		EXCEPT:	
		<i>Agelaius</i> spp.	Blackbirds
		<i>Molothrus</i> spp.	Cowbirds
	Irenidae	All species	Leafbirds
	Meliphagidae	All species	Honeyeaters
	Nectar- iniidae	All species	Sunbirds
	Ploceidae	All species	Weavers, Whydahs
		EXCEPT:	
		<i>Foudia madagascariensis</i>	Madagascar Weaver
		<i>Passer</i> spp.	Weaver finches
		(except	
		<i>p. domesticus</i> )	
		<i>Ploceus baya</i>	Baya Weaver
		<i>Ploceus philippines</i>	Cape Sparrow
		<i>Quelia quelea</i>	Dioch
	Sturnidae	<i>Gracula religiosa</i>	Hill Myna
		<i>Sturnus vulgaris</i>	European Starling
	Timaliidae	All species	Babblers
	Zosteropidae	All species	White Eyes
		EXCEPT:	
		<i>Zosterops</i> spp.	
Piciformes	Capitonidae	All species	Barbets
	Ramphastidae	All species	Toucans
Psittaci- formes	Psittacidae	All species	Parrots
		EXCEPT:	
		<i>Myiopsitta monachus</i>	Monk Parakeet
		<i>Nandayus nenday</i>	Nanday Conure

### Mammals:

Order	Family	Genus/Species	Common Name
Carnivora	Mustelidae	<i>Mustela putorius furo</i>	Ferret
		<i>Erinaceus hindei</i>	East African Hedgehog
Insect- ivora	Erinaceidae		
Primates	Callithri- cidae	All Species	Marmosets and Tamarins
		EXCEPT	

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## § 5. Importation requirements for non-native (exotic) amphibians, fish, reptiles and mollusks.

An importation permit is required and may be issued by the department, if consistent with the department's fish and wildlife management program, for only those non-native (exotic) amphibians, fish, reptiles and mollusks listed below that the board finds and declares to be predatory or undesirable within the meaning and intent of § 29.1-542 of the Code of Virginia, in that their introduction into the Commonwealth will be detrimental to the native fish and wildlife resources of Virginia; provided, that all other non-native (exotic) amphibians, fish, reptiles or mollusks, not listed below, shall be subject to all applicable local, state and federal laws and regulations, including those that apply to threatened/dangered species; and further provided, that such animals shall not be liberated within the Commonwealth.

### AMPHIBIANS:

Order	Family	Genus/Species	Common Name
Anura	Bufoiidae	Bufo marinus	Giant or marine toad
	Pipidae	Xenopus laevis	Tongueless or African clawed frog

### FISH:

Order	Family	Genus/Species	Common Name
Cyprini- formes	Catostomidae	Ictiobus bubalus	Smallmouth Buffalo
		I. cyprinellus	Bigmouth Buffalo
		I. niger	Black Buffalo
		Pygopristis spp.	Piranhas
	Pygocentrus spp.		
	Rooseveltiella spp.		
	Serrasalmo spp.		
	Serrasalmus spp.		
	Tadyyella spp.		
	Cyprinidae	Aristichyhs nobilis	Bighead carp
		Ctenopharyngodon idella	Grass carp or white amur
		Hypophthalmichthys molitrix	Silver carp
		Mylopharyngodon piceus	Black carp
Scardinius erythrophthalmus		Rudd	
Perci- formes	Cichlidae	Tinca tinca	Tench
		Tilapia spp.	Tilapia
		Gymnocephalus cernuus	Ruffe
Siluri- formes	Clariidae	All species	Air-breathing catfish

### REPTILES:

Order	Family	Genus/Species	Common Name
Squamata	Alligatoridae	All species	Alligators, caimans
	Colubridae	Boiga irregularis	Brown tree snake
		Crocodylidae	All species
	Gavialidae	All species	Gavials

Varanidae	Varanus Komodoensis	Komodo dragon
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### MOLLUSKS:

Order	Family	Genus/Species	Common Name
Veneroida	Dreissenidae	Dreissena polymorpha	Zebra Mussel

## VR 325-02. GAME.

## VR 325-02-27. Permits.

### § 12. Importation of certain animals.

It shall be unlawful to import or cause to be imported or to liberate within the Commonwealth of Virginia any gray fox (*Urocyon cinereoargenteus*), red fox (*Vulpes fulva*), raccoon (*Procyon lotor*) or any other wild animal or wild bird unless a permit therefor is first obtained from the department. Before such permit is issued, the importer shall make application to said department giving the place of origin, the name and address of the exporter and a certificate from a licensed practicing veterinarian setting forth that the animal, or animals, to be imported is free of rabies or any other infection or contagious disease.

### § 13. Importation of European hare and European or San Juan rabbit.

In accordance with authority conferred by § 29.1-103 of the Code of Virginia, the department finds and declares the following species to be predatory or undesirable within the meaning and intent of those terms as used in § 29.1-542 of the Code, in that their introduction into the Commonwealth will be detrimental to the native wildlife resources of Virginia; European hare (*Lepus europeaeus*) and European or San Juan rabbit (*Oryctolagus cuniculus*).

It shall be unlawful, pursuant to § 29.1-542 of the code, to import, cause to be imported, buy, sell or offer for sale or liberate within the Commonwealth any of the above named species unless a permit therefor is first obtained from the department. Before such permit is issued, the importer shall make application to said department giving the place of origin, the name and address of the exporter and a certificate from a licensed practicing veterinarian setting forth that the animal, or animals, to be imported is free of rabies or any other infection or contagious disease.

### § 15. Duty to comply with permit conditions.

A permit holder shall comply with all terms and conditions of any permit issued by the Department of Game and Inland Fisheries pursuant to Title 29.1 of the Code of Virginia and the regulations of the board pertaining to hunting, fishing, trapping, taking, attempting to take, possession, sale, offering for sale, transporting or causing to be transported, importing or exporting of any wild bird, wild animal or fish.

## VR 325-03. FISH

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## VR 325-03-1. Fishing Generally.

### § 2. Creel limits.

The creel limits for the various species of fish shall be as follows:

1. Largemouth, smallmouth and spotted bass, five a day in the aggregate.
2. Landlocked striped bass and landlocked striped bass X white bass hybrids, in the aggregate, four a day; except, that in Smith Mountain Reservoir and its tributaries, including the Roanoke River upstream to Niagara Dam, the limit shall be two a day in the aggregate. For anadromous (coastal) striped bass above the fall line in all coastal rivers, the limit shall be zero (catch and release only).
3. White bass, 25 per day.
4. Walleye or yellow pike perch and chain pickerel or jackfish, eight a day of each; except, that in Gaston Reservoir and Buggs Island (Kerr) Reservoir there shall be no daily limit for chain pickerel or jackfish.
5. Northern pike and muskellunge, two a day.
6. Sauger, eight per day.
7. Bluegill (bream) and other sunfish, excluding crappie ♂ ( silver perch ) and ♀ , rock bass ♂ ( redeye ) and ♀ *Roanoke bass*, 50 a day in the aggregate; crappie ♂ ( silver perch ) and ♀ and rock bass ♂ ( redeye ) , 25 a day of each species ; *Roanoke bass*, 5 a day on the *Nottoway* and *Meherrin* rivers and their tributaries . There shall be no limit on any of the species included in this subdivision 7 in Gaston and Buggs Island (Kerr) Reservoirs and that portion of the New River from the Virginia - North Carolina state line downstream to the confluence of the New and Little Rivers in Grayson County.
8. *American shad* in the *James River* above the fall line (14th Street Bridge), in the *Meherrin River* above Emporia Dam and in the *Chickahominy River* above Walkers Dam, zero (catch and release only).

### § 3. Size limit.

Except as provided in this regulation and VR 325-03-2, §§ 5, 11, 12 and 13, there shall be no size limit on any species of fish.

1. There shall be a 30-inch minimum size limit on muskellunge, and a 20-inch minimum size limit on northern pike, landlocked striped bass (rockfish) and landlocked striped bass X white bass hybrids.
2. There shall be a 14-inch minimum size limit on largemouth, smallmouth and spotted bass in Occoquan

Reservoir from the reservoir dam upstream to the Lake Jackson Dam on Occoquan Creek and upstream to the Yates Ford Bridge (Route 612) on Bull Run Creek. It shall be unlawful to have any such bass less than 14 inches in length in one's possession on the above described waters of this reservoir.

3. There shall be a 12-inch minimum size limit on largemouth, smallmouth and spotted bass in the Chickahominy, Claytor, Philpott and Flannagan Reservoirs, and in Lake Moomaw (Gathright Project). It shall be unlawful to have any largemouth, smallmouth or spotted bass less than 12 inches in length in one's possession while on any of the waters mentioned in the preceding sentence.
4. There shall be a 14-inch minimum size limit on largemouth, smallmouth and spotted bass on the Roanoke (Staunton) and Dan Rivers and their tributaries and impoundments (Gaston, John Kerr, Leesville and Smith Mountain Reservoirs) downstream from Niagara Dam on the Roanoke River and the Brantly Steam Plant Dam on the Dan River; except, that as many as two of such bass of a lesser size caught in such waters may be retained in the creel, but no more than two such bass may be in possession on such waters that are less than 14 inches in length.
5. It shall be unlawful to have any largemouth, smallmouth or spotted bass from 12 to 15 inches in length, both inclusive, in one's possession on North Anna Reservoir and its tributaries, on Briery Creel Lake (Prince Edward County), on Chesdin Reservoir or the Appomattox River from the Brasfield (Chesdin) Dam to Bevel's Bridge on Chesterfield County Route 602, on Beaverdam Reservoir (Loudoun County) and on the waters of Quantico Marine Reservation.
6. It shall be unlawful to have any smallmouth, largemouth or spotted bass from 11 to 14 inches in length, both inclusive, in one's possession on the Shenandoah River, including the North and South Forks downstream from the Route 42 bridge on the North Fork and from the confluence of the North and South Rivers on the South Fork below Port Republic; on the New River from Claytor Dam to the West Virginia boundary line; on the James River from the confluence of the Jackson and Cowpasture rivers downstream to the Interstate 95 bridge at Richmond; on North Fork Pound Reservoir; or on the Clinch River within the boundaries of Scott, Wise, Russell or Tazewell Counties.
7. *It shall be unlawful to have any largemouth, smallmouth or spotted bass less than 15 inches in length from March 1 through June 15, both inclusive, in the Virginia tidal tributaries of the Potomac River upstream of the Route 301 Bridge. There shall be no size limit for largemouth, smallmouth or spotted bass from June 16 through the last day of February in those tributaries.*

8. It shall be unlawful to have any Roanoke bass less than eight inches in length in one's possession on the Nottoway and Meherrin rivers and their tributaries.

§ 5. Permit required for importation, etc., of certain species.

In accordance with authority conferred by § 20-1-103 of the Code of Virginia, the board finds and declares the following species to be predatory or undesirable within the meaning and intent of those terms as used in § 20-1-542 of the Code, in that their introduction into the Commonwealth will be detrimental to the native fish resources of Virginia: Rudd (genus *Scardinius*); tilapia; (any of the genera *Tilapia* *Serotherodon* or *Oreochromis*); piranha (any of the genera *Serrasalmus*, *Roosevelliella*, or *Pygocentrus*); walking catfish (any of the genus *Clarias*); cichlid (Texas); perch (*Chichlasoma cyanoguttatum*); grass carp (any genus *Ctenopharyngodon*); African clawed frog (*Xenopus laevis*) or zebra mussel (*Dreissena polymorpha*).

It shall be unlawful, pursuant to § 20-1-542 of the Code, to import, cause to be imported, possess, buy, sell or offer for sale or liberate within the Commonwealth any live specimens, live hybrids or viable eggs of the above-named species unless a permit therefor is first obtained from the department, except that the African clawed frog may be imported or sold, but not liberated, without such permit, when such action can be shown to be an essential part of a specific research or educational project designed to advance scientific knowledge by achieving precisely formulated objectives.

## VR 325-03-2. Trout Fishing.

§ 2. Same. Continuous open season.

A. Certain lakes and reservoirs. It shall be lawful to fish for trout in Claytor Lake, Fairystone Park Lake, Leesville Lake Moomaw (Gathright Project), Smith Mountain Lake, Carvin's Cove and Flannagan, North Fork of Pound, South Holston and Philpott reservoirs at any time.

B. Commercially operated fishing ponds. There shall be a continuous open season for taking trout in any department authorized commercially operated fishing ponds without creel or hour restrictions.

C. Trout fishing preserves. There shall be a continuous open season for taking trout in any stream which the department has authorized to be operated as a trout fishing preserve without creel or hour restrictions. Such authorization will be given by the department only when such stream is stocked with trout at the owner's expense in an annual quantity approved by the department subsequent to the owner's application for tentative approval. Such preserves shall be deemed to be within the purview of § 29.1-612 of the Code of Virginia and shall not be exempt from license requirements.

§ 5. Size limit.

Except as otherwise specifically provided by the sections appearing in this regulation, there shall be a seven-inch minimum size limit on trout generally and a 10-inch minimum size limit on trout in Flannagan, Moomaw and Philpott and Moomaw Reservoirs.

§ 11. Special provisions applicable to certain portions of Jackson River, Smith Creek and Snake Creek.

It shall be lawful to fish using only artificial lures with single hooks in that portion of the Jackson River in Bath County from the swinging bridge located just upstream from the mouth of Muddy Run, upstream 3.0 miles to the last ford on FS 481D, in that portion of Smith Creek in Alleghany County from the Clifton Forge Reservoir Dam downstream to a sign at the Forest Service boundary above the C&O Dam, and on Snake Creek in Carroll County upstream from its mouth to Hall's Fork on Big Snake Fork and to the junction of Routes 922 and 674 on Little Snake Fork. All trout caught in these waters under 12 inches in length shall be immediately returned to the water unharmed. It shall be unlawful for any person to have in his possession any natural bait or any trout under 12 inches in length in these areas.

§ 12. Special provisions applicable to certain portions of Buffalo Creek, Mossy Creek, Dan River, Sinking Creek, Smith Creek and Smith River.

A. It shall be lawful year around to fish using only artificial lures with single hooks in that portion of Buffalo Creek in Rockbridge County from the confluence of Colliers Creek upstream 2.9 miles to the confluence of North and South Buffalo Creeks, in that portion of Mossy Creek in Augusta County upstream from the Augusta/Rockingham County line to a sign posted at the confluence of Joseph's Spring, in that portion of Smith Creek in Rockingham County from a sign posted 1.0 miles below the confluence of Lacy Spring to a sign posted 0.4 miles above Lacy Spring, and in that portion of Smith River in Henry County from signs below the east bank of Towne Creek for a distance of approximately three miles downstream to the State Route 666 bridge crossing; except, that in Mossy Creek and Smith Creek, only flyfishing is lawful and in that portion of the Dan River in Patrick County from Talbott Dam approximately six miles downstream to a sign posted just upstream from the confluence of Dan River and Townes Reservoir.

B. It shall be lawful year around to fish using only artificial flies with single hooks in that portion of Sinking Creek in Giles County from a cable and department sign 0.4 miles below the State Route 703 low-water bridge upstream 1.8 miles to a cable and department sign 0.1 miles above the Reynolds Farm covered bridge, in that portion of Sinking Creek in Craig County from a cable and department sign 1.0 mile below the State Route 642 bridge upstream to a cable and department sign 0.5 miles above the State Route 642 Bridge, and in that portion of Smith Creek in Rockingham County from a sign posted 1.0 miles below the confluence of Lacy Spring to a sign

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posted 0.4 miles above Lacy Spring.

C. The daily creel limit in these waters shall be two trout a day year around and the size limit shall be 16 inches or more in length. All trout caught in these waters under 16 inches in length shall be immediately returned to the water unharmed. It shall be unlawful for any person to have in his possession any natural bait or any trout under 16 inches in length in these areas.

§ 12-1. Special provision applicable to certain portions of Mossy Creek.

It shall be lawful year around to fish using only artificial flies with single hooks in that portion of Mossy Creek in Augusta County upstream from the Augusta/Rockingham County line to a sign posted at the confluence of Joseph's Spring. The daily creel limit in these waters shall be one trout a day year around and the size limit shall be 20 inches in length. All trout caught in these waters under 20 inches in length shall be immediately returned to the water unharmed. It shall be unlawful for any person to have in his possession any natural bait or any trout under 20 inches in length in this area.

§ 14. Special provision applicable to Stewarts Creek Trout Management Area and certain portions of Dan, Rapidan and Staunton rivers and tributaries.

It shall be lawful year round to fish for trout using only artificial lures with single hooks within the Stewarts Creek Trout Management Area in Carroll County, and in the Rapidan and Staunton rivers and their tributaries upstream from a sign at the lower Shenandoah National Park boundary in Madison County and in the Dan River and its tributaries between the Townes Dam and the Pinnacles Hydroelectric Project powerhouse in Patrick County. All trout caught in these waters must be immediately returned to the water. No trout may be in possession at any time in these areas.

§ 14-1. Special provision applicable to certain portions of North River and South River.

It shall be lawful to fish from October 1 through May 15, both dates inclusive, using only artificial lures with single hooks; in the North River (Augusta County) from the base of Elkhorn Dam downstream 1.5 miles to a sign posted at the head of Staunton City Reservoir and in the South River from the CSX Railroad bridge located 0.1 miles below Broad Street in the City of Waynesboro to a sign posted 2.5 miles upstream at the upstream boundary of Ridgeview Park. Second Street Bridge upstream 2.4 miles to the base of Rife Loth Dam in the city of Waynesboro. From October 1 through May 15, all trout caught in these waters must be immediately returned to the water unharmed, and it shall be unlawful for any person to have in his possession any natural bait or trout. During the period of May 16 through September 30, these waters shall revert to general trout regulations and the

above restrictions will not apply.

## VR 325-03-3. Seines and Nets.

§ 2. Haul seines to take fish for personal use.

A. Authorization to take fish for personal use.

Pursuant to §§ 29.1-412 and 29.1-416 of the Code of Virginia, a permit to use a haul seine to take fish for personal use authorizes the holder of such permit to take nongame fish with a haul seine for private table use, but not for sale, only in the those waters of as specified in § 29.1-531 of the Code of Virginia in the county for which such permit is issued, except in the waters where the use of such seines is as otherwise prohibited in VR 325-03-1, § 10, VR 325-03-2, § 6 and VR 325-03-3, § 6.

B. Holder to be present when seine operated.

The holder of a permit to take fish with a haul seine for personal use must be present when the seine is being operated but may have other persons to assist him who are not required to have a permit.

C. Portion of Smith River.—It shall be lawful to fish for carp for personal use and not for sale with haul seines in that portion of the Smith River in Henry County from the Highway 220 bridge to the North Carolina line.

§ 6. Seines and nets prohibited in certain areas.

Except as specifically provided by § 7 of this regulation, it shall be unlawful to use seines and nets of any kind for the taking of fish from the public waters of the Roanoke (Staunton) and Dan Rivers in Campbell, Charlotte, Halifax and Pittsylvania counties, and in the City of Danville; provided, however, this section shall not be construed to prohibit the use of hand-landing nets for the landing of fish legally hooked or the taking of fish bait from these waters pursuant to the provisions of VR 325-03-5.

§ 7. Taking bait fish with hand nets on Roanoke River in certain counties.

It shall be lawful on the Roanoke River in Halifax, Campbell and Pittsylvania counties to use a hand held landing net with a handle not to exceed eight feet, bow diameter not greater than 20 inches, to dip nongame fish from the bank only for bait, but not for sale. Such nets when so used shall not be deemed to be dip nets under provisions of the Code of Virginia § 29.1-416.

VR 325-03-4. Gigs, Grab Hooks, Trotlines, Snares, Etc.

§ 6. Trotlines, juglines or set poles.

A. Generally.

Except or otherwise provided by local legislation and by subsection B of this section, and except on waters stocked

with trout and within 600 feet of any dam, it shall be lawful to use trotlines, *juglines* or set poles for the purpose of taking nongame fish and turtles, provided that no live bait is used. Notwithstanding the provisions of this section, live bait other than game fish may be used on trotlines to take catfish in the Clinch River in the Counties of Russell, Scott and Wise. *Any person setting or in possession of a trotline, jugline or set pole shall have it marked by means of a nonferrous metal tag bearing his name and address, and is required to check all lines at least once each day and remove all fish and animals caught. This requirement shall not apply to landowners on private ponds, nor to a bona fide tenant or lessee on private ponds within the bounds of land rented or leased by him, nor to anyone transporting any such device from its place of purchase.*

## B. Quantico Marine Reservation.

It shall be unlawful to fish with trotlines in any waters within the confines of Quantico Marine Reservation.

## VR 325-03-5. Aquatic Invertebrates, Amphibians, Reptiles and Nongame Fish.

§ 1. Taking aquatic invertebrates, amphibians, reptiles and nongame fish for private use.

### A. Generally.

Except as otherwise provided for in § 29.1-418 of the Code of Virginia, VR 325-01-1, § 13, VR 325-01-1, § 14, VR 325-03-1, VR 325-03-2, VR 325-03-3, VR 325-03-4 and the sections of this regulation, it shall be lawful to take and possess for private use and not for sale no more than three five individuals of any single species of amphibian and reptile or and 20 individuals of any single species of aquatic invertebrates and nongame fish for private use not specifically listed in this subsection and 50 individuals, in aggregate, of any species of "fish bait" listed in subsection B of this section.

*The following species may be taken in unlimited numbers from inland waters statewide: carp, bowfin, longnose gar, mullet, bullhead catfish, suckers, gizzard shad, herring, white perch, yellow perch, alewife, and stoneroller (hornyhead), fathead minnow, golden shiner and goldfish. The following species may be taken in unlimited numbers from inland waters below the fall line: channel catfish, white catfish and blue catfish. These possession limits apply to all methods of taking aquatic invertebrates, amphibians, reptiles and nongame fish species unless otherwise stated in the Code of Virginia or specific regulations.*

### B. "Fish bait."

"Fish bait," as used in this section, shall be defined as minnows and chubs (Cyprinidae), alewives, blueback herring, suckers, gizzard shad, salamanders, crayfish, and hellgrammites. Except as provided for in VR 325-01-1, § 13

, VR 325-03-1, VR 325-03-2, VR 325-03-3, VR 325-03-4 and VR 325-03-5, § 1, subsection A, and except in any waters where the use of nets is prohibited, it shall be lawful to take "fish bait" for private use, but not for commercial purposes sale. Possession limit shall be 50 individuals in aggregate, unless said person has purchased "fish bait" and has a receipt specifying the number of individuals by species purchased. *However, stonerollers (hornyheads), fathead minnows, golden shiners and goldfish may be possessed in unlimited numbers as provided for in subsection A of this section.* "Fish bait" may only be taken with a seine not exceeding four feet in depth by 10 feet in length, an umbrella type net not exceeding five by five feet in diameter, small minnow traps with throat openings no larger than one inch in diameter, cast nets not to exceed four feet in radius and hand-held bow nets with diameter not to exceed 20 inches and handle length not to exceed eight feet (such cast net and hand-held bow nets, when so used, shall not be deemed dip nets under the provisions of § 29.1-416 of the Code of Virginia).

### C. Bullfrogs.

It shall be lawful to take bullfrogs for private use except from the banks or waters of designated trout waters. The daily limit for bullfrogs shall be 15.

### D. Mollusks.

Except as provided for in §§ 29.1-418 and 29.1-568 of the Code of Virginia, the taking of mussels and the spinya riversnail (*Io fluviialis*) is prohibited in the Tennessee drainage in Virginia (Clinch, Powell and the North, South and Middle Forks of the Holston Rivers and tributaries), and the taking of mussels is prohibited in the James River and tributaries west of U.S. Route 29 and in the entire North Fork of the Shenandoah River.

### E. Salamanders.

Except as provided for in §§ 29.1-418 and 29.1-568 of the Code of Virginia, the taking of salamanders shall be prohibited in Grayson Highlands State Park and on National Forest lands in the Jefferson National Forest in those portions of Grayson, Smyth and Washington counties bounded on the east by State Route 16, on the north by State Route 603 and on the south and west by U.S. Route 58.

§ 2. Taking minnows and chubs for sale.

### A. "Haul seine" defined.

"Haul seine," as used in this section, when used in the inland waters of the Commonwealth above where the tide ebbs and flows, shall mean a haul seine not exceeding four feet in depth by 15 feet in length, and when used in the public inland waters below where the tide ebbs and flows, shall mean a haul seine not exceeding four feet in depth by 100 feet in length. Such a term shall be construed also to include umbrella type nets without limit



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as to size and also small minnow traps with throat openings no larger than one (1) inch in diameter.

## B. Permit required.

Except as provided for in VR 325-01-1, § 13, it shall be unlawful to take minnows and chubs (Cyprinidae) for sale from the inland waters of the Commonwealth without having a permit therefor as provided for in § 29.1-416 of the Code of Virginia § 29.1-416 .

C. Permit holder to be present when seine operated; persons assisting.

The holder of a permit to seine for minnows and chubs (Cyprinidae) must be present at all times when the seine is being operated to catch minnows and chubs (Cyprinidae). Persons assisting in the operation of the haul seine need not obtain permits.

## D. Records.

The holder of a permit to take minnows and chubs (Cyprinidae) for sale shall keep a record of the approximate number of minnows and chubs (Cyprinidae) taken by location (name and county of water body and sold, together with the amount received therefor.

## E. Commercial bait operations.

Commercial bait operations may possess and sell unlimited quantities of minnows and chubs (Cyprinidae), when possession is accompanied by a valid invoice or bill of sale from an individual permitted under subsection B of this section or from a properly permitted aquaculture facility in Virginia or out-of-state.

## DEPARTMENT OF GENERAL SERVICES

**Title of Regulation:** VR 330-02-05. Requirements for Approval to Perform Prenatal Serological Tests for Syphilis.

**Statutory Authority:** § 32.1-60 of the Code of Virginia.

**Public Hearing Date:** N/A - Written comments may be submitted until December 6, 1991.

(See Calendar of Events section for additional information)

## Summary:

The "Requirements for Approval to Perform Prenatal Serological Tests for Syphilis" is a regulation defining the procedure for a syphilis serology proficiency testing program used to evaluate a laboratory's ability to perform prenatal tests for syphilis as required by Virginia statutes. The present format has been changed to be more consistent with standard regulation format. An exception for those laboratories

already in an acceptable syphilis serology proficiency program is included. The number of unknown serum samples to be tested has been decreased from ten to five and the frequency of proficiency testing has been decreased from five times a year to four. The minimum acceptable score has been reduced to 80% to reflect federal requirements.

VR 330-02-05. Requirements for Approval to Perform Prenatal Serological Tests for Syphilis.

Title 22.1-60 of the Code of Virginia requires that prenatal serological tests for syphilis be made by the Department of General Services, Division of Consolidated Laboratory Services (DCLS) or by a laboratory approved for such purpose by the Division. To receive approval all laboratories must meet the provisions of these requirements:

The purpose of the Syphilis Serology Proficiency Testing Program is to evaluate each participating laboratories ability to perform a test procedure compared to the findings of reference laboratories. It is, therefore, essential for all laboratories enrolled in the program to participate in each evaluation set during the year. Successful participation is required in order to receive approval from the Department of General Services, Division of Consolidated Laboratory Services (DGS/DCLS) to continue performing prenatal test(s) for syphilis as required by Virginia state law.

## § 1. Definitions.

The following words and terms, when used in these regulations shall have the following meaning, unless the context clearly indicates otherwise.

"DGS/DCLS" means Department of General Services, Division of Consolidated Laboratories.

"Reference laboratory" means a laboratory that will establish the accepted values of the proficiency test samples.

"Test" means any syphilis serological procedures accepted by the Centers for Disease Control.

"Unknown serum" means a serum sample to be tested by an acceptable syphilis serology test procedure to obtain a result which will be compared with results from reference laboratories.

## § 2. Requirements and procedures.

A. An authorized representative of your laboratory must complete the enclosed questionnaire and return it to the Department of General Services, Division of Consolidated Laboratory Services, Bureau of Microbiological Science, P.O. Box 1877, Richmond, Virginia 23215 by the date specified .

B. The laboratory must be able to demonstrate they have the equipment, reagents, space, and trained personnel necessary to perform the test.

C. Tests given "standard test status" by the Centers for Disease Control may be evaluated in this study.

D. ~~Ten~~ ~~Five~~ unknown serum samples will be mailed to each laboratory ~~five~~ ~~four~~ times within the year. Failure to have results postmarked by the date listed may jeopardize the approval of your laboratory. The dates of shipment and cut-off date will be mailed to each participating laboratory at the beginning of the evaluation year. If you do not receive the specimens within three days of the date of shipment, notify us immediately. Laboratories not participating in an evaluation set without notification of cause submitted in writing will receive a "0" grade which will be averaged into their final scores.

E. The results reported by the reference laboratory(ies) on each series of samples will be forwarded to each participating laboratory after all the reports are received so that results may be compared. It is important that you check your results against those of the reference laboratory(ies) for each set to check your proficiency.

F. The ~~criteria~~ ~~criterion~~ for satisfactory test performance (annual approval) are *is* :

a) Obtaining a minimum score of ~~90%~~ ~~80%~~ on agreement with the results of the reference laboratories on ~~50~~ ~~20~~ samples.

b) Obtaining a minimum score of ~~90%~~ on reproducibility of results on duplicate specimens for ~~five~~ sets.

### § 3. Requirements of obtaining provisional approval.

Provisional approval will be granted *when* :

a) ~~1. When~~ The above ~~criteria~~ ~~are~~ ~~criterion~~ *is* not met, but qualified personnel from the laboratory attend a workshop conducted by DGS/DCLS and demonstrate competence in test performance.

b) ~~2. When~~ Laboratories ~~who~~ ~~that~~ have not been previously approved attain a satisfactory rating on two consecutive sets of ~~10~~ ~~five~~ specimens each and who continue to participate in the proficiency program. A representative of DGS/DCLS will visit new laboratories to determine whether the space, equipment, and reagents are suitable for the serologic test(s) performed and whether the technician is proficient in the performance of the tests.

### § 4. Unsatisfactory performance.

If the test performance of the laboratory is unsatisfactory at anytime during the study period, the space, equipment, reagents, and test performance of the

laboratory may be surveyed by a representative of DGS/DCLS and, if necessary, the technician may be requested to visit a laboratory designated by DGS/DCLS for a demonstration of proficiency in the test performance.

### § 5. Laboratory approval.

A. When study is completed and the results are tabulated for each laboratory, you will be advised by letter whether or not your laboratory has been approved. A listing of the approved and provisionally approved laboratories will be published and distributed to physicians, laboratories, and State Health Departments.

B. Check your report carefully before mailing it. Supply all information requested. Results may be handwritten or typed; a copy should be retained for your files.

C. At the end of each evaluation year, the Division of Consolidated Laboratory Services Syphilis Serology Evaluation Laboratory will mail an application to all participating ~~labs~~ *laboratories* to determine their desire to continue in the program. It is imperative that this survey be completed and returned before the beginning of the survey year. If you do not receive this application to participate by the end of December of the survey year, you should write or call our laboratory. We may be reached at (804) 786-5198.

### § 6. Exemptions.

*Any laboratory that participates in a Syphilis Serology Proficiency Program acceptable to DCLS and provides quarterly documentation of satisfactory testing performance as defined subsection F of § 2, may be exempt from testing samples of the DCLS Syphilis Serology Proficiency Program. This exemption is on a year-to-year basis only. Any laboratory in an exempt status that fails to provide evidence of satisfactory testing performance shall lose approval status.*

REQUEST FOR PARTICIPATION IN SEROLOGIC EVALUATION STUDY

- 1. Do you wish to have your laboratory participate in the Serologic Evaluation Study for approval to perform prenatal blood tests for syphilis? YES \_\_\_\_\_ NO \_\_\_\_\_

If answer is NO, please sign and return promptly.

If answer is YES, complete this form and return to Department of General Services, Division of Consolidated Laboratory Services, Bureau of Microbiological Science, P. O. Box 1877, Richmond, Virginia 23215.

- 2. Check serologic test on which you desire to be evaluated:

VDRL \_\_\_\_\_ NON-TREPONEMAL CARD \_\_\_\_\_

TREPONEMAL: MICROHEMAGGLUTINATION \_\_\_\_\_

FTA-ABS \_\_\_\_\_ OTHER \_\_\_\_\_

- 3. How many serologic tests do you perform per day \_\_\_\_\_, per week \_\_\_\_\_?
- 4. Do you have the equipment, glassware, and reagents recommended for the performance of the test to be evaluated?  
YES \_\_\_\_\_ NO \_\_\_\_\_
- 5. Do you have a procedure manual for the test(s) performed in your laboratory? YES \_\_\_\_\_ NO \_\_\_\_\_
- 6. Do you wish to apply for exempt status? YES \_\_\_\_\_ NO \_\_\_\_\_

If yes.

a) Give name and address of the Syphilis Serology Proficiency Program you participate in. \_\_\_\_\_

b) How often do you test proficiency samples? \_\_\_\_\_

c) How many samples do your test? \_\_\_\_\_

NOTE: Results of testing must be provided to DCLS quarterly.

- 7. Name and address of laboratory: \_\_\_\_\_

ZIP CODE: \_\_\_\_\_

PHONE: ( ) \_\_\_\_\_

- 8. Serologist to whom specimens are to be sent: \_\_\_\_\_

- 9. Name of director of or other person to whom reports and other communications should be sent: \_\_\_\_\_

SIGNED: \_\_\_\_\_

TITLE: \_\_\_\_\_

DATE: \_\_\_\_\_

## STATE WATER CONTROL BOARD

Title of Regulation: VR 680-16-02. Roanoke River Basin Water Quality Management Plan.

Statutory Authority: § 62.1-44.15 of the Code of Virginia.

Public Hearing Date: November 21, 1991 - 7 p.m.  
(See Calendar of Events section for additional information)

### Summary:

*Water quality management plans provide a management tool to assist the Commonwealth, units of local government, industrial firms and agricultural interests in achieving and maintaining applicable water quality goals. This proposal will amend the Roanoke River Basin Water Quality Management Plan deleting those portions of the plan to be covered by adoption of the Upper Roanoke River Subarea Water Quality Management Plan. Concurrently with the proposed amendment to the Roanoke River Basin Water Quality Management Plan, the board is considering adopting the Upper Roanoke River Subarea Water Quality Management Plan. The new Subarea Plan will identify water quality programs and outline remedial actions to alleviate these problems so that desired water quality objectives can be met.*

VR 680-16-02. Roanoke River Basin Water Quality Management Plan.

### § 1. Preface.

#### A. Scope of the plan.

The purpose of this management plan is to set forth those measures to be taken by the Virginia State Water Control Board (SWCB) for reaching and maintaining the applicable water quality goals for the Virginia portion of the Roanoke River Basin. This plan also specifies actions by units of local government, industrial firms, and agricultural interests necessary to reach and maintain these goals.

The plan consists of the following four sections: state water quality goals, municipal and industrial wastes, nonpoint pollutant sources, and water quality monitoring. In each of these sections, the existing situations applicable to the given topic are discussed and the specific SWCB actions are presented.

It is the board's intent that this plan (1) (i) meet all applicable requirements of the federal regulations 40 CFR 130 and 131 for river basin water quality management plans; (2) (ii) be updated as necessary to reflect new or revised legislation, community development, or basin hydrologic conditions; and (3) (iii) provide input data and information for the Water Quality Inventory Report submitted annually to the U. S. Environmental Protection

Agency.<sup>1,2</sup> Section 505 of the federal regulation 40 CFR 131 specifies that basin water quality management plans are to be reviewed every five years. It is the board's intent to review the basin plans at least biennially.

#### B. Development and adoption of the plan.

The plan was prepared by the staff of the SWCB, based on existing water quality data and on a report by the engineering consulting firm of Hayes, Seay, Mattern and Mattern. This planning project was funded jointly by appropriations from the Virginia General Assembly and by grants from the U. S. Environmental Protection Agency.<sup>3</sup>

Throughout the development of this basin plan, participation by the appropriate planning district commissions and local governmental units via a Basin Advisory Committee has been encouraged.<sup>4</sup> North Carolina basin planning officials were kept informed of this endeavor, as the Roanoke River traverses the North Carolina-Virginia state line. No conflicts in this interstate aspect of the planning process exist.<sup>5</sup>

This plan is to be adopted by the SWCB as the primary guide for insuring that water quality is adequately considered in any basin development programs. The adoption process consists of three phases: public participation, adoption by the board, and filing with the Secretary of the Commonwealth. Future revisions to this plan require a similar process.

### § 2. State water quality goals.

#### A. Present policy and existing situation.

The overall water quality goal of the state is to insure that surface and groundwaters are maintained at the highest possible levels that are economically feasible. The SWCB carries out this policy by instituting programs that upgrade the quality levels of waters in which the water quality standards are violated, and that maintain existing levels where the quality is higher than the minimum standards.<sup>6</sup> At least once each three-year period, the SWCB conducts public hearings for the purpose of receiving comments on applicable water quality standards and, as appropriate, modifying and adopting revised standards.<sup>7</sup> When applied to the Roanoke River Basin, these goals call for water quality in the streams and reservoirs which is adequate for public water supplies, for recreational activities, and for the protection and propagation of fish and aquatic life.<sup>8</sup>

State adopted water quality goals can be met by regulating and controlling the quantities of pollutants discharged into surface and ground waters. The National Pollutant Discharge Elimination System (NPDES) provides a procedure which regulates quantities of pollutants, including materials toxic to fish and aquatic life, being discharged from municipal sewerage and industrial wastewater outfalls, i.e., quantities of point source pollutants. These limits of pollutant levels and resulting

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wastewater treatment requirements may be modified periodically as required by federal or state statute. <sup>9</sup>

## B. Mathematical analysis of the basin.

Analysis of a basin such as the Roanoke for required waste treatment levels is best accomplished by subdividing it into a series of segments, determined on the basis of water quality and hydrologic characteristics. These segments are classified as either Effluent Limitation or Water Quality, according to the degree of treatment necessary for attainment of established water quality goals. <sup>10</sup> Effluent Limitation segments are those in which the water quality goals will be met after municipal facilities have "Secondary Treatment" level capabilities, and industrial facilities have "Best Practicable Technology" (BPT) in their treatment plants. Water Quality segments are those requiring treatment levels higher than the foregoing levels in order to meet the standards. <sup>11</sup> In the consultant's report, segments were classified "Effluent" if streams receive only minor discharges, have no known water quality problems, and along which no population or industrial growth is anticipated. BPT will be sufficient to comply with state and EPA regulations. BPT is a technical term defined in P. L. 92-500 and generally defines national minimum level of treatment for various industries. Segments with existing or anticipated water quality problems were classified "Effluent Limitation." BPT will be sufficient to correct these problems in the near future, although rapid growth may require a higher degree of treatment at a later date.

The exact treatment levels required of each discharger in a Water Quality segment are determined using a wasteload allocation system. This allocation is based on biological, chemical and hydrologic characteristics of the stream segment, and on the economic aspects of the segment watershed area.

Presented in Table 1 are the segment classifications for the waters of the Roanoke Basin. Since the classification system is functionally dependent upon waste flows, levels of treatment, and growth, it follows that some streams will be reclassified in the future as conditions change. It should be pointed out that implementation of the goals of BAT by 1983 and Zero discharge by 1985 could completely change the classification system. Secondary treatment, BPT and stream assimilation capacities were used as the foundation for the formulation of waste load allocations. Based on these requirements, total loadings with respect to the major constituents (BOD5, suspended solids, nitrogen, and phosphorus) were generated for each existing and potential discharger depending upon the treatment levels which were deemed necessary to meet water quality standards. In segments with two or more dischargers three methodologies were examined. The equal treatment method was used in this River Basin Plan for areas with existing and future multiple dischargers.

1. Equal treatment: all dischargers provide equal treatment, i.e., the same removal efficiency of 90% or

better for BOD5 and suspended solids.

2. Equal effluent: all dischargers provide the same effluent concentrations, i.e., 30 mg/l or less for BOD5 and suspended solids.

3. Population equivalent: industrial waste and other dischargers converted to population equivalent, i.e., 240 mg/l of BOD5 and suspended solids for raw waste concentrations.

Presented in Tables 2 and 3 are the waste load allocations for significant dischargers in the basin. Although BOD5 is the only constituent for which allocations are established, other major components are presented as suggested NPDES permit numbers in the consultant's report.

It must be stressed that these numbers represent only a preliminary evaluation based on limited data and should be further investigated with detailed field data especially in areas where higher than secondary levels of treatment have been suggested.

For the Roanoke River Basin, the segments were analyzed using the TVA Flat Water Equation corrected for stream slope. <sup>12</sup> This mathematical formula yields the number of pounds per day of five-day biochemical oxygen demand (BOD5) which can be discharged. The TVA Flat Water Equation was utilized for stream water quality analysis and for allowable amounts of wastewater discharges in this basin. This formula was selected because its parameters require less extensive field data than do other equations, such as Streeter-Phelps. Given the comparatively limited amounts of data for much of the Roanoke Basin area, the use of the TVA Equation presently appears to be the most expeditious approach for stream water quality analysis. As more data becomes available, alternative methods of analysis can be considered, and in future updates of this plan, the appropriate action item(s) can be amended to reflect use of these other equations and methods of analysis. Depending on the scope of either the data collection efforts or the analysis, such alternative analyses can be applied either to the entire basin or to specific portions of it. Further discussion on the TVA Equation and its capabilities and limitations are found on page 944 through 949 of the Volume V-A Report and a discussion of wasteload allocations for the basin is given on page 210.

## C. Board actions to meet water quality goals.

The following board actions will be taken:

1) 1. Adopt the segment classifications given in the Basin Planning Report to amend those given in the State Continuing Planning Process 1973-74, <sup>13,14</sup> and

2) 2. Utilize the TVA Flat Water Equation to determine the total assimilation capacity of each stream segment, and assure that these assimilation

capacities are not exceeded by discharge levels allowed under the NPDES Program, and

3) 3. Direct the mathematical analyses of the water quality segments in this basin be continued as additional data becomes available.

## § 3. Municipal and industrial wastes.

### A. Regional service areas.

Regional sewerage service areas identified in this basin are shown on Plate 1, and the corresponding sewerage system and treatment works data are presented in Table 4. <sup>15</sup> The Greater Roanoke Metropolitan Area is one of these service areas, and is also included in an Areawide Water Quality Management Plan as authorized by Section 208 of P.L. 92-500. This "208" Plan provides a further detailed water quality management strategy for this basin's headwaters area. <sup>16</sup>

Of the 22 study areas identified, 11 are to have secondary treatment plants, and eight others are to have treatment levels higher than secondary. For the remaining three areas, nonconventional treatment methods, such as land disposal, are recommended.

### B. Wastewater treatment plants.

Industrial and municipal wastewater discharge locations in the basin watershed area are given in Table 5 and are shown on Plate 2. <sup>17</sup> Raw water sources are also shown on Plate 2. Table 5 indicates if these individual discharges are in one of the regional service areas listed in Table 4, and whether it is to be connected to a regional service area facility. The waste load allocation process described in the preceding section takes into account these isolated dischargers as well as those located in the regional service areas.

Section 201 of P. L. 92-500 authorizes grants for construction of municipal sewage treatment works and associated sewage interceptor facilities. This grant program consists of three steps. Step I is the planning and feasibility phase, Step II is the design phase and Step III is the actual construction of the facility. The status of the facilities grant as of May 1976 for facilities within the sewerage service area is given in Table 4 and for facilities outside the sewerage service area in Table 5.

Grants for sewerage systems and treatment works that have not been considered in any grant program of any fiscal year through 1976 are to be considered for Step I grants in fiscal year 1977. Table 6 shows the sewerage system and treatment works projects which are expected to be constructed within the Roanoke River Basin in fiscal year 1977 based on the statewide priority points.

### C. Policies for point source discharges.

Population and industrial output of many of the

sewerage service areas are expected to grow, giving rise to needs for increased capacity for waste treatment, either by traditional methods or by such alternatives as waste recycling or waste source control. In 1971, the SWCB established the following policy regarding allowable wastewater flow and discharge:

1) 1. When the average flow influent to a sewage treatment works for any consecutive three-month period reaches 80% of the SWCB approved design capacity, the owner shall submit to the board, within 90 days, an analysis of projected loadings, and shall submit proposed plans for increasing the treatment works capacity, including proposed methods of financing, unless the owner can demonstrate, in writing to the satisfaction of the board or its staff, that an increase in treatment capacity is not required at that time.

2) 2. When the average flow influent to a sewage treatment works for any consecutive three-month period reaches 95% of the SWCB approved design capacity, the jurisdictions using this plant shall terminate the issuance of permits which allow start of construction of projects in the affected area, and shall submit a plant expansion program to the board for its review and approval before granting any additional such permits. <sup>18</sup>

### D. Board actions for point source discharges.

The following board actions will be taken:

1) 1. Issue discharge permits consistent with projected area growth and development plans;

2) 2. Continue the waste treatment facility construction grants program to achieve or maintain the required wastewater treatment levels;

3) 3. Issue and enforce discharge certificates to those communities, industrial firms, and institutions isolated from the designated sewerage system service areas and/or not connecting to any central facility;

4) 4. Require, whenever practicable, owners that generate future wastewater loads within the service areas to discharge to the appropriate sewerage service area;

5) 5. Issue state certificates for proposed zero discharge systems; and

6) 6. Consider and evaluate cost effective nonconventional proposals for service and wastewater treatment. <sup>19</sup>

## § 4. Nonpoint pollutant sources.

### A. Basin conditions.

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Nonpoint pollutants are those which originate from a dispersed area, rather than from a single waste treatment facility which discharges its effluent through a pipe, ditch, or other such conduit into state waters. Sources of nonpoint pollutants include stormwater runoff, washing or leaching away such material as sediment from urban areas, pesticides and fertilizers from agricultural areas, tailings from mining and quarrying areas, and excavation spoils from construction areas.

A stormwater runoff sampling study was conducted by the consulting firm near the Rocky Mount and Martinsville area. The object of this study was to add to available data on the contribution to pollutant loadings from nonpoint sources during dry and wet weather periods. These results indicated that various loadings were generated from different land uses. Consequently, a set of rating factors was created to rank the relative contribution of nonpoint pollutants from forest, urban, agriculture, cattle pasture and vacant land. <sup>20</sup>

## B. Methods to curtail nonpoint pollutants.

Pollutants attributed to nonpoint sources occur in Smith Mountain Lake and Kerr Reservoir, due to leaching of biological nutrients from the watershed area, and from drainage of septic tanks which service the numerous cottages and homes in the littoral zone of these impoundments. Community development plans which control the continued lakeside development, and which address domestic waste treatment problems and control use of agricultural chemicals presently appear to be the most expeditious method for dealing with this problem.

By controlling land development on steep slopes and other areas susceptible to erosion, pollutants associated with sediments can be curbed. Plate 3 shows the general slope characteristics of the Roanoke River Basin. Soil erosion and resultant pollutant by suspended solids in the surface watercourses can be curtailed by instituting and enforcing policies regulating development on steep slopes and other lands susceptible to erosion. <sup>21</sup>

Solid wastes, which include residual sludges from wastewater treatment plants, can leach into surface and ground waters as well as give rise to aesthetic problems. Plate 2 shows the locations of existing and proposed solid waste disposal sites. Generally, the consultant's report recommends continued use of sanitary landfills, with provisions to assure that these sites do not give rise to water quality problems. Alternatives that may be considered as future development takes place, particularly in the more densely populated areas such as Roanoke, are incineration and recycling, including use of digested sewage sludge as fertilizer or soil conditioner. <sup>22</sup>

The consultant's report discusses water quality degradation from rain water washing or residues such as oil in urban areas. A pilot field study in the Martinsville area indicated that the principal pollutants contributed from urban stormwater runoff were oxygen demanding

substances, i.e., those with high Biochemical Oxygen Demand (BOD), and to substances which contain biological nutrients, e.g., nitrogen and phosphorus. The recommendations of this study were to address control of stormwater that is generated in the initial portion of a storm. <sup>23</sup>

C. Board actions to control nonpoint pollutant sources in the Roanoke area are:

- 1) 1. To encourage housekeeping programs by construction firms and operators to prevent spoils from being washed into watercourses;
- 2) 2. To encourage planning officials to institute rational programs for lakeside development <sup>24,25</sup>;
- 3) 3. To encourage communities to adopt and enforce steep-slope ordinances;
- 4) 4. To encourage local governments to develop coordinated comprehensive solid waste disposal programs and policies;
- 5) 5. To review and inspect stream related highway projects in accordance with the Memorandum of Understanding now under development with the State Department of ~~Highways~~ *Transportation* ;
- 6) 6. To provide field assistance to the Soil and Water Conservation ~~Commission~~ *Board* in the matter of sediment and erosion problems in accordance with the Memorandum of Understanding being developed between that agency and the Water Control Board;
- 7) 7. To provide assistance to the Department of Agriculture *and Consumer Services* in matters relating to pesticides. In accordance with the board's Long Range Planning Goals assistance will be provided to the department in the areas of pesticide application and storage, handling and formulation;
- 8) 8. To provide field assistance to the ~~State Division~~ *Department* of Forestry in matters relating to silviculture activities;
- 9) 9. To provide necessary and active assistance to EPA for the implementation of the Spill Prevention Control and Counter-Measures (SPCC) Program <sup>26</sup>;
- 10) 10. To utilize Regulation 5 of the Water Control Board for controlling pollution from vessels <sup>27</sup>;
- 11) 11. To assure that domestic waste collected from vessels at marina pump-out facilities is treated by an approved method; and
- 12) 12. To develop and implement water quality standards for sediment.

§ 5. Ambient water quality monitoring program.

## A. Present monitoring program.

By monitoring surface and groundwater, information is obtained by which it can be determined if the wastewater management strategies are producing the desired results. Streamflow data at each water quality sampling point would be ideal, but is likely outside of the realm of possibility. The parameters chosen for the monitoring system should be reflective of the contaminants discharged to the basin whether they originate from point or nonpoint sources. Groundwater and biological sampling will require a parameter mix different from that applicable to stream sampling.

The SWCB maintains 99 water quality monitoring stations and 28 continuous and 18 intermittent recording streamflow gages in the Roanoke Basin. The SWCB groundwater monitoring network has been sampled for two years and consists of 11 stations in the Roanoke Basin.

## B. Board actions for monitoring :

The board will :

- 1) 1. Add four water quality monitoring stations recommended by the consultants in their report;
- 2) 2. Implement a groundwater monitoring program to conserve, protect and promote beneficial utilization of the groundwater;
- 3) 3. Require selected NPDES permit holders to furnish data on the quality of the stream(s) to which they discharge, including data from upstream control stations, mixing zones and stations below mixing zones; and
- 4) 4. Maintain a biological monitoring network and revise the sampling locations as necessary to give basinwide coverage.

## § 6. Amendments to the plan.

The following amendment was adopted by the board by Letter Ballot No. 4418 on July 31, 1978:

Town of Appomattox: The plan's recommendation was amended to reflect the findings of a detailed stream analysis of Falling River. The modified Streeter-Phelps model, utilizing actual field data, resulted in a waste load allocation of 100 lbs/day BOD5 as opposed to the originally recommended 56 lbs/day for the EL segment. A treatment efficiency of 90% and an effluent dissolved oxygen content of 7 mg/l would be required for the 0.500 mgd designed facility.

The following amendments were adopted by the board at its September 25, 1979, meeting:

Town of Chatham: The plan's recommended alternative was amended to reflect the findings of a detailed stream

analysis of Cherrystone Creek. The TVA model, utilizing actual field data, yielded a waste load allocation of 125 lbs/day BOD5 as opposed to the originally recommended 71 lbs/day for the EL segment. A treatment efficiency of 87.5% and an effluent dissolved oxygen content of 7 mg/l would be required for the 0.54 mgd designed facility.

Town of Gretna: The plan's recommended alternative was amended to reflect the findings of a detailed stream analysis of Georges Creek. The TVA model, utilizing actual field data, resulted in a waste load allocation of 100 lb/day BOD5 as opposed to the originally recommended 41 lbs/day for the EL segment. A treatment efficiency of 87.5% and an effluent dissolved oxygen content of 5 mg/l would be required for the 0.38 mgd designed facility.

The following amendments were adopted by the board at its December 6, 1982, meeting:

Town of Boynton: The plan recommended that the town be served by a 0.200 mgd facility located on Coleman Creek. The plan was amended to reflect the findings of a detailed stream analysis of the creek. A Streeter-Phelps model, utilizing actual field data from the EL segment, yielded effluent limitations for a tiered permit shown in Table 3. An effluent dissolved oxygen content of 6.5 mg/l would be required for the 0.145 mgd designed facility.

Town of Clover: The plan recommended that the town be served by the City of South Boston STP. The town's engineers determined that a treatment plant located on Clover Creek to be the most cost effective treatment system. A Streeter-Phelps model, utilizing actual field data from the EL segment, resulted in a waste load allocation of 8.80 lbs/day BOD5. A treatment efficiency of 87.5% and an effluent dissolved oxygen content of 5 mg/l would be required for the 0.035 mgd designed facility.

Town of Halifax: The plan recommended that the town be served by the City of South Boston STP. The 201 Facility Plan for the town found the most cost effective alternative was to construct a wastewater treatment facility located at the confluence of Toots Creek and the Banister River. The plan's recommended alternative was amended to reflect the findings of a detailed stream analysis of the Banister. The TVA model, utilizing actual field data for design capacity of 0.300 mgd. The plan was amended to reflect the WQ segment, yielded a waste load allocation of 75.1 lbs/day BOD5. A treatment efficiency of 87.5% and an effluent dissolved oxygen content of 3 mg/l would be required for the 0.300 mgd designed facility.

Town of Keysville: The plan recommended that the town be served by a facility located on Ash Camp Creek, a WQ segment, with a findings of a detailed stream analysis of the creek. A Streeter-Phelps model, utilizing actual field data, yielded effluent limitations for a tiered permit shown in Tables 2 and 3. An effluent dissolved oxygen content of 5 mg/l would be required for the 0.250 mgd designed facility.



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The Town of South Hill: The plan recommended that the town be served by a facility located on Flat Creek, a WQ segment, with a design capacity of 1.600 mgd. The plan was amended to reflect the findings of a detailed stream analysis of the creek. A Streeter-Phelps model utilizing actual field data, yielded the effluent limitations for a tiered permit shown in Table 3. An effluent dissolved oxygen content of 6.5 mg/l would be required for the 1.000 mgd designed facility.

The following amendment was adopted by the board at its September 22, 1986, meeting:

Smith River: The 1982 amended plan established a BOD5 waste load allocation of 1,637 lbs/day for the upper Smith River segment and 1,500 lbs/day for the lower segment. The Smith River from Philpott Dam to the VA-NC state line was reclassified as WQ. An instream monitoring program was also required.

Since 1982 certain growth patterns in southern Henry County necessitated further study. Martinsville City and Henry County conducted a monitoring program utilizing 205(j) funding from the SWCB. As a result of this effort a revision to the BOD5 waste load allocations was made with a reduction in the upper Smith River segment to 1,070 lbs/day and an increase in the lower segment to 2,067 lbs/day (see Table 2). The following provisions were also part of the 1986 amendment:

- Construct a new 4 mgd waste treatment facility to be located near Ridgeway, Virginia, with discharge to the Smith River and institute an instream monitoring program.
- Construct a new wastewater diversion facility to carry wastewater from the City of Martinsville to the newly constructed Henry County Public Service Authority facility near Ridgeway (Lower Smith River STP).
- Retain the existing Henry County Public Service Authority facility at Koehler at 4.0 mgd.
- Construct a new wastewater diversion facility to carry wastewater from the City of Martinsville to the existing authority facility at Koehler.
- Retain the existing Martinsville STP with future expansion to 8.0 mgd.

The amendment noted that the establishment of an instream monitoring program was particularly important due to the lack of a verified water quality model. Data generated from the monitoring program could be used in the verification of a water quality model at a later date.

## REFERENCES

1. Federal Register, Volume 40 , No. 230, pp. 55335-55349.
2. P. L. 92-500, Section 305(b).
3. Hayes, Seay, Mattern & Mattern, Roanoke River Basin Comprehensive Water Resources Plan , Volume V-A, pp. 2-3, 46-47, 248-330.
4. Ibid, pp. 821-826.
5. Communication with Department of Natural and Economic Resources, State of North Carolina (letter dated March 12, 1975).
6. Commonwealth of Virginia, State Water Control Law, § 62.1-44.2; § 62.1-44.36.
7. P. L. 92-500, Section 303(c).
8. SWCB, Water Quality Standards §§ 1.01, 1.03 through 1.06, 2.01, 2.02, 4.02, 4.03.
9. P. L. 92-500, Section 402.
10. Hayes, Seay, Mattern & Mattern, Roanoke River Basin Comprehensive Water Resources Plan , Volume V-A, pp. 183-227; 944-1130.
11. P. L. 92-500, Sections 301 and 302.
12. Hayes, Seay, Mattern & Mattern, Roanoke River Basin Comprehensive Water Resources Plan , Volume V-A, pp. 945-949.
13. Ibid, pp. 204-209.
14. SWCB, 1973-74 Continuing Water Quality Planning Process , p. 1-8.
15. Hayes, Seay, Mattern & Mattern, Roanoke River Basin Comprehensive Water Resources Plan , Volume V-A, pp. 8-45; 331-814.
16. Moore, Gardner & Associates, 208 Areawide Wastewater Management Plan, Summary Report , pp. 6-2 through 6-20; Appendix 5, pp. 1-34.
17. Hayes, Seay, Mattern & Mattern, Roanoke River Basin Comprehensive Water Resources Plan , Volume V-A, pp. 4-8, 47-84; 197-112; 1131-1172.
18. Commonwealth of Virginia, State Water Control Law, Policy for Sewage Treatment Plant Loadings, adopted May 12, 1971, effective June 23, 1971.
19. Hayes, Seay, Mattern & Mattern, Roanoke River Basin Comprehensive Water Resources Plan , Volume V-A, Rustburg Study Area, p. 26 Virginia Study Area, pp. 32-33; Pamplin City Study Area, p. 28.
20. Hayes, Seay, Mattern & Mattern, Roanoke River Basin

Comprehensive Water Resources Plan , Volume V-A, pp. 159-162, 228-247, 845-922.

21. Hayes, Seay, Mattern & Mattern, Roanoke River Basin Comprehensive Water Resources Plan , Volume V-A, pp. 163-196, 228-247, 845-922.

22. Ibid, p. 634

23. Ibid, pp. 921-992.

24. Commonwealth of Virginia, Water Resources Policy, Section 3.2-4; 3.3-1, 2, and 3; 3.4-3 and 6; 3.5-4.

25. Commonwealth of Virginia, State Water Control Law, Article 7.

26. Federal Register, Volume 38, No. 237, pp. 34164-24170.

27. Commonwealth of Virginia, State Water Control Law, § 62.1-44.33.

# Proposed Regulations

TABLE 1  
 STREAM SEGMENT CLASSIFICATION  
 ROANOKE RIVER BASIN WATER QUALITY MANAGEMENT PLAN

Classification	Segment Description
-WQMA-I-	
-WQ-P-	All waters in this WQMA regardless of other classifications:
-WQ-	Cedar Run:
-EL-	North Fork Roanoke River to include all tributaries not previously classified:
-EL-	South Fork Roanoke River to include all tributaries:
-WQ-	Roanoke River from confluence of North and South Forks to Smith Mountain Dam (River; Tinker and Peters Creeks only):
-E-	All other tributaries to Roanoke River in this WQMA:
-E-	Blackwater River to include all tributaries:
-WQMA-II-	
-E-	Roanoke River from Smith Mountain Dam to confluence Bishop Creek:
-E-	Goose Creek to include all tributaries:
-E-	All tributaries in this WQMA not previously classified:
-WQMA-III-	
-WQ-	Johns Creek:
-WQ-	Little Otter River from confluence Johns Creek to confluence Big Otter River:
-E-	Headwaters Little Otter River to confluence Johns Creek and all tributaries not previously classified:
-E-	Big Otter River to include all tributaries:
WQMA IV	
EL	Roanoke River through this WQMA.
E	Seneca River to include all tributaries.
WQ	Molley Creek.
EL	North Fork Falling River to the confluence with Falling River (River only).
E	Falling River to include all tributaries not previously classified.

Classification	Segment Description
WQMA IV	
E	All tributaries to the Roanoke River not previously classified in this WQMA.
WQMA V	
E	Roanoke River and all tributaries in this WQMA.
WQMA VI	
WQ	Ash Camp Creek.
EL	Twittys Creek.
E	Roanoke Creek to include all tributaries not previously classified in this WQMA.
WQMA VII	
WQ	Banister River from confluence of Polecat Creek to confluence of Dan and Banister Rivers (River only).
EL	Dan River from confluence Miry Creek to backwaters of Kerr Reservoir (River only).
WQ	Kerr Reservoir.
WQ	Little Bluestone Creek.
WQ	Butcher Creek.
WQ	Flat Creek.
E	All tributaries to Kerr Reservoir, Dan River and Banister River not previously classified in this WQMA.
E	Roanoke River from confluence Clover Creek to headwaters of Kerr Reservoir.
E	All tributaries to the Roanoke River in this WQMA not previously classified.
WQMA VIII	
E	Hyco River from the N.C.-VA. State Line to its confluence with the Dan River to include all tributaries.

# Proposed Regulations

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Classification	Segment Description
WQMA IX	
E	Banister River through this WQMA.
EL	Georges Creek.
EL	Cherrystone Creek.
E	All tributaries to Banister River not previously classified in this WQMA.
WQMA X	
E	Dan River from the NC-VA State Line to one mile above the confluence of Sandy River (River only).
E	Sandy River to include all tributaries.
WQ	Dan River from one mile above confluence of Sandy River to NC-VA Line.
E	Dan River from NC-VA line to confluence Miry Creek.
E	All tributaries to the Dan River in Virginia not previously classified in this WQMA.
-WQMA-XI-	
-WQ-	Story-Creek:
-E-	Headwaters-Pigg-River-to-confluence-Story-Creek:
-EL-	Pigg-River-from-confluence-Story-Creek-to-Leesville-Lake:
-E-	All-tributaries-to-Pigg-River-not-previously-classified-in-this
	-WQMA:
WQMA XII	
E	Smith River from its headwaters to Philpott Dam.
WQ	Smith River from Philpott Dam to the NC-VA State Line.
EL	Marrowbone Creek.
EL	Leatherwood Creek.
E	All tributaries to the Smith River not previously classified in this WQMA.

Classification	Segment Description
WQMA XIII	
E	North Mayo River from its headwaters to the NC-VA State Line to include all tributaries.
WQMA XIV	
E	Headwaters South Mayo River to confluence North Fork South Mayo River.
EL	South Mayo River from confluence with North Fork to NC-VA Line.
E	All tributaries of the South Mayo River not previously classified in this WQMA.
WQMA XV	
E	All streams in this WQMA.

Source: Hayes, Seay, Mattern & Mattern

TABLE 2  
WASTELOAD ALLOCATIONS FOR SIGNIFICANT DISCHARGES FOR SELECTED ALTERNATIVE  
ROANOKE RIVER BASIN WATER QUALITY MANAGEMENT PLAN

Water Quality Management Area (WQMA)	Study Area Name	Discharger	Stream Name	Segment Classification	303(e) Wasteload Allocation BOD <sub>5</sub> lbs/day
-WQMA-I-	Blacksburg-f-Etlett	Cedar-Run-STP Highland-Park-STP Blacksburg-Country-Club	-CONNECT-TO-STROUBLES-CREEK-STP-IN-THE-NEW-RIVER-BASIN; DISCONTINUED N:-F:-Roanoke-R:	-EL-P-	-101:77-
-WQMA-i-	Boones-Mill	Boones-Mill	Maggodee-Cr:	-E-	-38:95-
-WQMA-i-	Roanoke	Vinton-STP Roanoke-Regional-STP	CONNECTED-TO-CITY-OF-ROANOKE-STP Roanoke-R:	-WQ-P-	-1670:00-
-WQMA-i-	Shawsville-Elliston- Lafayette-Ironto	Shawsville-STP Elliston-Lafayette-STP (also-serving-Green-Hill and-Ironto)	S:-F:-Roanoke-R: S:-F:-Roanoke-R:	-EL-P- -EL-P-	-375:28- -258:25-
-WQMA-iii-	Bedford	Bedford-STP	Little-Otter-R:	-WQ-	-116:62-
-WQMA-IV-	Altavista-Hurt-Motley	Altavista-STP;-Klopman Mills;-Piedmont-Mfg:-Co: and-The-Lane-Co:	Roanoke-R:	-EL-	-1650:50-
WQMA IV	Appomattox	Appomattox STP	Falling R.	EL	100.00

Water Quality Management Area (WQMA)	Study Area Name	Discharger	Stream Name	Segment Classification	303(e) Wasteload Allocation
					BOD <sub>5</sub> lbs/day
WQMA IV	Brookneal	Brookneal STP and Burlington Ind. - Brookneal	Roanoke R.	EL	1381.20
WQMA IV	Rustburg	Rustburg STP	Molleys Cr.	WQ	17.94
WQMA VI	Drakes Branch	Drakes Branch and Burlington Ind. - Drakes Branch	Twittys Cr.	EL	27.82
WQMA VI	Keysville	Keysville and Virginia Crafts	Ash Camp Cr.	WQ	48.00 <sup>1</sup>
WQMA VII	Clarksville-Chase City- Boynton	Clarksville STP, Burlington Ind. - Clarksville	Kerr Reservoir	WQ	786.00
		Chase City Regional STP	Little Blue Stone Cr.	WQ	32.52
		Boynton	Coleman Cr.	EL	1
WQMA VII	South Boston-Halifax- Scottsburg-Clover	South Boston STP	Dan R.	WQ	1854.00
		Halifax STP, Halifax Cotton Mills, Burlington Ind. - Halifax and Scottsburg STP	Banister R.	WQ	584.84
		Clover	Clover Cr.	EL	8.76



Water Quality Management Area (WQMA)	Study Area Name	Discharger	Stream Name	Segment Classification	303(e)	
					Wasteload Allocation BOD <sub>5</sub> lbs/day	
WQMA VII	South Hill-Lacrosse- Brodnax	South Hill, Lacrosse and Brodnax	Flat Cr.	WQ	1	
WQMA VII	Virgilina	Virgilina	X-Trib. to Wolfpit Run	EL	13.00	
WQMA IX	Chatham-Gretna	Chatham Gretna	Cherrystone Cr.	EL	125.22	
			Georges Cr.	EL	100.00	
WQMA X	Dan River	Danville and U. S. Gypsum Dan River, Inc.	Dan R.	WQ	4407.00	
WILL DISCHARGE PROCESS WATER TO THE CITY OF DANVILLE STP.						
-WQMA-XI-	Rocky-Mount-Franklin	Rocky-Mount-STP Ferrum-STP	Pigg-R: Story-Cr:	-EE- -W:R:	256:43 -31:31-	
WQMA XII	Smith R.	Henry County PSA				
		Upper Smith R. STP	Smith R.	WQ	567.00	
		Collinsville STP		CONNECTED TO UPPER SMITH R. STP		
		Fieldcrest Mills		CONNECTED TO UPPER SMITH R. STP		
		E. I. duPont	Smith R.	WQ	503.00	
	Martinsville STP	Smith R.	WQ	1500.00		
	Henry County PSA					
	Lower Smith R. STP		Smith R.	WQ	567.00	

<u>Water Quality Management Area (WQMA)</u>	<u>Study Area Name</u>	<u>Discharger</u>	<u>Stream Name</u>	<u>Segment Classification</u>	303(e) Wasteload Allocation <u>BOD<sub>5</sub> lbs/day</u>
WQMA XIV	Stuart-Patrick Springs	Stuart STP	S. Mayo R.	EL	141.90
		United Elastic Patrick Springs	S. Mayo R.	EL	8.38
WQMA XIV	NONE	United Elastic Woolwine	Smith R.	EL	192.00

## Notes:





<sup>1</sup> See Table 3

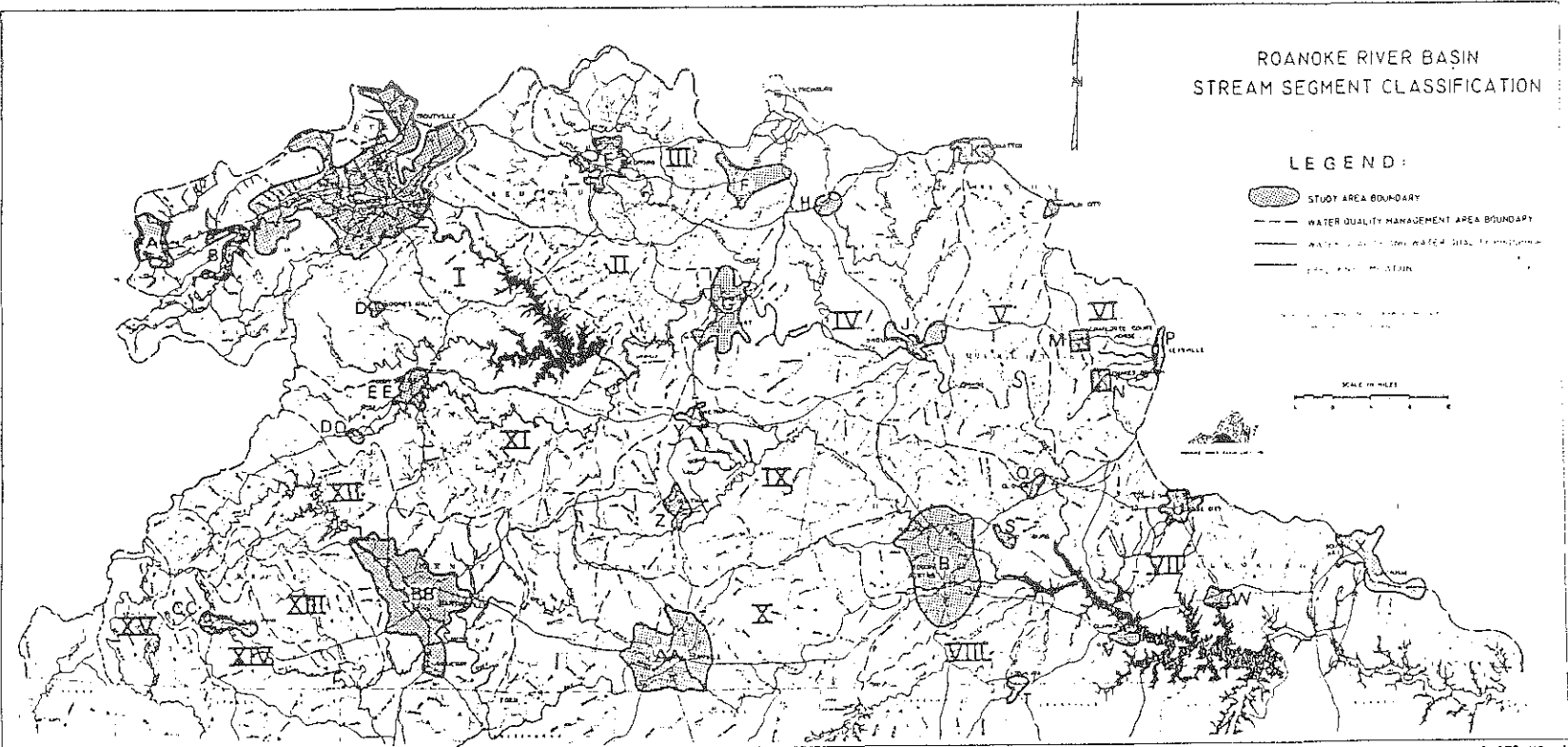
TABLE 3  
WASTLOAD ALLOCATIONS FOR DISCHARGERS WITH TIERED PERMITS  
ROANOKE RIVER BASIN WATER QUALITY MANAGEMENT PLAN

Water Quality Management Area (WQMA)	Study Area Name	Discharger	Months	Flow (mgd)	Effluent D.O.	303(e) Wasteload Allocation		
						CBOD <sub>5</sub> (lbs/day)	BOD <sub>5</sub> (mg/L)	Ammonia (mg/L)
WQMA VI	Keysville	Keysville	Jan. - Feb.	0.250	3.0		23.0	10.0
			Mar. - Nov.	0.250	3.0		23.0	2.0
			Dec.	0.250	3.0		23.0	10.0
WQMA VII	Clarksville-Chase City Boydton	Boydton	Jan. - Apr.	0.145	6.5	36.30	30.0	1.0
			May - June	0.145	6.5	18.10	15.0	1.0
			July - Oct.	0.145	6.5	6.00	5.0	1.0
			Nov. - Dec.	0.145	6.5	18.10	15.0	1.0
WQMA VII	South Hill-Lacrosse- Brodnax	South Hill	Jan. - Feb.	1.000	6.5	250.00	30.0	20.0
			March	1.000	6.5	250.00	30.0	5.0
			Apr. - May	1.000	6.5	83.00	10.0	1.0
			June - Sept.	1.000	6.5	75.00	9.0	1.0
			Oct.	1.000	6.5	83.00	10.0	1.0
			Nov.	1.000	6.5	142.00	17.0	5.0
			Dec.	1.000	6.5	250.00	30.0	20.0

ROANOKE RIVER BASIN  
STREAM SEGMENT CLASSIFICATION

LEGEND:

-  STUDY AREA BOUNDARY
-  WATER QUALITY MANAGEMENT AREA BOUNDARY
-  WATER QUALITY MANAGEMENT AREA BOUNDARY
-  MAIN TRIBUTARY



Source: Hayes, Seay, Mattern & Mattern

PLATE NO. 1

TABLE 4  
SEWERAGE SERVICE AREAS

SSA <sup>1</sup>	Municipality	Receiving Stream Classification <sup>2</sup>	Flow (mgd)	NPOES Limits <sup>3</sup>		Status of Applicable <sup>4</sup> Section 201 Programs May 1976
				BOD <sub>5</sub> (lbs/day)	SS (lbs/day)	
-6-	Attavista	EL	0.56	224	224	#Construction-to-begin-duly-1976 -Estimated-completion-April-1977-
K	Appomattox	EL	0.170	42.55	42.55	
		EL	0.054	*9.48/13.45	27.12	
BB	Bassett		Not Applicable <sup>5</sup>			To be served by Henry County Regional Plant
-E-	Bedford	E	1.5	275	275	Construction-completed-in-dune-1974
-A-	Blacksburg	EL	0.04	*12/20	*12/20	Pump-to-Struble's-Creek-in-New-River-Basin
		WQ	0.4	80	80	Step-II-to-be-submitted-Summer-1976
-B-	Boones-Mill		Required-permit-to-be-issued <sup>6</sup>			Step-II-grant-application-submitted
W	Boydton	E	0.145	**	7.48	Step I-III to be submitted Fiscal Year 1976
X	Brodnax		Not applicable <sup>5</sup>			To be served by South Hill
J	Brookneal	EL	0.078	31	31	No grant application yet submitted
		EL	0.082	33	33	
M	Charlotte C. H.		Required permit to be issued <sup>6</sup>			Continue use of existing community septic tank system; to be rated for grant in Fiscal Year 1977
U	Chase City	WQ	0.1	*30/50	*30/50	No grant application yet submitted
		WQ	0.28	112	112	
Z	Chatham	EL	0.45	113	113	

SSA <sup>1</sup>	Municipality	Receiving Stream Classification <sup>2</sup>	NPDES Limits <sup>3</sup>			Status of Applicable <sup>4</sup> Section 201 Programs May 1976
			Flow (mgd)	BOD <sub>5</sub> (lbs/day)	SS (lbs/day)	
V	Clarksville	WQ	0.35	380	292	No grant application yet submitted
Q	Clover		0.35	8.76	8.76	
BB	Collinsville		Not applicable <sup>5</sup>			STP to be abandoned and area served by Henry County Regional Plant
AA	Danville (2 plants)	WQ	24.0	4203	4203	Construction completed in Spring 1976
		WQ	15.0	2127	3735	
N	Drakes Branch	EL	0.0575	75	58	Step I to be submitted Fiscal Year 1976
<del>A</del>	<del>Ellet</del>	<del></del>	<del>Not-Applicable<sup>-5</sup></del>			
<del>B</del>	<del>Elliston</del>	<del></del>	<del>Not-Applicable<sup>-5</sup></del>			
<del>BB</del>	<del>Ferrum</del>	<del>WQ</del>	<del>0.25</del>	<del>50</del>	<del>50</del>	<del>No grant application yet submitted</del>
BB	Fieldale		Not Applicable <sup>5</sup>			To be served by Henry County Regional Plant
Y	Gretna	EL	0.230	58	58	
R	Halifax	WQ	0.300	75	75	
BB	Henry County PSA Upper Smith R. STP	WQ	4.0	564	1001	
Not Shown	Henry County PSA Lower Smith R. STP	WQ	4.0	567	1001	
<del>6</del>	<del>Hurt</del>	<del></del>	<del>Not-Applicable<sup>-5</sup></del>			<del>To be served by Altavista</del>

SSA <sup>1</sup>	Municipality	Receiving Stream Classification <sup>2</sup>	NPDES Limits <sup>3</sup>			Status of Applicable Section 201 Programs May 1976 <sup>4</sup>
			Flow (mgd)	BOD <sub>5</sub> (lbs/day)	SS (lbs/day)	
<del>B</del>	<del>Ironto</del>	<del></del>	<del>Not Applicable</del>	<del>-5</del>	<del></del>	<del>No grant application yet submitted</del>
P	Keysville	WQ	0.25	** -	62	
X	LaCrosse	WQ	0.072	29	29	To be served by South Hill
		WQ	0.04	16	16	
<del>B</del>	<del>Lafayette</del>	<del></del>	<del>Required Permit to be issued</del>	<del>-6</del>	<del></del>	<del>Step I to be submitted Fiscal Year 1976</del>
BB	Martinsville	EL	8.0	1500	2002	
G	Motley		Not Applicable <sup>5</sup>			Continue use of individual septic tanks
L	Pamplin City		Not Applicable <sup>5</sup>			No grant application yet submitted
CC	Patrick Springs		Not Applicable <sup>5</sup>			Continue use of individual septic tanks
<del>E</del>	<del>Roanoke</del>	<del>WQ</del>	<del>28.0</del>	<del>3503</del>	<del>4984</del>	<del>Construction completed in Fall 1976</del>
EE	Rocky Mount	E	0.8	*240/400	*240/400	No grant application yet submitted
H	Rustburg	WQ	0.156	62	62	Step III submitted; construction to begin Summer 1976
S	Scottsburg		Not Applicable <sup>5</sup>			To be served by South Boston; Step I for connection to be submitted Fiscal Year 1976
<del>B</del>	<del>Shawsville</del>	<del>EL</del>	<del>0.1</del>	<del>25</del>	<del>25</del>	<del>Construction completed in October 1975</del>
R	South Boston	EL	1.3	1410	1410	Construction completion in December 1976

SSA <sup>1</sup>	Municipality	Receiving Stream Classification <sup>2</sup>	NPDES Limits <sup>3</sup>			Status of Applicable Section 201 Programs May 1976 <sup>4</sup>
			Flow (mgd)	BOD <sup>5</sup> (lbs/day)	SS (lbs/day)	
X	South Hill	E	1.00	** -	251.33	
BB	Stanleytown					To be served by Henry County Regional Plant
CC	Stuart		Required Permit to be Issued <sup>6</sup> (0.30	130	47.5	Construction completed March 1976
F	Timberlake		Not Applicable <sup>5</sup>			To be served by Lynchburg in James River Basin
<del>E</del>	<del>Vinton</del>		<del>0.6</del>	<del>180</del>	<del>180</del>	<del>To be served by Roanoke Regional Plant</del>
T	Virgilina		Not Applicable <sup>5</sup>			No grant application yet submitted

1. Sewerage Service Areas (SSA) shown on Plate I
2. Effluent Limiting (EL) or Water Quality (WQ)
3. For existing sewage treatment facility
4. For new sewage treatment facility
5. No existing or future sewage treatment plant planned, wastes to be transferred to other sewerage service areas
6. No existing discharge but new sewage treatment plant is under construction or planned

\*Seasonal NPDES allowable loading: April to September/October to March

\*\*See Table 3

#Step III construction grant funded

Source: Hayes, Seay, Mattern & Mattern



# Proposed Regulations

TABLE 5  
WASTEWATER POINT DISCHARGERS

Waste Source Number	Wastewater Point Dischargers	Waste Source Number	Wastewater Point Dischargers
<u>APPOMATTOX COUNTY</u>		<u>CAMPBELL COUNTY</u>	
240*#@	Appomattox Country Club	228#-----	Piedmont-Manufacturing
241	Town of Appomattox	221*-----	Wood-Ear-Wash
242*	Maude's Restaurant	222#-----	Lane-Company-(#1)
<u>BEDFORD COUNTY</u>		223*#-----	Lane-Company-(#2)
34*-----	Falling-Creek-Water-Plant	224*#-----	Lane-Company-(#3)
53*#@-----	Woodhaven-Nursing-Home	225-----	Town-of-Altavista
54*#@-----	Woodhaven-Ear-Wash	226-----	Ross-Laboratory
55*#@-----	Gulf-Oil-(Montvale)	227*-----	M:-V:-Templeton-&-Son
56*#@-----	Phillips-Petroleum	228*-----	Winnerick-&-Wineberger
57*#@-----	American-Oil-Company	229*-----	Montague-Belt
58*#@-----	Texaco,-Inc:	230*#@----	Bonanza-Trailer-Park
59*#@-----	Southern-Facilities,-Inc:	231&#@	Yellow Branch Elementary School
60*#@-----	Eaton-Pipeline-Company	232*	Rustburg High School
61*#@-----	Gulf-Oil-Terminat	233*	Rustburg Sanitation
63*#@-----	Thaxton-Elementary-School	234*#	Field Unit #9
64*#@-----	W:-A:-Parker-Cannery	235*#@	William Camp High School
65*#@-----	J:-A:-Johnson-Cannery	236	Town of Brookneal #1
66*#@-----	Eugar-&-Markham-Tomato-Cannery	237	Town of Brookneal #2
67*#@-----	Northside-Supply	238*	Universal Electric
68*-----	Finnell's-Apartments	239#	Burlington Industries
69*-----	Liberty-High-School	<u>CHARLOTTE COUNTY</u>	
70*#@-----	Gunnoe-Sausage	243*#@	J. H. Jefferess Elementary School
71*#@-----	New-London-Academy	244*#@	Phenix Elementary School
73#-----	Rubatex-Corporation	245*#@	Bacon District Elementary School
74-----	Belding	246*#@	Reynolds Laundry
75-----	Bedford-City-(#1)	247*#@	Phenix Car Wash
76*-----	Bedford-Water-Filtration-Plant	248*#@	Kyanite Mining
77*-----	Dillon's-Trailer-Park	249*	Randolph Henry High School
78*-----	Bedford-County-Nursing-Home	250*	Central Elementary School
80*#@-----	Body-Camp-Elementary-School	251*	Central Junior High School
81*#@-----	Staunton-R:-High-School	252*	Charlotte City Sewage
82*#@-----	Stewartsville-Elementary-School	253#@	Virginia Crafts
83-----	Shan-Ota-Mobile-Home-Village	254	Town of Keysville
84*#@-----	Hardy-Road-Trailer-Park	255#	Burlington Industries
85*#@-----	State-Road-Camp-(#24)	256*	Town of Drakes Branch
86*#@-----	Appalachian-Power-Co:-Picnic	257*#@	Spaulding Box Factory
87*#@-----	Otter-R:-Elementary-School	258*#@	Cardinal Homes
<u>BOTETOURT COUNTY</u>		<u>FRANKLIN COUNTY</u>	
44*-----	Rice-Bottling	88-----	Town-of-Boones-Mill
45*-----	Franhauf-Corporation	89*#-----	Boones-Mill-Elementary-School
46*-----	Etoverdate-Sanitation	90*#@-----	Eatoway
47*-----	Truck-Stop;-Roanoke	92*#@-----	Hammocke-Trailer-Court
48*-----	Interchange-Sanitation	93*#@-----	4-H-Camp

# Proposed Regulations

Waste Source <u>Number</u>	Wastewater Point <u>Dischargers</u>
<u>BOTETOURT-COUNTY</u>	
49*-----	L--Botetourt-High-School
50*-----	Williamsburg-Court-Subdivision
51*-----	Murray-Orchards
52*-----	City-of-Roanoke-Nursing-Home

<u>HALIFAX COUNTY</u>	
260*#a	Mac's Washer
261*#a	Sydnor Junior Elementary School
262*#a	Meadville Elementary School
263*#a	Clay's Mill Elementary School
264*#a	Southern Mobile Homes
265*#a	Scottsburg Elementary School
266*#a	Carson Anderson Car Wash
267*	Lakewood Trailer Park
268*	Crabtree Trailer Park
269	Vulcan Materials
270*	South Boston Speedway
271*	J. P. Stevens
272	City of South Boston
273*	Oak Hill Subdivision
274*	Fordland
275*	Highland Hills Subdivision
276*	Love Shop Mobile Home
277*	C. D. Ragland Car Wash
278*#	Burlington Industries
279#	Burlington Industries
280	Town of Halifax
281*	Sinai Elementary School
282*	Hightower Trailer Court
283#	Halifax Cotton Mill
284*#a	Birchland Park Laundry & Store
285*#a	Tucker's Trailer Court
286*	Hillcrest Motel
287*	Banner Warehouse
288*#a	Chester Springs Elementary School
289*#a	S. of Dan Elementary School
290*#a	Chester Springs Academy
291*	Virgilina Elementary School

Waste Source <u>Number</u>	Wastewater Point <u>Dischargers</u>
<u>FRANKLIN-COUNTY</u>	
94-----	Town-of-Rocky-Mount
95*-----	Rocky-Mount-Elementary-School
96*-----	Turner's-Shopping-Center
97*#a	L-&-S-Sales,-inc:
100-----	Ferrum-W&S-Authority
101*-----	The-Mead-Corporation
102*#a	Worley-Subdivision
103*#a	Campbell-Laundry

<u>HENRY COUNTY</u>	
116*#a	State Road Camp #28
117*#a	J. D. Rea Laundry
118*a	Spencer Court Subdivision
119*a	G. W. Carver High School
120*a	Carver Estates
121*	Greenbrier
122*#a	Plasters Trailer Court
123*	Ridgeway Elementary School
124*	Drewry Mason High School
125*	Ridgeway Trailer Park
126*	Henry County Plywood
127*a	Penn's Trailer Park
128*	Cravely Furniture
129*	Countryside Trailer Park
130*	Ponderosa Trailer Park
131	City of Martinsville
132*	Town House Motel
133*	Eastwood Subdivision
134#	Bassett Walker Knitting Company
135-7#	E. I. DuPont
138*	Holiday Inn
140*	Virginia Carolina Truck
141	Henry County PSA
142	Fieldcrest Mills
143*	Riverside Shopping Center
144*	Martin Processing
145*	Stanley Furniture
146*	Travel Lodge
147*	Bassett High School
148*	J. D. Bassett #1
149*	J. D. Bassett #2
150*	Bassett Chair Company
151*	Bassett Furniture Plant

# Proposed Regulations

TABLE 5  
WASTEWATER POINT DISCHARGERS

Waste Source Number	Wastewater Point Dischargers	Waste Source Number	Wastewater Point Dischargers
<u>MECKLENBURG COUNTY</u>			
292*#a	Kieffer Yancey's Restaurant	152*	Bassett Office Building
293*#a	Newton's Trailer Park	153*	Bassett Superior Line & Table Plant
294*#a	Little Buffalo Exxon	154*	Bassett Mirror
295*	Lighthouse Motel	155*	Bassett Stanleytown
296	Town of Clarksville	156*#a	Stone Hollow Subdivision
297*#	Burlington Industries (Clarksville)	157*	Lakeview Trailer Park
298#	Burlington Industries (Clarksville)	158*#a	Fairways Acres
299*#a	Marifield Apartments & Trailer Park	159*#a	Patrick Henry Land Investment Corp.
300*#a	Hopkins Car Wash	161*#a	Moran's Trailer Court
301*#a	Occoneechee State Park	162*#a	Longview Trailer Park
302*#a	Bluestone Junior High School	163*#a	Green Acres Trailer Park
303*#a	Bluestone Senior High School	164*#a	Beechwood
304	Town of Chase City	165*	People Car Wash
306*	Virginia Home, Inc.	166*	Piedmont Car Wash
307	Town of Boynton	167*#a	Moose Lodge
308*#a	Correction Field Unit #4	168*#a	Atkins Construction Co. Sub.
309*#a	Buckhorn Primary School	169*	Reed Water Company
310*#a	South Hill Motel & Restaurant	170*	Winns Laundry
316	Town of South Hill	171*	Patrick Henry Country Club
318*#a	LaCrosse Primary School	172*#a	Serwood Manor Apartments
320*#a	Parker Oil Company	173*	Martinsville Water Plant
		174*	Laurel Park
		176*#a	Camp Branch Hills
		178*#a	Pasadena Knoll Subdivision
		179*#a	Pigg City, Inc.
		180*#a	Mt. Olivet School
		181*#a	Leatherwood Elementary School
		182*#a	Campbell Elementary School
<u>MONTGOMERY COUNTY</u>			
1*-----	Blacksburg-VPI-Hightand-Park		
2*-----	Blacksburg-Country-Club		
3-----	Blacksburg-VPI		
4#-----	Federal-Mogul		
5*#a-----	Meadow-Brook-Nursing-Home		
6-----	Shawsville		
7*-----	Big-Spring-Trading-Post		
8*-----	Eltiston		
9*-----	Green-Hitt,-Inc.		
<u>PITTSYLVANIA COUNTY</u>			
183*#a	Tunstall High School		
184*#a	Carriage Hill Trailer Court		
185*#a	City View Forest Park		
186*#a	Faith Home Inc.		
187*	Westover Mobile Homes		
188*#a	C & W Mobile Home Court		
189	Dan River Mills		
191	City of Danville		
192#	U. S. Gypsum Company		
193	Lorillard, Inc.		
<u>HENRY COUNTY</u>			
		104*#a	Joe Alkins
		105*#a	United Elastic
		106*#a	Groundhog Mountain, Inc.
		108	Town of Stuart
		109*	Patrick City High School
		110*	United Elastic Company
		111*	Patrick Memorial Hospital
		112	United Elastic
		113*	East Hampton Rub. Thr.
		114*	Carnation
		115*	Pannill Knitting
<u>ROANOKE COUNTY</u>			
		10*-----	Beacon-Restaurant
		11*-----	Koppers-Company

# Proposed Regulations

Waste      Wastewater  
Source      Point  
Number    Dischargers

Waste      Wastewater  
Source      Point  
Number    Dischargers

PITTSYLVANIA COUNTY

194      Goodyear Tire & Rubber Company  
195      Corning's Glass Works  
196\*#a    Lakewood Exxon Truck  
197\*      Baptist Tabernacle  
198\*#a    Danville Airport  
199\*#a    Hughes Memorial Home  
200\*#a    Dan River High School  
201\*#      Chatham High School  
202      Town of Chatham  
203\*#a    Field Unit #15  
204\*#a    Union Hall Elementary School  
205\*#a    Star Paper Tube  
206\*#a    Southern Railway Diesel Shop  
207\*#a    Smigh Douglas Fertilizer  
208\*#a    Whitehead Trailer Park  
209      Town of Gretna  
210\*#a    Mt. Airy Elementary School  
211\*      Betterton Car Wash  
212\*#a    Vulcan Materials  
213\*      Zimmerman's Laundry  
214\*      Dibrell Brothers  
215\*#a    Alderson's Trailer Court  
216\*#a    Dodson's Trailer Park  
217\*      Smith Mountain Lake Picnic  
218#      Klopman Mills  
219#      Freeman Chemicals  
219-A     Dibrell Brothers  
219-B     Disston Tool Company

ROANOKE COUNTY

12-----Roanoke-Electric-Steel  
13\*-----Salem-Water-Plant  
14\*-----Eaton-Corporation  
15-----Valleydate-Packers  
16\*-----Carter-Machine  
17-----General-Electric-Company  
19\*-----Fuel-Oil-&-Egypt  
20-----N&W-Railroad-Sahffers-Crossing  
21\*-----Harris-Hardwood  
22#a-----Roanoke-Sanitation-Bisposat  
23\*#a-----Suncrest-Heights  
24\*-----Eaton-Corporation  
25-----City-of-Roanoke  
26-----Town-of-Vinton  
27\*-----Burlington-Industries  
28-----N&W-Railroad-East-End  
29\*-----Overstreet-Food-Processing-Company  
31\*-----Foutz-Sausage  
32-----Town-of-Bonsack  
33\*-----Adams-Construction-Company  
35-----Eli-Lilly  
36\*-----North-Ardmore  
37\*-----IFI-Corporation  
38-----Earvins-Cove-Water-Plant  
39\*-----Salem-Stone  
40\*-----Mason-Cove-Elementary-School  
41#a-----Catawba-Sanitarium

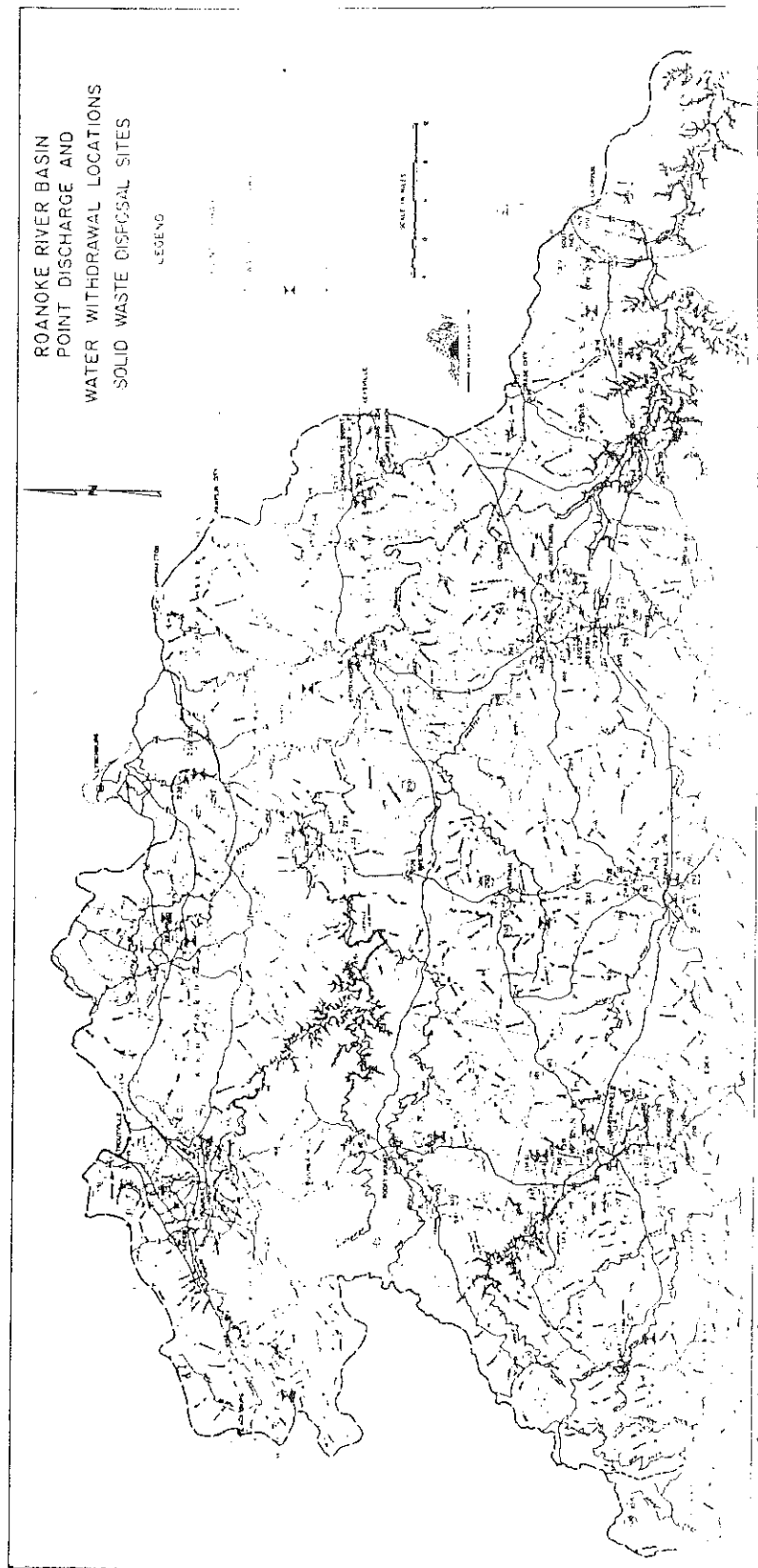
\*Minor dischargers (less than 50,000 gallons per day)

#No provision to tie into sewerage service area

aNot inside sewerage service area boundaries

Source: Virginia State Water Control Board

# Proposed Regulations



# Proposed Regulations

TABLE 6  
FISCAL YEAR 1977 CONSTRUCTION GRANT PRIORITIES

<u>Project</u>	<u>*Population Served</u>	<u>Statewide Priority Points</u>	<u>Remarks</u>
Altavista-----	4,415		
Halls-Branch-Interceptor-----		2:00	
Lynch-Creek-Interceptor-----		3:00	
Bedford-County-----	300	2:69	
Belmont-Area-Collection-System			
Bedford,-City-of-----	6,735	3:69	
Infiltration/Inflow-Study-----			Extensive Infiltration/Inflow Problems
Brodnax	750	2.69	Served by South Hill Regional STP not currently financed
Brookneal, Town of	1,282	4.60	
Sewage Treatment Plant w/Collection System			
Charlotte Court House	350	2.69	Present considerations in Keysville-Drakes Branch, Step I borderline health hazard
Clover	406	2.00	
Danville, City of	71,541	4.30	
Infiltration/Inflow Evaluation and Correction			Extensive Infiltration/Inflow Problems
Gretna, Town of	1,390	11.30	
Upgrade Treatment			
Hurt-Area-Collection-System-----	1,570	3:00	
Pamplin, Town of	286	2.00	
Sewage Treatment Plant w/Collection System			

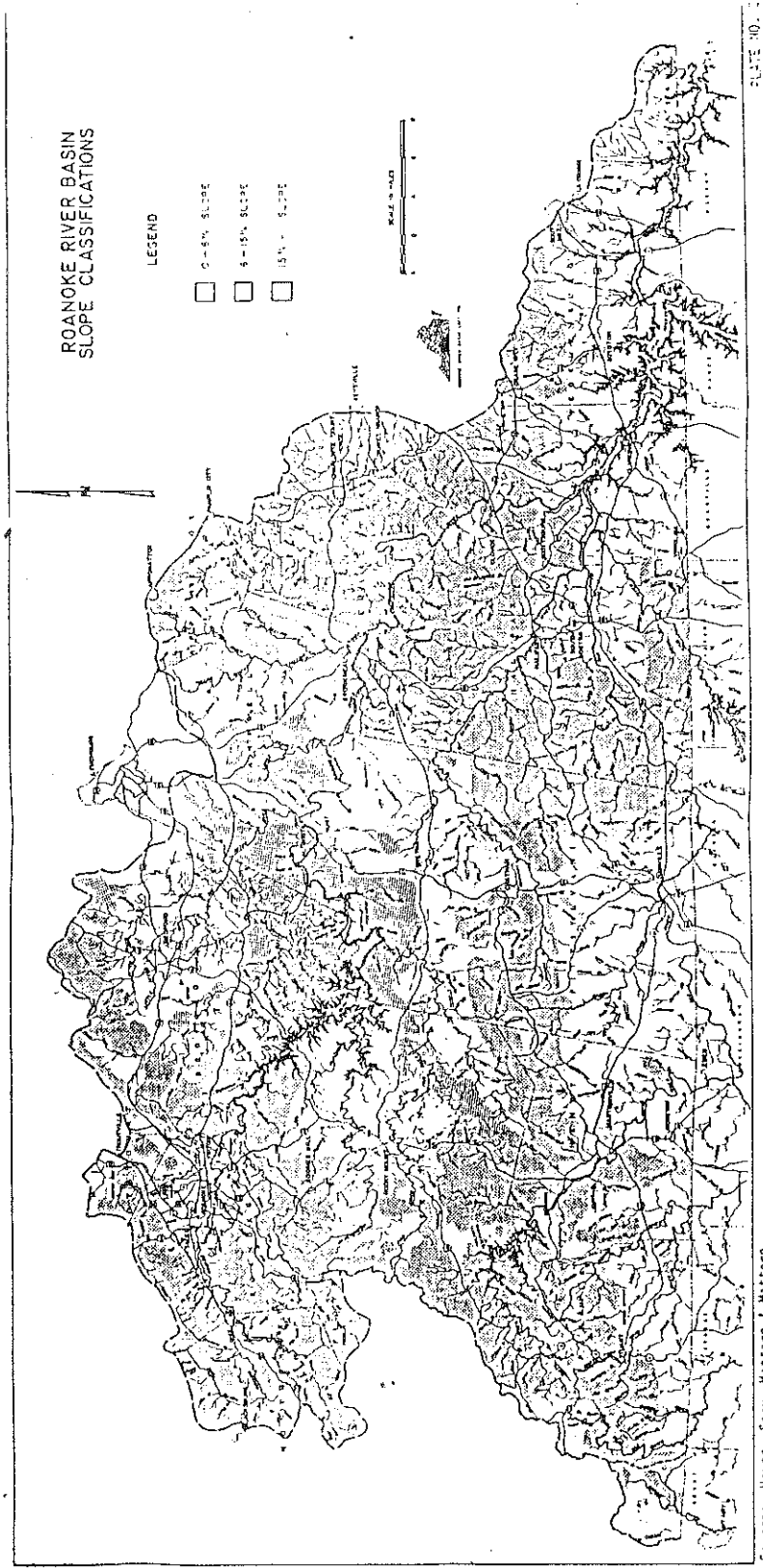
# Proposed Regulations

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<u>Project</u>	<u>*Population Served</u>	<u>Statewide Priority Points</u>	<u>Remarks</u>
Ridgeway, Town of	2,836	2.69	
Interceptor and Collector			Connect to Henry County Regional Plant
Roanoke-County-Public-Service-Authority-----	250,000		
Glade-Creek-Interceptor-----	4,500	3.69	
Tinker-Creek-Interceptor-----	65,627	3.69	From-Roanoke-County-Delivery-Point to-Grange-Avenue
Gre-Branch-Interceptor-----	4,200	10.90	
Salem-Extension-----	8,000	3.48	
North-Burlington-Heights-Collector-System-----		2.00	
Otterview-Heights-Collector-----		2.00	
Ogden-Hill-Collector-----		2.00	
Arander-Park-Collector-----		2.00	
Beer-Branch-Interceptor-Collector-----		3.69	
Rocky-Mount-----	4,361		
Upgrade-Treatment-Plant-----		5.67	
Franklin-Heights-Collection-----		2.00	Possible-health-hazard
Vinton,-Town-of-----	6,500	3.69	
Study-Infiltration/Inflow-Evaluation-----			Extensive-Infiltration/Inflow-Problems and-Correction
Virgilina	320	2.00	
Volens	200	2.00	

\*Based on 1980 population projection

Source: Virginia State Water Control Board





# Proposed Regulations

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**REGISTRAR'S NOTICE:** Due to its length, the proposed regulation filed by the State Water Control Board is not being published. However, in accordance with § 9-6.14:22 of the Code of Virginia, the summary is being published in lieu of the full text. The full text of the regulation is available for public inspection at the office of the Registrar of Regulations and at the State Water Control Board.

**Title of Regulation:** VR 680-16-02.1. Upper Roanoke River Subarea Water Quality Management Plan.

**Statutory Authority:** § 62.1-44.15 of the Code of Virginia.

**Public Hearing Date:** November 21, 1991 - 7 p.m.  
(See Calendar of Events section  
for additional information)

**Summary:**

*Water quality management plans provide a management tool to assist the Commonwealth, units of local government, industrial firms and agricultural interests in achieving and maintaining applicable water quality goals. The proposal is to adopt the Upper Roanoke River Subarea Water Quality Management Plan. The new plan will update those portions of the Roanoke River Basin Water Quality Management Plan in the Roanoke River Subarea. Concurrently with this proposal, the existing Roanoke River Basin Water Quality Management Plan would be amended to delete references to those areas to be covered by the Upper Roanoke River Subarea Plan.*

*The updated subarea reflects current Virginia Pollutant Discharge Elimination System (VPDES) final permit limits and wasteload allocations as defined by federal regulations. Water quality problems in the Upper Roanoke River Subarea are identified and remedial actions to alleviate these problems are outlined so that desired water quality objectives can be met. The proposed plan includes chapters entitled: Introduction, Water Quality Evaluation, Point Sources, Nonpoint Sources, Coordination with Other Planning (Compliance Schedules and Loan Eligibility for Facilities), Ground Water Strategy, and Management and Implementation of the plan.*

*Following these chapters is a presentation of specific actions to be taken by the State Water Control Board in implementing the plan.*

# FINAL REGULATIONS

For information concerning Final Regulations, see information page.

## Symbol Key

Roman type indicates existing text of regulations. *Italic type* indicates new text. Language which has been stricken indicates text to be deleted. [Bracketed language] indicates a substantial change from the proposed text of the regulations.

## DEPARTMENT OF HEALTH (STATE BOARD OF)

**REGISTRAR'S NOTICE:** This regulation is excluded from Article 2 of the Administrative Process Act in accordance with § 9-6.14:4.1 C 3 of the Code of Virginia, which excludes regulations that consist only of changes in style or form or corrections of technical errors. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision.

**Title of Regulation:** VR 355-28-01. Regulations for Disease Reporting and Control.

**Statutory Authority:** §§ 32.1-12 and 32.1-35 through 32.1-38 of the Code of Virginia.

**Effective Date:** November 6, 1991.

### Summary:

*This regulation is being amended at the suggestion of the Attorney General's Office because it is currently inconsistent with § 32.1-37.1 of the Code of Virginia. Section 3.2 F is being amended to correspond with the statute, which requires that health care providers report to funeral directors that an infectious disease was present immediately prior to death.*

VR 355-28-01. Regulations for Disease Reporting and Control.

## PART I. DEFINITIONS.

§ 1.1. The following words and terms, when used in these regulations, shall have the following meaning, unless the context clearly indicates otherwise:

**"Board"** means the State Board of Health.

**"Cancer"** means all carcinomas, sarcomas, melanomas, leukemias, and lymphomas excluding localized basal and squamous cell carcinomas of the skin, except for lesions of the mucous membranes.

**"Carrier"** means a person who, with or without any apparent symptoms of a communicable disease, harbors a specific infectious agent and may serve as a source of infection.

**"Commissioner"** means the State Health Commissioner, his duly designated officer or agent.

**"Communicable disease"** means an illness due to an infectious agent or its toxic products which is transmitted, directly or indirectly, to a susceptible host from an infected person, animal, or arthropod or through the agency of an intermediate host or a vector or through the inanimate environment.

**"Contact"** means a person or animal known to have been in such association with an infected person or animal as to have had an opportunity of acquiring the infection.

**"Contact tracing"** means the process by which an infected person or health department employee notifies others that they may have been exposed to the infected person in a manner known to transmit the infectious agent in question.

**"Department"** means the State Department of Health.

**"Designee" or "Designated officer or agent"** means any person, or group of persons, designated by the State Health Commissioner, to act on behalf of the commissioner or the board.

**"Epidemic"** means the occurrence in a community or region of cases of an illness clearly in excess of normal expectancy.

**"Foodborne outbreak"** means a group manifestation of illness acquired through the consumption of food or water contaminated with chemicals or an infectious agent or its toxic products. Such illnesses include but are not limited to heavy metal intoxications, staphylococcal food poisoning, botulism, salmonellosis, shigellosis, Clostridium perfringens food poisoning and hepatitis A.

**"Immunization"** means a treatment which renders an individual less susceptible to the pathologic effects of a disease or provides a measure of protection against the disease (e.g., inoculation, vaccination).

**"Independent pathology laboratory"** means a nonhospital or a hospital laboratory performing surgical pathology, including fine needle aspiration biopsy and bone marrow examination services, which reports the results of such tests directly to physician offices, without reporting to a hospital or accessioning the information into a hospital tumor registry.

**"Investigation"** means an inquiry into the incidence, extent, source and causation of a disease occurrence.

**"Isolation"** means separation for the period of communicability of infected persons or animals from

# Final Regulations

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others in such places and under such conditions as to prevent or limit the direct or indirect transmission of an infectious agent from those infected to those who are susceptible. The means of isolation shall be the least restrictive means appropriate under the facts and circumstances as determined by the commissioner.

*"Laboratory director"* means any person in charge of supervising a laboratory conducting business in the Commonwealth of Virginia.

*"Medical care facility"* means any hospital or nursing home licensed in the Commonwealth, or any hospital operated by or contracted to operate by an entity of the United States government or the Commonwealth of Virginia.

*"Memory loss disorder"* means any progressive dementia caused by AIDS, alcohol abuse, probable Alzheimer's disease, cerebral vascular disease, Creutzfeldt-Jakob disease, depression, head trauma, normal pressure hydrocephalus, Parkinson's disease, space-occupying lesion, toxic or metabolic disorder, or other known cause.

*"Midwife"* means any person who is registered as a nurse midwife by the State Board of Nursing or who possesses a midwife permit issued by the State Health Commissioner.

*"Nosocomial outbreak"* means any group of illnesses of common etiology occurring in patients of a medical care facility acquired by exposure of those patients to the disease agent while confined in such a facility.

*"Nurse"* means any person licensed as a professional nurse or as a licensed practical nurse by the Virginia State Board of Nursing.

*"Period of communicability"* means the time or times during which the etiologic agent may be transferred directly or indirectly from an infected person to another person, or from an infected animal to a person.

*"Physician"* means any person licensed to practice medicine by the Virginia State Board of Medicine.

*"Quarantine"* means generally, a period of detention for persons or domestic animals that may have been exposed to a reportable, contagious disease for purposes of observation or treatment.

1. Complete quarantine. The formal limitation of freedom of movement of well persons or animals exposed to a reportable disease for a period of time not longer than the longest incubation period of the disease in order to prevent effective contact with the unexposed. The means of complete quarantine shall be the least restrictive means appropriate under the facts and circumstances, as determined by the commissioner.

2. Modified quarantine. A selective, partial limitation of freedom of movement of persons or domestic animals, determined on the basis of differences in susceptibility, or danger of disease transmission. Modified quarantine is designed to meet particular situations and includes but is not limited to, the exclusion of children from school and the prohibition or restriction of those exposed to or suffering from a communicable disease from engaging in a particular occupation. The means of modified quarantine shall be the least restrictive means appropriate under the facts and circumstances, pursuant to § 3.1 E of these regulations or as determined by the commissioner.

3. Segregation. The separation for special control, or observation of one or more persons or animals from other persons or animals to facilitate control or surveillance of a reportable disease. The means of segregation shall be the least restrictive means available under the facts and circumstances, as determined by the commissioner.

*"Reportable disease"* means an illness due to a specific toxic substance, occupational exposure, or infectious agent, which affects a susceptible individual, either directly, as from an infected animal or person, or indirectly through an intermediate host, vector, or the environment, as determined by the board.

*"Surveillance"* means the continuing scrutiny of all aspects of occurrence and spread of a disease relating to effective control of that disease. Included in the process of surveillance are the collection and evaluation of:

1. Morbidity and mortality reports.
2. Special reports of field investigations of epidemics and individual cases.
3. Isolation and identification of infectious agents by laboratories, effects of the substances used in disease control.
5. Information regarding immunity levels in segments of the population.

*"Toxic substance"* means any substance, including any raw materials, intermediate products, catalysts, final products, or by-products of any manufacturing operation conducted in a commercial establishment, that has the capacity, through its physical, chemical or biological properties, to pose a substantial risk of death or impairment either immediately or over time, to the normal functions of humans, aquatic organisms, or any other animal but not including any pharmaceutical preparation which deliberately or inadvertently is consumed in such a way as to result in a drug overdose.

## PART II. GENERAL INFORMATION.

## § 2.1. Authority.

Chapter 2 of Title 32.1 of the Code of Virginia deals with the reporting and control of diseases. Specifically, § 32.1-35 directs the Board of Health to promulgate regulations specifying which diseases occurring in the Commonwealth are to be reportable and the method by which they are to be reported. Further, § 32.1-42 of the Code authorizes the board to promulgate regulations and orders to prevent a potential emergency caused by a disease dangerous to the public health. Section 32.1-12 of the Code empowers the Board of Health to adopt such regulations as are necessary to carry out provisions of laws of the Commonwealth administered by the Commissioner of the Department of Health.

## § 2.2. Purpose.

These regulations are designed to provide for the uniform reporting of diseases of public health importance occurring within the Commonwealth in order that appropriate control measures may be instituted to interrupt the transmission of disease.

## § 2.3. Administration.

### A. State Board of Health.

The State Board of Health ("board") has the responsibility for promulgating regulations pertaining to the reporting and control of diseases of public health importance.

### B. State Health Commissioner.

The State Health Commissioner ("commissioner") is the executive officer for the State Board of Health with the authority of the board when it is not in session, subject to the rules and regulations of and review by the board.

### C. Local health director.

The local health director is responsible for the surveillance and investigation of those diseases specified by these regulations which occur in his jurisdiction. He is further responsible for reporting all such surveillance and investigations to the State Department of Health. In cooperation with the commissioner, he is responsible for instituting measures for disease control, which may include quarantine or isolation as required by the commissioner.

### D. Office of Epidemiology.

The Office of Epidemiology is responsible for the statewide surveillance of those diseases specified by these regulations, for coordinating the investigation of those diseases with the local health director and regional medical director, and for providing direct assistance where necessary. The Director of the Office of Epidemiology acts as the commissioner's designee in reviewing reports and investigations of diseases and recommendations by local

health directors for quarantine or isolation. However, authority to order quarantine or isolation resides solely with the commissioner, unless otherwise expressly provided by him.

## E. Confidentiality.

All persons responsible for the administration of these regulations shall ensure that the anonymity of patients and practitioners is preserved, according to the provisions of §§ 32.1-38, 32.1-41, 32.1-71, and 32.1-71.4 of the Code of Virginia.

## § 2.4. Application of regulations.

These regulations have general application throughout the Commonwealth.

## § 2.5. Effective date of original regulations.

August 1, 1980.

Effective date of amendment No. 1:

August 21, 1984.

Effective date of emergency amendment of § 3.1:

January 4, 1988.

Effective date of amendment No. 2:

February 15, 1989.

Effective date of amendment No. 3:

September 14, 1989.

Effective date of amendment No. 4:

March 28, 1990.

Effective date of amendment No. 5:

November 6, 1991.

## § 2.6. Application of the Administrative Process Act.

The provisions of the Virginia Administrative Process Act, which is codified as Chapter 1.1:1 of Title 9 of the Code, shall govern the adoption, amendment, modification, and revision of these regulations, and the conduct of all proceedings and appeals hereunder. All hearings on such regulations shall be conducted in accordance with § 9-6.14:7.1.

## § 2.7. Powers and procedures of regulations not exclusive.

The board reserves the right to authorize a procedure for enforcement of these regulations which is not inconsistent with the provisions set forth herein and the

# Final Regulations

provisions of Chapter 2 of Title 32.1 of the Code.

## PART III. REPORTING OF DISEASE.

### § 3.1. Reportable disease list.

The board declares the following named diseases, toxic effects, and conditions to be reportable by the persons enumerated in § 3.2:

#### A. List of reportable diseases:

Acquired Immunodeficiency Syndrome	Lymphogranuloma venereum
Amebiasis	Malaria
Anthrax	Measles (Rubeola)
Arboviral infections	Meningococcal infections
Aseptic meningitis	Mumps
Bacterial meningitis (specify etiology)	Nosocomial outbreaks
Botulism	Occupational illnesses
Brucellosis	Ophthalmia neonatorum
Campylobacter infections (excluding <i>C. pylori</i> )	Pertussis (Whooping cough)
Chancroid	Phenylketonuria (PKU)
Chickenpox	Plague
Chlamydia trachomatis infections	Poliomyelitis
Congenital rubella syndrome	Psittacosis
Diphtheria	Q fever
Encephalitis primary (specify etiology)	Rabies in animals
post-infectious	Rabies in man
Foodborne outbreaks	Rabies treatment, post exposure
Giardiasis	Reye syndrome
Gonorrhea	Rocky Mountain spotted fever
Granuloma inguinale	Rubella (German measles)
Haemophilus influenzae infections invasive	Salmonellosis
Hepatitis A	Shigellosis
B	Smallpox
Non A, Non B	Syphilis
Unspecified	Tetanus
Histoplasmosis	Toxic shock syndrome
Human immunodeficiency virus (HIV) infection	Toxic substance related illnesses
Influenza	Trichinosis
Kawasaki Syndrome	Tuberculosis
Legionellosis	Tularemia
Leprosy	Typhoid fever
Leptospirosis	Typhus, flea-borne
Listeriosis	Vibrio infections including cholera
Lyme disease	Waterborne outbreaks
	Yellow fever

#### B. Reportable diseases requiring rapid communication.

Certain of the diseases in the list of reportable diseases, because of their extremely contagious nature or their potential for greater harm, or both, require immediate identification and control. Reporting of these diseases, listed below, shall be made by the most rapid means available, preferably that of telecommunication (e.g., telephone, telegraph, teletype, etc.) to the local health director or other professional employee of the department:

Anthrax	Plague
Botulism	Poliomyelitis
Cholera	Psittacosis
Diphtheria	Rabies in man
Foodborne outbreaks	Smallpox
Haemophilus influenzae infections, invasive	Syphilis, primary and secondary
Hepatitis A	Tuberculosis
Measles (Rubeola)	Yellow Fever
Meningococcal infections	

#### C. Diseases to be reported by number of cases.

The following disease in the list of reportable diseases shall be reported as number-of-cases only:

Influenza (by type, if available)

#### D. Human immunodeficiency virus (HIV) infection.

Every physician practicing in this Commonwealth shall report to the local health department any patient of his who has tested positive for exposure to human immunodeficiency virus (HIV). Every person in charge of a medical care facility shall report the occurrence in or admission to the facility of a patient with HIV infection unless there is evidence that the occurrence has been reported by a physician. When such a report is made, it shall include the information required in § 3.2 A. Only individuals who have positive blood tests for HIV antibodies as demonstrated by at least two enzyme-linked immunosorbent assays (done in duplicate at the same time or singly at different times), and a supplemental test such as the western blot are considered to have HIV infection.

#### E. Toxic substances related diseases or illnesses.

Diseases or illnesses resulting from exposure to a toxic substance, shall include, but not be limited to the following:

Occupational Lung Diseases	Occupationally-Related Cancers
silicosis	mesothelioma
asbestosis	
byssinosis	

Furthermore, all toxic substances-related diseases or illnesses, including pesticide poisonings, illness or disease resulting from exposure to a radioactive substance, or any illness or disease that is indicative of an occupational health, public health, or environmental problem shall be reported.

If such disease or illness is verified, or suspected, and presents an emergency, or a serious threat to public health or safety, the report of such disease or illness shall be by rapid communication as in § 3.1 B.

#### F. Unusual or ill-defined diseases, illnesses, or outbreaks.

The occurrence of outbreaks or clusters of any illness which may represent an unusual or group expression of an illness which may be of public health concern shall be

reported to the local health department by the most rapid means available.

## G. Contact tracing.

When notified about a disease specified in § 3.1 A of the regulations, the local health department shall perform contact tracing for infectious syphilis and HIV infection, and may perform contact tracing for the other diseases if deemed necessary to protect the public health. The local health director shall have the responsibility to accomplish contact tracing by either having patients inform their potential contacts directly or through obtaining pertinent information such as names, descriptions, and addresses to enable the health department staff to inform the contacts. All contacts of HIV infection shall be afforded the opportunity for individual face-to-face disclosure of the test results and appropriate counseling. In no case shall names of informants be revealed to contacts by the health department. All information obtained shall be kept strictly confidential.

## § 3.2. Those required to report.

### A. Physicians.

Each physician who treats or examines any person who is suffering from or who is suspected of having a reportable disease, or who is suspected of being a carrier of a reportable disease shall report that person's name, address, age, sex, race, name of disease diagnosed or suspected, and the date of onset of illness except that influenza should be reported by number of cases only (and type of influenza, if available). Reports are to be made to the local health department serving the jurisdiction where the physician practices. Any physician making such report as authorized herein shall be immune from liability as provided by § 32.1-38 of the Code of Virginia.

Such reports shall be made on a form to be provided by the department (CD-24) and shall be made within seven days unless the disease in question requires rapid reporting under § 3.1 B or § 3.1 F. (Venereal diseases are reported on Form VD-35C in the manner described above.)

### B. Directors of laboratories.

Any person who is in charge of a laboratory conducting business in the Commonwealth shall report any laboratory examination of any specimen derived from the human body which yields evidence, by the laboratory method(s) indicated, of a disease listed below:

Anthrax - by culture

Campylobacter infections (excluding *C. pylori*) - by culture

Chlamydia trachomatis infections - by culture or antigen detection methods

Cholera - by culture  
Diphtheria - by culture

Gonococcal infections - by culture or microscopic examination

Haemophilus influenzae infections - by culture or antigen detection assay of blood or cerebrospinal fluid

Hepatitis A - by serology specific for IGM antibodies

Human immunodeficiency virus (HIV) infection - by positive blood tests for HIV antibodies as demonstrated by at least two enzyme-linked immunosorbent assays (done in duplicate at the same time or singly at different times), and a supplemental test such as the western blot.

Influenza - by culture or serology

Legionellosis - by culture or serology

Listeriosis - by culture

Malaria - by microscopic examination

Meningococcal infections - by culture of blood or cerebrospinal fluid

Mycobacterial diseases - by culture

Pertussis - by culture or direct fluorescent antibody test

Plague - by culture or direct fluorescent antibody test

Poliomyelitis - by culture or serology

Rabies in animals - by microscopic or immunologic examination

Salmonella infections - by culture

Shigella infections - by culture

Syphilis - by serology or dark field examination

Trichinosis - by microscopic examination of a muscle biopsy

Each report shall give the name and address of the person from whom the specimen was obtained and, when available, the person's age, race and sex. The name and address of the physician or medical facility for whom the examination was made shall also be provided. When the influenza virus is isolated, the type should be reported, if available. Reports shall be made within seven days to the local health department serving the jurisdiction in which the laboratory is located and shall be made on Form CD-24.3 or on the laboratory's own form if it includes the required information. Any person making such report as authorized herein shall be immune from liability as provided by § 32.1-38 of the Code of Virginia.

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Exceptions: With the exception of reporting laboratory evidence of gonococcal infections and syphilis, laboratories operating within a medical care facility shall be considered to be in compliance with the regulations when the director of that medical care facility assumes the reporting responsibility.

Laboratory examination results indicating gonococcal infections or syphilis shall be reported either on Form VD-36 or on Form CD-24.3 or another form acceptable to the Director of the Office of Epidemiology.

A laboratory may fulfill its responsibility to report mycobacterial diseases by sending a positive culture for identification or confirmation, or both, to the Virginia Division of Consolidated Laboratory Services. The culture must be identified with the patient and physician information required above.

## C. Person in charge of a medical care facility.

Any person in charge of a medical care facility shall make a report to the local health department serving the jurisdiction where the facility is located of the occurrence in or admission to the facility of a patient with a reportable disease listed in § 3.1 A unless he has evidence that the occurrence has been reported by a physician. Any person making such report as authorized herein shall be immune from liability as provided by § 32.1-38 of the Code of Virginia. The requirement to report shall include all inpatient, outpatient and emergency care departments within the medical care facility. Such report shall contain the patient's name, age, address, sex, race, name of disease being reported, the date of admission, hospital chart number, date expired (when applicable), and attending physician. Influenza should be reported by number of cases only (and type of influenza, if available). Reports shall be made within seven days unless the disease in question requires rapid reporting under §§ 3.1 B or 3.1 F and shall be made on Form CD-24.1. Nosocomial outbreaks shall be reported on Form CD-24.2.

(Note: See § 3.2 B "Exceptions")

## D. Person in charge of a school.

Any person in charge of a school shall report immediately to the local health department the presence or suspected presence in his school of children who have common symptoms suggesting an epidemic or outbreak situation. Any person so reporting shall be immune from liability as provided by § 32.1-38 of the Code of Virginia.

## E. Local health directors.

The local health director shall forward within seven days to the Office of Epidemiology of the State Health Department any report of a disease or report of evidence of a disease which has been made on a resident of his jurisdiction. This report shall be by telecommunication if the disease is one requiring rapid communication, as

required in § 3.1 B or § 3.1 F. All such rapid reporting shall be confirmed in writing and submitted to the Office of Epidemiology within seven days. Furthermore, the local health director shall immediately forward to the appropriate local health director any disease reports on individuals residing in the latter's jurisdiction. The local health director shall review reports of diseases received from his jurisdiction and follow-up such reports, when indicated, with an appropriate investigation in order to evaluate the severity of the problem. He shall determine, in consultation with the regional medical director, the Director of the Office of Epidemiology, and the commissioner if further investigation is required and if complete or modified quarantine will be necessary.

Modified quarantine shall apply to situations in which the local health director on the scene would be best able to judge the potential threat of disease transmission. Such situations shall include, but are not limited to, the temporary exclusion of a child with a communicable disease from school and the temporary prohibition or restriction of any individual(s), exposed to or suffering from a communicable disease, from engaging in an occupation such as foodhandling that may pose a threat to the public. Modified quarantine shall also include the exclusion, under § 32.1-47 of the Code of Virginia of any unimmunized child from a school in which an outbreak, potential epidemic, or epidemic of a vaccine preventable disease has been identified. In these situations, the local health director may be authorized as the commissioner's designee to order the least restrictive means of modified quarantine.

Where modified quarantine is deemed to be insufficient and complete quarantine or isolation is necessary to protect the public health, the local health director, in consultation with the regional medical director and the Director of the Office of Epidemiology, shall recommend to the commissioner that a quarantine order or isolation order be issued.

## F. Persons in charge of hospitals, nursing homes, homes for adults, and correctional facilities.

In accordance with § 32.1-37.1 of the Code of Virginia, any person in charge of a hospital, nursing home, home for adults or correctional facility shall, at the time of transferring custody of any dead body to any person practicing funeral services, notify the person practicing funeral services or his agent if the dead person was known to have had, immediately prior to death, *an infectious disease which may be transmitted through exposure to any bodily fluids. These include any of the following infectious diseases:*

Creutzfeldt-Jakob disease

Human immunodeficiency virus infection

Hepatitis B

Hepatitis Non A, Non B

Rabies

Infectious syphilis

## PART IV. CONTROL OF DISEASE.

§ 4.1. The "Methods of Control" sections of the Fourteenth Edition of the Control of Communicable Diseases in Man (1985) published by the American Public Health Association shall be complied with by the board and commissioner in controlling the diseases listed in § 3.1 A, except to the extent that the requirements and recommendations therein are outdated, inappropriate, inadequate, or otherwise inapplicable. The board and commissioner reserve the right to use any legal means to control any disease which is a threat to the public health.

## PART V. IMMUNIZATION.

§ 5.1. Dosage and age requirements for immunizations.

Every child in Virginia shall be immunized against the following diseases by receiving the specified number of doses of vaccine by the specified ages:

1. Diphtheria, Tetanus, and Pertussis (Whooping cough) Vaccine - three doses by age one year of toxoids of diphtheria and tetanus, combined with pertussis vaccine.
2. Poliomyelitis Vaccine, trivalent type - three doses by age 18 months of attenuated (live) trivalent oral polio virus vaccine or inactivated poliomyelitis vaccine.
3. Measles (Rubeola) Vaccine - one dose at 15 months of age, or by age two years, of further attenuated (live) measles virus vaccine (Schwartz or Moraten).
4. Rubella (German measles) Vaccine - one dose at 15 months of age or by age two years of attenuated (live) rubella virus vaccine.
5. Mumps Vaccine - one dose at 15 months of age or by age two years of mumps virus vaccine (live).

§ 5.2. Obtaining immunization.

The required immunizations may be obtained from a physician licensed to practice medicine or from the local health department.

## PART VI. VENEREAL DISEASE.

§ 6.1. Prenatal testing.

Every physician attending a pregnant woman during gestation shall examine and test such woman for syphilis within 15 days after beginning such attendance. A second prenatal test for syphilis shall be conducted at the beginning of the third trimester (28 weeks) for women who are at higher risk for syphilis. Persons at higher risk for syphilis include those who have had multiple sexual partners within the previous year and those with any prior history of a sexually transmitted disease. If the patient first seeks care during the third trimester, only one test shall be required. Every physician should also examine and test a pregnant woman for any sexually transmitted disease as clinically indicated.

## PART VII. PREVENTION OF BLINDNESS FROM OPHTHALMIA NEONATORUM.

§ 7.1. Procedure for preventing ophthalmia neonatorum.

The physician, nurse or midwife in charge of the delivery of a baby shall install in each eye of that newborn baby as soon as possible after birth one of the following: (i) two drops of a 1.0% silver nitrate solution; (ii) two drops of a 1.0% tetracycline ophthalmic solution; (iii) one quarter inch or an excessive of 1.0% tetracycline ophthalmic ointment; or (iv) one quarter inch or an excessive amount of 0.5% erythromycin ophthalmic ointment. This treatment shall be recorded in the medical record of the infant.

## PART VIII. CANCER REPORTING.

§ 8.1. Authority.

Title 32.1 (§ 32.1-70) of the Code of Virginia authorizes the establishment of a statewide cancer registry.

§ 8.2. Reportable cancers.

Newly diagnosed malignant tumors or cancers, as defined in Part I, shall be reported to the Virginia Tumor Registry in the department.

§ 8.3. Those required to report.

Any person in charge of a medical care facility or independent pathology laboratory which diagnoses or treats cancer patients is required to report. Any person making such report shall be immune from liability as provided by § 32.1-38 of the Code of Virginia.

§ 8.4. Data which must be reported.

Each report shall include the patient's name, address, age, sex, date of diagnosis, primary site of cancer, histology, basis of diagnosis, and history of service in the Vietnam war and exposure to dioxin-containing compounds. Medical care facility reports shall also include social security number, date of birth, race, marital status, usual



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occupation, and usual industry.

The reporting requirement may be met by submitting a copy of the hospital facesheet and pathology report to the Virginia Tumor Registry. Reports shall be made within four months of the diagnosis of cancer.

## § 8.5. Additional data which may be reported.

Any person in charge of a medical care facility may also elect to provide more extensive clinical information as required for cancer programs approved by the American College of Surgeons. These additional data may include staging, treatment, and recurrence information and may be reported by submitting a hospital abstract to the Virginia Tumor Registry within six months of the diagnosis of cancer. Annual follow-up may be conducted on persons reported in this manner.

## PART IX. REPORTING AND CONTROL OF DISEASES.

### § 9.1. Reporting and control of diseases.

Chapter 2, §§ 32.1-35 through 32.1-73 of the Code of Virginia relating to the Reporting and Control of Diseases is incorporated by reference and made a part of these regulations.

## PART X. MEMORY LOSS DISORDER REPORTING.

### § 10.1. Authority.

Article 9.1 (§ 32.1-71.1 et seq.) of Chapter 2 of Title 32.1 of the Code of Virginia authorizes the establishment of a statewide Alzheimer's Disease and related disorders registry.

### § 10.2. Provisions.

Each hospital, clinic, individual practitioner or other health care provider may report to the registry, on forms provided by the registry, information regarding persons in his care who have been diagnosed as having a memory loss disorder, as defined in Part I. Any person making such report shall be immune from liability as provided by § 32.1-38 of the Code of Virginia.

*The adopted changes require health care institutions as defined by § 9-156 of the Code of Virginia that are part of continuing care retirement centers, have licensed home for adult beds, or have licensed nursing home beds as part of a hospital, to segregate the patient care activities provided in its nursing home component from its nonpatient care activities when completing the report forms required by the council.*

*The changes also amend and update the section which deals with the annual charge survey conducted by the Virginia Health Services Cost Review Council. The changes reflect more accurately what information is to be collected from nursing homes and from hospitals.*

VR 370-01-001. Rules and Regulations of the Virginia Health Services Cost Review Council.

NOTICE: As provided in § 9-6.14:22 of the Code of Virginia, this regulation is not being republished. The regulation was adopted as it was proposed in 7:17 V.A.R. 2417-2423 May 20, 1991.

## VIRGINIA HEALTH SERVICES COST REVIEW COUNCIL

**Title of Regulation:** VR 370-01-001. Rules and Regulations of the Virginia Health Services Cost Review Council.

**Statutory Authority:** §§ 9-158, 9-160 and 9-164 of the Code of Virginia.

**Effective Date:** January 1, 1992.

**Summary:**

# EMERGENCY REGULATIONS

## DEPARTMENT OF SOCIAL SERVICES (STATE BOARD OF)

**Title of Regulation:** VR 615-45-1. Child Protective Services Central Registry Information.

**Statutory Authority:** § 63.1-25 and Chapter 12.1 (§ 63.1-248.1 et seq.) of Title 63.1 of the Code of Virginia.

**Effective Dates:** October 5, 1991 through October 4, 1992.

### Summary:

1. **REQUEST:** The Governor's approval is hereby requested to adopt the emergency regulation entitled "Child Protective Services Central Registry Information".

2. **PURPOSE OF REQUEST:** The purpose of this request to take emergency action is to continue the existing emergency regulation while necessary technical changes can be made to accommodate the requirements of the newly promulgated regulations.

3. **PERSONS AFFECTED BY THIS REGULATION:** All persons who are subjects in reported child abuse and neglect complaints will be impacted by these regulations.

**BACKGROUND:** The existing regulations were submitted as emergency regulations in September 1989. Since that time, extensive study has been done and proposed regulations have been promulgated through the regular Administrative Process Act. However, it is necessary to resubmit the regulations on an emergency basis until such time as technical changes can be made to meet the requirements of the new regulations.

5. **AUTHORITY TO ACT:** These child protective services regulations have been developed pursuant to the authority of the State Board of Social Services to promulgate regulations as per § 63.1-248 et seq. of the Code of Virginia.

6. **FISCAL IMPACT:** None.

7. **FUTURE DEPARTMENT ACTION:** The Department of Social Services plans to implement the regulations, as promulgated through the regular Administrative Process Act, July 1, 1992.

### Preface:

It is necessary for the proposed procedures to be published as emergency regulations due to the need to make changes to the information system once the regulations are adopted as final. The needed changes cannot be accomplished prior to the expiration date of the current emergency regulations nor can the changes be made prior to finalization of the governing

regulations.

VR 615-45-1. Child Protective Services Central Registry Information.

## PART I. DEFINITIONS.

§ 1.1. The following words and terms when used in conjunction with these regulations shall have the following meaning, unless the context clearly indicates otherwise:

"Central registry" means the name index of individuals involved in child abuse and neglect reports maintained by the Virginia Department of Social Services.

"Child protective services" means the identification, receipt and immediate investigation of complaints and reports of child abuse and neglect for children under eighteen years of age. It also includes documenting, arranging for, and/or providing social casework and other services for the child, his family, and the alleged abuser.

"Complaint" means a valid report of suspected child abuse/neglect which must be investigated by the local department of social services.

"Founded" means that a review of the facts shows clear and convincing evidence that child abuse or neglect has occurred.

"Identifying information" means name, race, sex, and date of birth of the subject.

"Investigating agency" means the local department of social services responsible for conducting investigations of child abuse/neglect complaints as per § 63.1-248.6 of the Code of Virginia.

"Reason to suspect" means that a review of the facts shows no clear and convincing evidence that child abuse and neglect has occurred. However, the situation gives the worker reason to believe that abuse or neglect has occurred.

"Unfounded" means that a review of the facts shows no reason to believe that abuse or neglect occurred.

## PART II. POLICY.

§ 2.1. Determination of risk.

The investigating agency determines risk by completing a thorough assessment of factual information available to the investigating agency as it pertains to the complaint situation. The assessment includes information about the abuse/neglect incident, the caretaker, the child, the family and other special circumstances to determine what level of risk the situation poses to the child or to other children.

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## A. High risk.

*The worker's assessment of risk-related factors indicates a likelihood that the child is in jeopardy of abuse/neglect, and that intervention is necessary in order to protect the child or other children.*

## B. Moderate risk.

*The worker's assessment of risk-related factors indicates that the child or other children are in possible jeopardy, but that a positive change in the situation is likely to occur with minimal intervention.*

## C. No reasonably assessable risk.

*The worker's assessment of risk-related factors indicates that the situation can and will be changed, that no additional intervention is necessary and that the child or other children are at no reasonably assessable risk of abuse/neglect.*

## § 2.3. Maintenance of identifying information.

*Identifying information in reports of child abuse and neglect shall be maintained in the central registry as follows:*

*A. Ten years past the child's eighteenth birthday for all complaints determined by the investigating agency to be founded.*

*B. One year from the date of complaint unless another complaint is received for all complaints determined by the investigating agency to be reason to suspect.*

/s/ Larry D. Jackson  
Commissioner  
Date: August 26, 1991

/s/ Lawrence Douglas Wilder  
Governor  
Date: September 13, 1991

/s/ Joan W. Smith  
Registrar of Regulations  
Date: September 17, 1991

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# STATE LOTTERY DEPARTMENT

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## DIRECTOR'S ORDER NUMBER TWENTY-TWO (91)

VIRGINIA'S THIRD ON-LINE GAME LOTTERY; "PICK 4,"  
FINAL RULES FOR GAME OPERATION.

In accordance with the authority granted by Section 58.1-4006A of the Code of Virginia, I hereby promulgate the final rules for game operation in Virginia's third on-line game lottery, "Pick 4." These rules amplify and conform to the duly adopted State Lottery Board regulations for the conduct of on-line game lotteries.

The rules are available for inspection and copying during normal business hours at the State Lottery Department headquarters, 2201 West Broad Street, Richmond, Virginia, and at each of the State Lottery Department regional offices. A copy may be requested by mail by writing to: Marketing Division, State Lottery Department, P. O. Box 4689, Richmond, Virginia 23220.

This Director's Order becomes effective on the date of its signing and shall remain in full force and effect unless amended or rescinded by further Director's Order.

/s/ Kenneth W. Thorson  
Director  
Date: September 4, 1991

## DIRECTOR'S ORDER NUMBER TWENTY-THREE (91)

VIRGINIA'S TWENTIETH INSTANT GAME LOTTERY;  
"DOUBLE TAKE," FINAL RULES FOR GAME  
OPERATION.

In accordance with the authority granted by Section 58.1-4006A of the Code of Virginia, I hereby promulgate the final rules for game operation in Virginia's twentieth instant game lottery, "Double Take." These rules amplify and conform to the duly adopted State Lottery Board regulations for the conduct of instant game lotteries.

The rules are available for inspection and copying during normal business hours at the State Lottery Department headquarters, 2201 West Broad Street, Richmond, Virginia, and at each of the State Lottery Department regional offices. A copy may be requested by mail by writing to: Marketing Division, State Lottery Department, P. O. Box 4689, Richmond, Virginia 23220.

This Director's Order becomes effective on the date of its signing and shall remain in full force and effect unless amended or rescinded by further Director's Order.

/s/ Kenneth W. Thorson  
Director  
Date: August 16, 1991

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# GOVERNOR

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## EXECUTIVE ORDER NUMBER THIRTY-SIX (91)

### PROMULGATION OF VOLUME IV, EMERGENCY OPERATIONS PLAN FOR EMERGENCY MANAGEMENT OF RESOURCES

By virtue of the authority vested in me by Sections 44-146.17 and 44-146.19 of the Code of Virginia, as Governor of Virginia and as Director of Emergency Services, and subject to my continuing and ultimate authority and responsibility to act in such matters, I hereby promulgate and issue Volume IV of the Commonwealth of Virginia Emergency Operations Plan for Emergency Management of Resources in Peacetime, revised in September 1991.

The plan is consistent with the Commonwealth of Virginia Emergency Services and Disaster Law of 1973 (Chapter 3.2, Title 44 of the Code), as amended.

Volume IV of the Commonwealth of Virginia Emergency Operations Plan for Emergency Management of Resources in Peacetime is hereby made applicable to all state agencies assigned emergency responsibilities in connection with peacetime shortages of vital resources or interruption of essential services and to the local governing officials of all political subdivisions which may be affected by any such resource crisis. Heads of state agencies and governing bodies of all political subdivisions are hereby directed to develop detailed procedures and provide staff training as necessary to ensure effective execution of their emergency responsibilities under this plan whenever a shortage occurs or appears imminent.

The State Coordinator of Emergency Services, in accordance with Section 44-146.18 of the Code, shall be responsible for maintaining and updating this plan and coordinating its administration with appropriate federal, state, and local agencies.

This Executive Order shall become effective on the date of its signing and shall remain in full force and effect unless amended or rescinded by further executive order.

This Executive Order rescinds Executive Order Number 52 (87), Promulgation of Volume IV, Emergency Operations Plan for Emergency Management of Resources, issued by Governor Gerald L. Baliles on September 29, 1987.

Given under my hand and the seal of the Commonwealth of Virginia, this 30th day of August, 1991.

/s/ Lawrence Douglas Wilder  
Governor

## EXECUTIVE ORDER NUMBER THIRTY-NINE (91)

### PROVIDING FOR THE FOOD, FUEL, AND OTHER LOGISTICAL ASSISTANCE OF THE VIRGINIA NATIONAL

### GUARD TO THE VIRGINIA DEPARTMENT OF STATE POLICE DURING THE 1991 LABOR DAY WEEKEND IN VIRGINIA BEACH

During the Labor Day weekend, in 1989, events involving large crowds occurred at Virginia Beach, Virginia, which led to looting, damage to property, injury to persons, and which imperiled human life, public and private property, and the environment. These events required the presence of a number of law enforcement agencies, including the Virginia State Police and the Virginia National Guard, to restore and maintain public order. Although the unfortunate events of 1989 were not repeated in 1990, making employment of National Guard units to help keep the peace unnecessary, the National Guard did provide very beneficial logistical support to the Virginia State Police in 1990. I anticipate that available law enforcement personnel and equipment will be adequate to maintain public safety and order without use of the Virginia National Guard in 1991. However, I have determined that it is desirable and appropriate for the Virginia National Guard to provide logistical personnel and equipment at the State Military Reservation and elsewhere for the purpose of providing food service, fuel, lodging, and other logistical assistance to and at the request of the Department of State Police.

Therefore, by virtue of the authority vested in me under Article V, Section 7 of the Constitution of Virginia and the provisions of Section 44-75.1 (3) and (5) of the Code of Virginia, I do hereby direct the Adjutant General of Virginia to employ National Guard equipment and personnel, in coordination with the Superintendent of State Police and with the approval of the Secretary of Public Safety, to provide logistical assistance to the Virginia State Police, commencing on August 28, 1991, and continuing until the Virginia State Police are no longer in need of logistical assistance for said purpose, but not later than September 4, 1991.

The following conditions shall apply to the employment of the Virginia National Guard:

1. National Guard personnel employed pursuant to this executive order shall be limited to an average of not more than thirty (30) on state active duty per day.
2. In all instances, members of the Virginia National Guard shall remain subject to military command and not subject to civilian authorities. They shall, however, work in close cooperation with the Department of State Police.
3. Should service under this Executive Order result in the injury or death of any member of the Virginia National Guard, the following will be provided to the member and the member's dependents or survivors:

(a) Workers' Compensation benefits provided to members of the National Guard by the Virginia Workers' Compensation Act; and, in addition,

(b) The same benefits for injury, disability and/or death, or their equivalent, as would be provided by the federal government if the member were serving on federal active duty at the time of injury or death. Any such federal-type benefits due to a member and his/her dependents or survivors during any calendar month shall be reduced by any payments due under the Virginia Workers' Compensation Act during the same month. If and when the time period for payment of Workers' Compensation benefits has elapsed, the member and his/her dependents or survivors shall thereafter receive full federal-type benefits for as long as they would have received such benefits if the member had been serving on federal active duty at the time of the injury or death. Any federal-type benefits due shall be computed on the basis of military pay grade E-5 or the member's military grade at the time of injury or death, whichever produces the greater benefit amount. Pursuant to Section 44-14 of the Code of Virginia, and subject to the concurrence of the Board of Military Affairs, I now approve of future expenditures out of appropriations to the Department of Military Affairs for such federal-type benefits as being manifestly for the benefit of the military service.

4. The cost incurred by the Virginia Department of Military Affairs in performing this mission shall be paid out of the sum sufficient appropriation for Disaster Planning and Operations contained in Item 728.3 of Chapter 723 of the 1991 Acts of the General Assembly. Any reimbursement of such costs shall be paid into the Treasury of the Commonwealth to defray said sum sufficient expenditures.

This Executive Order will become effective from August 28, 1991, and, except for that portion providing for benefits in the event of injury or death, will remain in effect until midnight, September 4, 1991, unless amended or rescinded by further executive order.

Given under my hand and under the seal of the Commonwealth of Virginia this 30th day of August, 1991.

/s/ Lawrence Douglas Wilder  
Governor

**GOVERNOR'S COMMENTS ON PROPOSED REGULATIONS**

(Required by § 9-6.12:9.1 of the Code of Virginia)

**COUNCIL ON THE ENVIRONMENT**

Title of Regulation: VR 305-01-001. Public Participation Guidelines.

Governor's Comment:

These regulations are intended to establish public

participation guidelines for the Council on the Environment's regulatory process. Pending public comment, I recommend approval of the regulations.

/s/ Lawrence Douglas Wilder  
Governor  
Date: September 17, 1991

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Title of Regulation: VR 305-02-01. Guidelines for the Preparation of Environmental Impact Assessments for Oil or Gas Well Drilling Operations in Tidewater Virginia.

Governor's Comment:

These regulations establish requirements for environmental impact assessments filed by drilling permit applicants and procedures for the Council on the Environment in reviewing environmental impact assessments. Pending public comment, I recommend approval of the regulations.

/s/ Lawrence Douglas Wilder  
Governor  
Date: September 12, 1991

**DEPARTMENT OF MINES, MINERALS AND ENERGY**

Title of Regulation: VR 480-03-19. Virginia Coal Surface Mining Reclamation Regulations.

Governor's Comment:

The amendments to Virginia's Coal Surface Mining Reclamation Regulations would bring the Commonwealth's standards in line with federal standards promulgated by the United States Department of the Interior. Pending public comment, I recommend approval of the amendments.

/s/ Lawrence Douglas Wilder  
Governor  
Date: September 12, 1991

**REAL ESTATE APPRAISER BOARD**

Title of Regulation: VR 583-01-01. Public Participation Guidelines.

Governor's Comment:

These regulations are intended to establish public participation guidelines for the Real Estate Appraiser Board's regulatory process as required by state law. Pending public comment, I recommend approval of the regulations.

# Governor

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/s/ Lawrence Douglas Wilder  
Governor  
Date: September 17, 1991

## DEPARTMENT OF WASTE MANAGEMENT

Title of Regulation: **VR 672-20-32. Yard Waste Composting Facility Regulation.**

### Governor's Comment:

These regulations are intended to encourage composting of yard waste. Pending public comment, I recommend approval of the regulations.

/s/ Lawrence Douglas Wilder  
Governor  
Date: September 17, 1991

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# GENERAL NOTICES/ERRATA

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<b>Symbol Key †</b>
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† Indicates entries since last publication of the Virginia Register
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## GENERAL NOTICES

### NOTICE

Notices of Intended Regulatory Action are being published as a separate section of the Register beginning with the October 7, 1991 issue. The new section appears at the beginning of each issue.

#### DEPARTMENT FOR THE AGING

##### Notice of Public Comment Period for 1991-95 Intrastate Title III Funding Formula

Notice is hereby given that the Department for the Aging will accept comments on the formula for the distribution within Virginia of funds received under Title III of the Older Americans Act of 1965, as amended. Interested persons may submit data, views, and arguments orally or in writing to the department.

The Older Americans Act of 1965, as amended, requires that the Department for the Aging develop and publish for review and comment an intrastate formula for the distribution of Title III funds to the Area Agencies on Aging. Public comment on the formula was solicited and received during June and July, 1989. The department does not intend to change the formula which has been in effect since October 1, 1989. 1990 Census data have been used to update the population-based factors in the formula.

The updated Title III intrastate funding formula is computed on the basis of (1) the number of persons 60 years of age and over, from the 1990 Census, (2) the number of persons 60 years of age and over at or below the poverty level, from the 1980 US Census, (3) the number of minority persons 60 years of age and over at or below the poverty level, from the 1980 Census, and (4) the number of persons 60 years of age and over who reside in rural areas of the state.

The formula factors and their weights are as follows:

- Population 60+.....30%
- Rural residents 60+..10%
- Poverty 60+.....50%
- Minority Poverty 60+..10%

**Population 60+.** This factor distributes Title III funds on the basis of the geographical location of older Virginians. It reflects the distribution of persons age 60 and over throughout the state.

**Rural Residents 60+.** The rural 60+ factor is utilized to denote the geographical isolation faced by older Virginians who live in the rural areas of the state. "Rural area" means a city or county which is not within a Metropolitan Statistical Area (MSA) according to the Bureau of the Census or a city or county which is within an MSA but which has a population density of less than 50 persons per square mile.

**Poverty 60+.** This factor distributes Title III funds to those areas of the state with the greatest number of older persons in economic need. The financial condition of the older person is a major determinant of his ability to meet basic life needs, such as food, shelter, clothing, health care, and mobility. This factor is an application of the definition of greatest economic need.

**Minority Poverty 60+.** The low income minority elderly factor addresses the racial barrier as well as the economic needs of this group of older persons.

**Hold Harmless Provision.** In Fiscal Year (FY) 1992, each Area Agency on Aging will be held harmless at its FY 1989 funding level. This means that an Area Agency's total funding will not be reduced below its FY 1989 funding level. An agency will no longer be held harmless when its formula share and sufficient funds allow it to exceed the FY 1989 funding level. The hold-harmless provision will allow implementation of the formula without significant shifts in funding and major disruption of services. Implementation of this allocation plan is contingent upon no decrease in federal and state funding below the FY 1989 level.

No Area Agency on Aging will receive less than \$100,000 in total funds distributed under this allocation plan.

What follows is a numerical statement of the funding formula to be used and a demonstration of the allocation of funds based on the formula:



# General Notices/Errata

PSA	FORMULA X	TITLE	TITLE	TITLE	TITLE	TITLE	TITLE
		III-B	III-C(1)	III-C(2)	III-D	III-E	III-G
1	3.07823	202,744	135,592	87,173	4,620	1,782	5 p.m. on November 8, 1991. Comments should be sent to Mr. J. James Cotter, Director, Divisions of Program Development and Management, 700 East Franklin Street, 10th Floor, Richmond, Virginia 23219-2327. To obtain further information, write to the department at the above address or call 1-800-225-2271 or toll-free in Virginia 1-800-552-4464.
2	3.11866	203,307	137,373	88,318	4,660	1,805	
3	5.38562	362,401	237,230	152,517	8,083	3,118	
4	2.95448	192,604	130,141	83,669	4,434	1,710	
5	4.97958	324,622	219,345	141,018	7,473	2,883	
6	5.06386	330,116	223,057	143,405	7,600	2,932	
7	3.74690	244,262	165,047	106,109	5,623	2,169	
8A	1.08721	122,053	47,890	30,789	1,632	629	
8B	1.50457	189,927	66,275	42,608	2,258	871	
8C	3.85722	357,125	169,906	109,234	5,789	2,233	
8D	0.54403	35,466	23,964	15,407	817	315	
8E	0.78908	51,441	34,758	22,346	1,184	457	
9	2.77397	181,228	122,454	78,727	4,172	1,609	
10	3.04953	198,807	134,333	86,363	4,577	1,765	
11	4.17437	272,130	183,876	118,215	6,265	2,417	
12	6.26872	408,661	276,130	177,525	9,408	3,629	
13	3.56433	282,398	157,005	100,939	5,349	2,063	
14	3.44828	224,795	151,893	97,653	5,175	1,996	
15	10.22151	666,346	450,245	289,466	15,340	5,917	
16	2.14530	139,853	94,498	60,753	3,220	1,242	
17/18	4.01520	261,753	176,865	113,707	6,026	2,324	
19	3.87857	352,846	170,846	109,838	5,821	2,245	
20	13.57517	884,973	597,970	384,439	20,373	7,859	
21	4.48129	292,138	197,396	126,307	6,725	2,594	
22	2.28821	149,170	100,793	64,800	3,434	1,325	

**DEPARTMENT OF WASTE MANAGEMENT**

**Public Notice**

**Designation of Regional Solid Waste Management Planning Area**

In accordance with the provision of Section 10.1-1411 of the Code of Virginia, and Part V, Regulations for the Development of Solid Waste Management Plans, VR 672-50-01, the Director of the Department of Waste Management intends to designate a solid waste management region for the local governments of the County of Appomattox and the Towns of Appomattox and Pamplin. The County of Appomattox will be the designated contact for development and/or implementation of a regional solid waste management plan and programs for the recycling of solid waste generated within the designated region.

A petition has been received by the Department of Waste Management for the designation on behalf of the local governments.

Anyone wishing to comment on the designation of this region should respond in writing by 5 p.m. on Wednesday, October 9, 1991 to Ms. Cheryl Cashman, Legislative Liaison, Department of Waste Management, 11th Floor, Monroe Building, 101 North 14th Street, Richmond, VA 23219. FAX 804-225-3753 or (804) 371-8737/TDD ☎

Immediately following the closing date for comments, the Director of the Department of Waste Management will notify the affected local governments of its approval as a region or of the need to hold a public hearing on the designation.

Any questions concerning this notice should be directed to Ms. Cheryl Cashman, Legislative Liaison, at 1-800-552-2075 or (804) 225-2667.

**Public Notice**

## **Designation of Regional Solid Waste Management Planning Area**

In accordance with the provision of Section 10.1-1411 of the Code of Virginia, and Part V, Regulations for the Development of Solid Waste Management Plans, VR 672-50-01, the Director of the Department of Waste Management intends to designate a solid waste management region for the local governments of the Counties of Bland and Wythe and the Towns of Wytheville and Rural Retreat. The County of Wythe will be the designated contact for development and/or implementation of a regional solid waste management plan and programs for the recycling of solid waste generated within the designated region.

A petition has been received by the Department of Waste Management for the designation on behalf of the local governments.

Anyone wishing to comment on the designation of this region should respond in writing by 5 p.m. on Wednesday, October 9, 1991 to Ms. Cheryl Cashman, Legislative Liaison, Department of Waste Management, 11th Floor, Monroe Building, 101 North 14th Street, Richmond, VA 23219. FAX 804-225-3753 or (804) 371-8737/TDD ☎

Immediately following the closing date for comments, the Director of the Department of Waste Management will notify the affected local governments of its approval as a region or of the need to hold a public hearing on the designation.

Any questions concerning this notice should be directed to Ms. Cheryl Cashman, Legislative Liaison, at 1-800-552-2075 or (804) 225-2667.

### **† Public Notice**

## **Designation of Regional Solid Waste Management Planning Area**

In accordance with the provision of Section 10.1-1411 of the Code of Virginia, and Part V, Regulations for the Development of Solid Waste Management Plans, VR 672-50-01, the Director of the Department of Waste Management intends to designate a solid waste management region for the local governments of the County of Botetourt and the Towns of Buchanan, Fincastle and Troutville. The County of Botetourt will be the designated contact for development and/or implementation of a regional solid waste management plan and programs for the recycling of solid waste generated within the designated region.

A petition has been received by the Department of Waste Management for the designation on behalf of the local governments.

Anyone wishing to comment on the designation of this region should respond in writing by 5 p.m. on Tuesday,

November 12, 1991 to Ms. Cheryl Cashman, Legislative Liaison, Department of Waste Management, 11th Floor, Monroe Building, 101 North 14th Street, Richmond, VA 23219. FAX 804-225-3753 or (804) 371-8737/TDD ☎

Immediately following the closing date for comments, the Director of the Department of Waste Management will notify the affected local governments of its approval as a region or of the need to hold a public hearing on the designation.

Any questions concerning this notice should be directed to Ms. Cheryl Cashman, Legislative Liaison, at 1-800-552-2075 or (804) 225-2667.

### **Public Notice**

## **Designation of Regional Solid Waste Management Planning Area**

In accordance with the provision of Section 10.1-1411 of the Code of Virginia, and Part V, Regulations for the Development of Solid Waste Management Plans, VR 672-50-01, the Director of the Department of Waste Management intends to designate a solid waste management region for the local governments of the County of Brunswick and the Towns of Alberta, Brodnax and Lawrenceville. The County of Brunswick will be the designated contact for development and/or implementation of a regional solid waste management plan and programs for the recycling of solid waste generated within the designated region.

A petition has been received by the Department of Waste Management for the designation on behalf of the local governments.

Anyone wishing to comment on the designation of this region should respond in writing by 5 p.m. on Wednesday, October 9, 1991 to Ms. Cheryl Cashman, Legislative Liaison, Department of Waste Management, 11th Floor, Monroe Building, 101 North 14th Street, Richmond, VA 23219. FAX 804-225-3753 or (804) 371-8737/TDD ☎

Immediately following the closing date for comments, the Director of the Department of Waste Management will notify the affected local governments of its approval as a region or of the need to hold a public hearing on the designation.

Any questions concerning this notice should be directed to Ms. Cheryl Cashman, Legislative Liaison, at 1-800-552-2075 or (804) 225-2667.

### **Public Notice**

## **Designation of Regional Solid Waste Management Planning Area**

In accordance with the provision of Section 10.1-1411 of the Code of Virginia, and Part V, Regulations for the

# General Notices/Errata

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Development of Solid Waste Management Plans, VR 672-50-01, the Director of the Department of Waste Management intends to designate a solid waste management region for the local governments of the County of Campbell and the Towns of Altavista and Brookneal. The County of Campbell will be the designated contact for development and/or implementation of a regional solid waste management plan and programs for the recycling of solid waste generated within the designated region.

A petition has been received by the Department of Waste Management for the designation on behalf of the local governments.

Anyone wishing to comment on the designation of this region should respond in writing by 5 p.m. on Wednesday, October 9, 1991 to Ms. Cheryl Cashman, Legislative Liaison, Department of Waste Management, 11th Floor, Monroe Building, 101 North 14th Street, Richmond, VA 23219. FAX 804-225-3753 or (804) 371-8737/TDD ☎

Immediately following the closing date for comments, the Director of the Department of Waste Management will notify the affected local governments of its approval as a region or of the need to hold a public hearing on the designation.

Any questions concerning this notice should be directed to Ms. Cheryl Cashman, Legislative Liaison, at 1-800-552-2075 or (804) 225-2667.

## Public Notice

### Designation of Regional Solid Waste Management Planning Area

In accordance with the provision of Section 10.1-1411 of the Code of Virginia, and Part V, Regulations for the Development of Solid Waste Management Plans, VR 672-50-01, the Director of the Department of Waste Management intends to designate a solid waste management region for the local governments of the County of Craig and the Town of New Castle. The County of Craig will be the designated contact for development and/or implementation of a regional solid waste management plan and programs for the recycling of solid waste generated within the designated region.

A petition has been received by the Department of Waste Management for the designation on behalf of the local governments.

Anyone wishing to comment on the designation of this region should respond in writing by 5 p.m. on Wednesday, October 9, 1991 to Ms. Cheryl Cashman, Legislative Liaison, Department of Waste Management, 11th Floor, Monroe Building, 101 North 14th Street, Richmond, VA 23219. FAX 804-225-3753 or (804) 371-8737/TDD ☎

Immediately following the closing date for comments, the

Director of the Department of Waste Management will notify the affected local governments of its approval as a region or of the need to hold a public hearing on the designation.

Any questions concerning this notice should be directed to Ms. Cheryl Cashman, Legislative Liaison, at 1-800-552-2075 or (804) 225-2667.

## Public Notice

### Designation of Regional Solid Waste Management Planning Area

In accordance with the provision of Section 10.1-1411 of the Code of Virginia, and Part V, Regulations for the Development of Solid Waste Management Plans, VR 672-50-01, the Director of the Department of Waste Management intends to designate a solid waste management region for the local governments of the County of Floyd and the Town of Floyd. The County of Floyd will be the designated contact for development and/or implementation of a regional solid waste management plan and programs for the recycling of solid waste generated within the designated region.

A petition has been received by the Department of Waste Management for the designation on behalf of the local governments.

Anyone wishing to comment on the designation of this region should respond in writing by 5 p.m. on Wednesday, October 9, 1991 to Ms. Cheryl Cashman, Legislative Liaison, Department of Waste Management, 11th Floor, Monroe Building, 101 North 14th Street, Richmond, VA 23219. FAX 804-225-3753 or (804) 371-8737/TDD ☎

Immediately following the closing date for comments, the Director of the Department of Waste Management will notify the affected local governments of its approval as a region or of the need to hold a public hearing on the designation.

Any questions concerning this notice should be directed to Ms. Cheryl Cashman, Legislative Liaison, at 1-800-552-2075 or (804) 225-2667.

## Public Notice

### Designation of Regional Solid Waste Management Planning Area

In accordance with the provision of Section 10.1-1411 of the Code of Virginia, and Part V, Regulations for the Development of Solid Waste Management Plans, VR 672-50-01, the Director of the Department of Waste Management intends to designate a solid waste management region for the local governments of the Counties of Lancaster, Northumberland, Richmond and Westmoreland and the Towns of Warsaw, Irvington, Kilmarnock, White Stone, Montross and Colonial Beach

The Northern Neck Planning District Commission will be the designated contact for development and/or implementation of a regional solid waste management plan and programs for the recycling of solid waste generated within the designated region.

A petition has been received by the Department of Waste Management for the designation on behalf of the local governments.

Anyone wishing to comment on the designation of this region should respond in writing by 5 p.m. on Wednesday, October 9, 1991 to Ms. Cheryl Cashman, Legislative Liaison, Department of Waste Management, 11th Floor, Monroe Building, 101 North 14th Street, Richmond, VA 23219. FAX 804-225-3753 or (804) 371-8737/TDD ☎

Immediately following the closing date for comments, the Director of the Department of Waste Management will notify the affected local governments of its approval as a region or of the need to hold a public hearing on the designation.

Any questions concerning this notice should be directed to Ms. Cheryl Cashman, Legislative Liaison, at 1-800-552-2075 or (804) 225-2667.

## † Public Notice

### Designation of Regional Solid Waste Management Planning Area

In accordance with the provision of Section 10.1-1411 of the Code of Virginia, and Part V, Regulations for the Development of Solid Waste Management Plans, VR 672-50-01, the Director of the Department of Waste Management intends to designate a solid waste management region for the local governments of the County of Mecklenburg and the Towns of Boydton, Chase City, Clarksville, LaCrosse and South Hill. The County of Mecklenburg will be the designated contact for development and/or implementation of a regional solid waste management plan and programs for the recycling of solid waste generated within the designated region.

A petition has been received by the Department of Waste Management for the designation on behalf of the local governments.

Anyone wishing to comment on the designation of this region should respond in writing by 5 p.m. on Tuesday, November 12, 1991 to Ms. Cheryl Cashman, Legislative Liaison, Department of Waste Management, 11th Floor, Monroe Building, 101 North 14th Street, Richmond, VA 23219. FAX 804-225-3753 or (804) 371-8737/TDD ☎

Immediately following the closing date for comments, the Director of the Department of Waste Management will notify the affected local governments of its approval as a region or of the need to hold a public hearing on the designation.

Any questions concerning this notice should be directed to Ms. Cheryl Cashman, Legislative Liaison, at 1-800-552-2075 or (804) 225-2667.

## Public Notice

### Designation of Regional Solid Waste Management Planning Area

In accordance with the provision of Section 10.1-1411 of the Code of Virginia, and Part V, Regulations for the Development of Solid Waste Management Plans, VR 672-50-01, the Director of the Department of Waste Management intends to designate a solid waste management region for the local governments of the County of Scott and the Towns of Clinchport, Duffield, Dungannon and Nickelsville. The County of Scott will be the designated contact for development and/or implementation of a regional solid waste management plan and programs for the recycling of solid waste generated within the designated region.

A petition has been received by the Department of Waste Management for the designation on behalf of the local governments.

Anyone wishing to comment on the designation of this region should respond in writing by 5 p.m. on Wednesday, October 9, 1991 to Ms. Cheryl Cashman, Legislative Liaison, Department of Waste Management, 11th Floor, Monroe Building, 101 North 14th Street, Richmond, VA 23219. FAX 804-225-3753 or (804) 371-8737/TDD ☎

Immediately following the closing date for comments, the Director of the Department of Waste Management will notify the affected local governments of its approval as a region or of the need to hold a public hearing on the designation.

Any questions concerning this notice should be directed to Ms. Cheryl Cashman, Legislative Liaison, at 1-800-552-2075 or (804) 225-2667.

## † Public Notice

### Designation of Regional Solid Waste Management Planning Area

In accordance with the provision of Section 10.1-1411 of the Code of Virginia, and Part V, Regulations for the Development of Solid Waste Management Plans, VR 672-50-01, the Director of the Department of Waste Management intends to designate a solid waste management region for the local governments of the County of Tazewell and the Towns of Bluefield, Cedar Bluff, Richlands, Tazewell and Pocahontas. The County of Tazewell will be the designated contact for development and/or implementation of a regional solid waste management plan and programs for the recycling of solid waste generated within the designated region.

# General Notices/Errata

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A petition has been received by the Department of Waste Management for the designation on behalf of the local governments.

Anyone wishing to comment on the designation of this region should respond in writing by 5 p.m. on Tuesday, November 12, 1991 to Ms. Cheryl Cashman, Legislative Liaison, Department of Waste Management, 11th Floor, Monroe Building, 101 North 14th Street, Richmond, VA 23219. FAX 804-225-3753 or (804) 371-8737/TDD ☎

Immediately following the closing date for comments, the Director of the Department of Waste Management will notify the affected local governments of its approval as a region or of the need to hold a public hearing on the designation.

Any questions concerning this notice should be directed to Ms. Cheryl Cashman, Legislative Liaison, at 1-800-552-2075 or (804) 225-2667.

## VIRGINIA CODE COMMISSION

### NOTICE TO STATE AGENCIES

**Change of Address:** Our new mailing address is: Virginia Code Commission, 910 Capitol Street, General Assembly Building, 2nd Floor, Richmond, VA 23219. You may FAX in your notice; however, we ask that you do not follow-up with a mailed in copy. Our FAX number is: 371-0169.

### FORMS FOR FILING MATERIAL ON DATES FOR PUBLICATION IN THE VIRGINIA REGISTER OF REGULATIONS

All agencies are required to use the appropriate forms when furnishing material and dates for publication in the Virginia Register of Regulations. The forms are supplied by the office of the Registrar of Regulations. If you do not have any forms or you need additional forms, please contact: Virginia Code Commission, 910 Capitol Street, General Assembly Building, 2nd Floor, Richmond, VA 23219, telephone (804) 786-3591.

#### FORMS:

NOTICE of INTENDED REGULATORY ACTION - RR01  
NOTICE of COMMENT PERIOD - RR02  
PROPOSED (Transmittal Sheet) - RR03  
FINAL (Transmittal Sheet) - RR04  
EMERGENCY (Transmittal Sheet) - RR05  
NOTICE of MEETING - RR06  
AGENCY RESPONSE TO LEGISLATIVE OR GUBERNATORIAL OBJECTIONS - RR08  
DEPARTMENT of PLANNING AND BUDGET (Transmittal Sheet) - DPBRR09

Copies of the Virginia Register Form, Style and Procedure Manual may also be obtained at the above address.

## ERRATA

### CHESAPEAKE BAY LOCAL ASSISTANCE BOARD

**Title of Regulation:** VR 173-02-01. Chesapeake Bay Preservation Area Designation and Management Regulations.

**Publication:** 7:24 VA.R. 3778-3789 August 26, 1991.

#### Correction to Final Regulation:

Page 3785, § 4.3 B 4 a, line 3, change "locally-funded" to "locally funded."

### DEPARTMENT OF SOCIAL SERVICES (STATE BOARD OF)

**Title of Regulation:** VR 615-01-29. Aid to Dependent Children (ADC) Program - Disregarded Income and Resources.

**Publication:** 7:26 VA.R. 4317-4320 September 23, 1991.

#### Correction to Final Regulation:

Page 4319, § 1.1, definition of "Aid to Dependent Children (ADC) Program," subdivision 20, first sentence should read:

20. Funds distributed to, or held in trust for, members of any Indian tribe under Public Laws 92-254, 93-134, 94-540, 97-458, 98-64, 98-123, or 98-124.

Page 4320, § 2.2, subdivision 8, first sentence should read:

8. Funds distributed to, or held in trust for, members of any Indian tribe under Public Laws 92-254, 93-134, 94-540, 97-458, 98-64, 98-123, or 98-124.

# CALENDAR OF EVENTS

## Symbols Key

- † Indicates entries since last publication of the Virginia Register
- Ⓜ Location accessible to handicapped
- ☎ Telecommunications Device for Deaf (TDD)/Voice Designation

## NOTICE

Only those meetings which are filed with the Registrar of Regulations by the filing deadline noted at the beginning of this publication are listed. Since some meetings are called on short notice, please be aware that this listing of meetings may be incomplete. Also, all meetings are subject to cancellation and the Virginia Register deadline may preclude a notice of such cancellation.

For additional information on open meetings and public hearings held by the Standing Committees of the Legislature during the interim, please call Legislative Information at (804) 786-6530.

## VIRGINIA CODE COMMISSION

### EXECUTIVE

#### BOARD FOR ACCOUNTANCY

October 15, 1991 - 10 a.m. – Open Meeting  
October 16, 1991 - 8 a.m. – Open Meeting  
Department of Commerce, 3600 West Broad Street, 5th Floor, Richmond, Virginia. Ⓜ

A meeting to (i) review applications; (ii) review correspondence; (iii) review and disposition of enforcement cases; (iv) conduct regulatory review; and (v) conduct routine board business.

Contact: Roberta L. Banning, Assistant Director, 3600 West Broad Street, Richmond, VA 23230-4917, telephone (804) 367-8590.

#### GOVERNOR'S ADVISORY BOARD ON AGING

† October 23, 1991 - 9 a.m. – Open Meeting  
† October 24, 1991 - 8:30 a.m. – Open Meeting  
Ingleside Conference Center, Route 11 North, Staunton, Virginia. Ⓜ (Interpreter for deaf provided upon request)

A business meeting and board committee meeting are scheduled for October 23. These meetings are a component of the annual joint meeting of the Governor's Advisory Board on Aging, the Virginia Association of Area Agencies on Aging, and the Virginia Department for the Aging scheduled for October 23-24. The theme of the annual meeting is

"Maintaining Choices in Living." Presentations and discussions will focus on this topic.

Contact: Cathy Saunders, Assistant to the Commissioner, Virginia Department for the Aging, 700 E. Franklin Street, 10th Floor, Richmond, VA 23219, telephone (804) 225-2271 or toll-free 1-800-552-4464.

#### STATE AIR POLLUTION CONTROL BOARD

October 30, 1991 - 10 a.m. – Public Hearing  
Board of Supervisors Meeting Room, 205 Academy Drive, N.W., Abingdon, Virginia.

October 30, 1991 - 10 a.m. – Public Hearing  
Department of Air Pollution Control, Hampton Roads Regional Office, Old Greenbrier Village, Suite A, 2010 Old Greenbrier Road, Chesapeake, Virginia.

October 30, 1991 - 10 a.m. – Public Hearing  
Department of Air Pollution Control, Northeastern Virginia Regional Office, 300 Central Road, Suite B, Fredericksburg, Virginia.

October 30, 1991 - 10 a.m. – Public Hearing  
Auditorium of the Recreation Center, 301 Grove Street, Lynchburg, Virginia.

October 30, 1991 - 10 a.m. – Public Hearing  
Department of Air Pollution Control, State Capitol Regional Office, Arboretum 5, Suite 250, 9210 Arboretum Parkway, Richmond, Virginia.

October 30, 1991 - 10 a.m. – Public Hearing  
Department of Air Pollution Control, Valley of Virginia Regional Office, Executive Office Park, Suite D, 5338 Peters Creek Road, Roanoke, Virginia.

October 30, 1991 - 10 a.m. – Public Hearing  
Department of Air Pollution Control, Northern Virginia Regional Office, Springfield Corporate Center, Suite 310, 6225 Brandon Avenue, Springfield, Virginia.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the State Air Pollution Control Board intends to amend regulations entitled: **VR 120-01. Regulations for the Control and Abatement of Air Pollution.** The proposed amendments to the regulations will provide the latest edition of referenced documents and incorporate recently promulgated federal New Source Performance Standards (NSPS) and National Emission Standards for Hazardous Air Pollutants (NESHAPS), which are found

# Calendar of Events

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in Rules 5-5 and 6-1, respectively. The proposed amendments will update as well the consolidated list of documents incorporated by reference found in Appendix M of the agency's regulations. The proposed amendments will incorporate the 1990-1991 edition of the American Conference of Governmental Industrial Hygienists' Handbook which forms the basis for the toxic pollutant rules, and three NSPS and four NESHAPS which were promulgated by EPA between July 1, 1989, and June 30, 1990.

Statutory Authority: § 10.1-1308 of the Code of Virginia.

Written comments may be submitted until November 22, 1991, to Director of Program Development, Department of Air Pollution Control, P. O. Box 10089, Richmond, VA 23240.

Contact: Nancy S. Saylor, Policy Analyst, Department of Air Pollution Control, P. O. Box 10089, Richmond, VA 23240, telephone (804) 786-1249.

## ALCOHOLIC BEVERAGE CONTROL BOARD

October 9, 1991 - 9:30 a.m. - Open Meeting  
October 28, 1991 - 9:30 a.m. - Open Meeting  
2901 Hermitage Road, Richmond, Virginia. ☒

A meeting to receive and discuss reports and activities from staff members. Other matters not yet determined.

Contact: Robert N. Swinson, Secretary to the Board, P. O. Box 27491, 2901 Hermitage Road, Richmond, VA 23261, telephone (804) 367-0616.

\* \* \* \* \*

October 30, 1991 - 10 a.m. - Public Hearing  
2901 Hermitage Road, First Floor Hearing Room,  
Richmond, Virginia.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Alcoholic Beverage Control Board intends to amend regulations entitled: VR 125-01-1. Procedural Rules for the Conduct of Hearings Before the Board and Its Hearing Officers and the Adoption or Amendment of Regulations; VR 125-01-2. Advertising; VR 125-01-3. Tied House; VR 125-01-5. Retail Operations; VR 125-01-6. Manufacturers and Wholesalers Operations; and VR 125-01-7. Other Provisions. The amendments relate to (i) streamlining the rulemaking procedures; (ii) allowing individuals of legal drinking age to place mail orders for alcoholic beverages with Virginia retail licensees; (iii) permitting alcoholic beverage advertising on certain antique vehicles for promotional purposes and on billboards located within facilities used primarily for professional or semiprofessional sporting events; (iv) increasing the wholesale value

limit of novelty and specialty items which may be given away; (v) allowing manufacturers of alcoholic beverages to sponsor an entire season of athletic and sporting events; (vi) permitting wholesalers to deliver and merchandise wine and beer on Sundays; (vii) standardizing minimum monthly food sale requirements for retail licenses; (viii) allowing manufacturers, bottlers and wholesalers of alcoholic beverages to place public safety advertisements in college student publications; (ix) permitting retail licensees to use electronic fund transfers to pay wholesale licensees for purchases of alcoholic beverages or beverages; (x) clarifying that the placement of alcoholic beverages in containers of ice near cash registers and doors and public display areas by off-premises licensees is an enticement to purchase alcoholic beverages; (xi) making interior advertising less restrictive for on-premises licensees; and (xii) expanding the types of businesses eligible for off-premises wine and beer licenses by creating a new category which does not require minimum monthly food sale requirements.

Statutory Authority: §§ 4-7 (1), 4-11, 4-36, 4-69, 4-69.2, 4-72.1, 4-98.14, and 4-103(b) of the Code of Virginia.

Written comments may be submitted until 10 a.m., October 16, 1991.

Contact: Robert N. Swinson, Secretary to the Board, P. O. Box 27491, 2901 Hermitage Road, Richmond, VA 23261, telephone (804) 367-0616.

## BOARD FOR ARCHITECTS, PROFESSIONAL ENGINEERS, LAND SURVEYORS AND LANDSCAPE ARCHITECTS

November 21, 1991 - 10 a.m. - Public Hearing  
Department of Commerce, 3600 West Broad Street,  
Richmond, Virginia.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board for Architects, Professional Engineers, Land Surveyors and Landscape Architects intends to amend regulations entitled: VR 130-01-2. Board for Architects, Professional Engineers, Land Surveyors and Landscape Architects Rules and Regulations. The proposed regulations will regulate the practice of architecture, engineering, land surveying, landscape architecture and interior design as well as the professional corporations and business entities that offer those services.

Statutory Authority: § 54.1-404 of the Code of Virginia.

Written comments may be submitted until 10 a.m., November 21, 1991.

Contact: Bonnie S. Salzman, Assistant Director, Department of Commerce, 3600 West Broad Street, Richmond, VA

3230, telephone (804) 367-8514.

## COMMISSION FOR THE ARTS

**October 9, 1991 - 7 p.m. - Public Hearing**  
Richmond Public Library, 101 East Franklin Street,  
Conference Room A, Richmond, Virginia. ☒

A public hearing to comment on 1992-94 Guidelines  
for Funding.

**Contact:** Virginia Commission for the Arts, 223 Governor  
Street, Richmond, Virginia 23219-2010, telephone (804)  
225-3132.

**October 24, 1991 - 9 a.m. - Open Meeting**  
Location to be determined.

A quarterly business meeting.

**Contact:** Virginia Commission for the Arts, 223 Governor  
Street, Richmond, Virginia 23219-2010, telephone (804)  
225-3132.

## BOARD OF AUDIOLOGY AND SPEECH PATHOLOGY

**October 24, 1991 - 9:30 a.m. - Open Meeting**  
1601 Rolling Hills Drive, Conference Room 2, Richmond,  
Virginia. ☒

A regularly scheduled board meeting.

**Contact:** Meredyth P. Partridge, Executive Director, 1601  
Rolling Hills Drive, Richmond, VA 23229-5005, telephone  
(804) 662-9111.

## VIRGINIA AVIATION BOARD

**† October 29, 1991 - 10 a.m. - Open Meeting**  
Virginia Highlands Airport Terminal, Abingdon, Virginia. ☒

A meeting to discuss matters of interest to the  
aviation community.

**Contact:** Nancy C. Brent, 4508 S. Laburnum Avenue,  
Richmond, VA 23231-2411, telephone (804) 786-6284.

## BOARD FOR BARBERS

**October 21, 1991 - 9 a.m. - Open Meeting**  
Department of Commerce, 3600 West Broad Street, 5th  
Floor, Richmond, Virginia. ☒

A meeting to (i) review applications; (ii) review  
correspondence; (iii) review and disposition of  
enforcement cases; and (iv) consider routine board  
business.

**Contact:** Roberta L. Banning, Assistant Director, 3600 West  
Broad Street, Richmond, VA 23230-4917, telephone (804)  
367-8590.

## STATE BUILDING CODE TECHNICAL REVIEW BOARD

**† October 31, 1991 - 10 a.m. - Open Meeting**  
Virginia Housing Development Authority, 601 Belvidere  
Street, Second Conference Room, First Floor, Richmond,  
Virginia. ☒ (Interpreter for deaf provided upon request)

A meeting to (i) consider requests for interpretation of  
the Virginia Uniform Statewide Building Code; (ii)  
consider appeals from the rulings of local appeal  
boards regarding application of the Virginia Uniform  
Statewide Building Code; and (iii) improve minutes of  
previous meeting.

**Contact:** Jack A. Proctor, 205 North Fourth Street,  
Richmond, VA 23219, telephone (804) 371-7772.

## CHESAPEAKE BAY LOCAL ASSISTANCE BOARD

**October 10, 1991 - 10 a.m. - Open Meeting**  
General Assembly Building, Senate Room B, 910 Capitol  
Street, Richmond, Virginia. ☒ (Interpreter for deaf  
provided upon request)

The board will conduct general business, including  
review of local Chesapeake Bay Preservation Area  
programs. Public comment will be heard early in the  
meeting. A tentative agenda will be available from the  
Chesapeake Bay Local Assistance Department by  
October 3, 1991.

**Contact:** Receptionist, Chesapeake Bay Local Assistance  
Department, 805 E. Broad St., Suite 701, Richmond, VA  
23219, telephone (804) 225-3440 or toll-free  
1-800-243-7229/TDD ☒

## Central Area Review Committee

**October 7, 1991 - 1 p.m. - Open Meeting**  
General Assembly Building, Senate Room A, 910 Capitol  
Street, Richmond, Virginia. ☒ (Interpreter for deaf  
provided upon request)

**October 28, 1991 - 1 p.m. - Open Meeting**  
General Assembly Building, Senate Room B, 910 Capitol  
Street, Richmond, Virginia. ☒ (Interpreter for deaf  
provided upon request)

The committee will review Chesapeake Bay  
Preservation Area programs for the Central Area.  
Persons interested in observing should call the  
Chesapeake Bay Local Assistance Department to verify  
meeting time, location and schedule. No comments  
from the public will be entertained at the Review  
Committee meetings. However, written comments are



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welcome.

**Contact:** Receptionist, Chesapeake Bay Local Assistance Department, 805 E. Broad St., Suite 701, Richmond, VA 23219, telephone (804) 225-3440 or toll-free 1-800-243-7229/TDD ☎

## Northern Area Review Committee

**October 9, 1991 - 10 a.m. - Open Meeting**  
**October 23, 1991 - 10 a.m. - Open Meeting**  
General Assembly Building, Senate Room B, 910 Capitol Street, Richmond, Virginia. ☒ (Interpreter for deaf provided upon request)

The committee will review Chesapeake Bay Preservation Area programs for the Northern Area. Persons interested in observing should call the Chesapeake Bay Local Assistance Department to verify meeting time, location and schedule. No comments from the public will be entertained at the Review Committee meetings. However, written comments are welcome.

**Contact:** Receptionist, Chesapeake Bay Local Assistance Department, 805 E. Broad St., Suite 701, Richmond, VA 23219, telephone (804) 225-3440 or toll-free 1-800-243-7229/TDD ☎

## Southern Area Review Committee

**October 16, 1991 - 10 a.m. - Open Meeting**  
General Assembly Building, Senate Room B, 910 Capitol Street, Richmond, Virginia. ☒ (Interpreter for deaf provided upon request)

The committee will review Chesapeake Bay Preservation Area programs for the Southern Area. Persons interested in observing should call the Chesapeake Bay Local Assistance Department to verify meeting time, location and schedule. No comments from the public will be entertained at the Review Committee meetings. However, written comments are welcome.

**Contact:** Receptionist, Chesapeake Bay Local Assistance Department, 805 E. Broad St., Suite 701, Richmond, VA 23219, telephone (804) 225-3440 or toll-free 1-800-243-7229/TDD ☎

## CHILD-DAY CARE COUNCIL

† **October 10, 1991 - 9 a.m. - Open Meeting**  
Koger Executive Center, West End, Blair Building, Conference Rooms A and B, 8007 Discovery Drive, Richmond, Virginia. ☒ (Interpreter for deaf provided upon request)

A meeting to discuss issues, concerns, and programs that impact child care centers, camps, school age

programs, and preschool/nursery schools. A public comment period is scheduled for 1 p.m.

**Contact:** Peggy Friedenber, Legislative Analyst, Office of Governmental Affairs, Department of Social Services, 8007 Discovery Drive, Richmond, VA 23229-8699, telephone (804) 662-9217.

## INTERDEPARTMENTAL REGULATION OF RESIDENTIAL FACILITIES FOR CHILDREN

### Coordinating Committee

† **October 18, 1991 - 8:30 a.m. - Open Meeting**  
Office of Coordinator, Interdepartmental Regulation, 1603 Santa Rosa Road, Tyler Building, Suite 208, Richmond, Virginia. ☒

A regularly scheduled meeting to consider such administrative and policy issues as may be presented. A period for public comment is provided at each meeting.

**Contact:** John J. Allen, Jr., Coordinator, Interdepartmental Regulation, Office of the Coordinator, 8007 Discovery Drive, Richmond, VA 23229-8699, telephone (804) 662-7124.

## BOARD OF COMMERCE

**October 7, 1991 - 10 a.m. - Open Meeting**  
Conference Room 1, Department of Commerce, 3600 West Broad Street, Richmond, Virginia. ☒

A regular quarterly meeting of the board. Board likely to discuss anticipated legislation in next session of General Assembly of interest to, or with impact upon, the Department of Commerce.

**Contact:** Alvin D. Whitley, Board Secretary, Department of Commerce, 3600 West Broad Street, Richmond, VA 23230, telephone (804) 367-8564 or SCATS 367-8519.

## DEPARTMENT OF COMMERCE

† **October 30, 1991 - 1 p.m. - Public Hearing**  
Ramada Oceanside Resort, 57th and Oceanfront, Virginia Beach, Virginia.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Department of Commerce intends to repeal existing regulation VR 190-04-1 and adopt new regulations entitled: VR 190-04-1:1. Private Security Services Businesses Regulations. The proposed regulations have been reorganized to provide clarity in the licensing procedures, entry requirements, renewal, fees, and the requirements that all applicants for licensure are in good standing and have not been convicted of a

misdemeanor for felony in any jurisdiction.

## STATEMENT

Preliminary Statement of Basis, Purpose, Impact and Summary: Pursuant to Chapter 19 (§ 54.1-1900 et seq.) of Title 54.1 of the Code of Virginia and in accordance with Chapter 1.1:1 (§ 9-6.14:1 et seq.) of Title 9 of the Code of Virginia, the Department of Commerce proposes to repeal its existing regulation and promulgate a new regulation governing private security services businesses.

The proposed regulation requires the licensure of businesses and the registration of individuals who perform investigative services or who make available the services of private security personnel to their organizations, businesses or individuals. This regulation applies to approximately 462 licensed private security service businesses, 8,361 armed guards and 500 compliance agents.

The proposed regulation separates entry, renewal and reinstatement requirements. It also separates standards of conduct from standards of practice. A clear distinction is also made between the requirements for businesses and the requirements for individuals throughout the regulation. Requirements have been added for in-service training for compliance agents as required by the Department of Criminal Justice Services regulation and for providing fingerprint cards as part of a National Criminal Records search mandated by an Act of the General Assembly in 1991. Fees throughout the regulation have been adjusted in order to conform with the requirements of § 54.1-113 of the Code of Virginia to assure that the expenses of this program are adequately covered by revenues generated from the regulants. Other increases in fees are explained in the appropriate text. The regulation has been completely rewritten and reorganized. Most provisions of the current regulation have been retained but reorganized and rephrased for clarity. New provisions have been added. No significant impact is anticipated.

Statutory Authority: §§ 54.1-1903 and 54.1-1904 of the Code of Virginia.

Written comments may be submitted until December 9, 1991.

Contact: Gerald W. Morgan, Administrator, Department of Commerce, 3600 West Broad Street, Richmond, VA 23230-4917, telephone (804) 367-8534.

## STATE BOARD FOR COMMUNITY COLLEGES

October 21, 1991 - 10:30 a.m. - Open Meeting  
Sheraton Charlottesville Hotel, Montdomaine Rooms A and B, 2350 Seminole Trail, Charlottesville, Virginia.

A regular meeting. Agenda available by October 11, 1991.

Contact: Mrs. Joy Graham, Monroe Building, 101 North 14th Street, Richmond, VA, telephone (804) 225-2126.

## DEPARTMENT OF CONSERVATION AND RECREATION

### Falls of the James Scenic River Advisory Board

October 18, 1991 - Noon - Open Meeting  
† November 15, 1991 - Noon - Open Meeting  
Planning Commission Conference Room, Fifth Floor City Hall, Richmond, Virginia.

A meeting to review river issues and programs.

Contact: Richard G. Gibbons, Environmental Program Manager, Department of Conservation and Recreation, Division of Planning and Recreation Resources, 203 Governor St., Suite 326, Richmond, VA 23219, telephone (804) 786-4132 or (804) 786-2121/TDD ☎

### Upper James Scenic River Advisory Board

† October 9, 1991 - Noon - Open Meeting  
Sunnybrook Inn, Hollins, Virginia

A meeting to review river issues and programs.

Contact: Richard G. Gibbons, Environmental Program Manager, Department of Conservation and Recreation, Division of Planning and Recreation Resources, 203 Governor St., Suite 326, Richmond, VA 23219, telephone (804) 786-4132 or (804) 786-2121/TDD ☎

## BOARD FOR CONTRACTORS

† October 16, 1991 - 9 a.m. - Open Meeting  
Conference Room 1, Department of Commerce, 3600 West Broad Street, Richmond, Virginia. ☒

A regular quarterly meeting to address policy and procedural issues as well as other routine business matters. The meeting is open to the public; however, a portion of the board's discussions may be conducted in executive session.

Contact: Martha S. LeMond, Assistant Director, Department of Commerce, 3600 West Broad Street, Richmond, VA 23230, telephone (804) 367-8557.

## BOARD OF CORRECTIONS

NOTE: CHANGE IN MEETING DATE

† October 9, 1991 - 10 a.m. - Open Meeting  
6900 Atmore Drive, Board of Corrections Board Room, Richmond, Virginia. ☒

A regular monthly meeting to consider such matters as may be presented. The October 16 meeting has

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been rescheduled for October 9.

† November 13, 1991 - 10 a.m. - Open Meeting  
† December 11, 1991 - 10 a.m. - Open Meeting  
6900 Atmore Drive, Board of Corrections Board Room,  
Richmond, Virginia. ☐

A regular monthly meeting to consider such matters  
as may be presented to the board.

Contact: Mrs. Vivian Toler, Secretary to the Board, 6900  
Atmore Drive, Richmond, VA 23225, telephone (804)  
674-3235.

## Liaison Committee

† November 14, 1991 - 9:30 a.m. - Open Meeting  
6900 Atmore Drive, Board of Corrections Board Room,  
Richmond, Virginia. ☐

The committee will continue to address criminal  
justice issues.

Contact: Louis E. Barber, Sheriff, Montgomery County, P.O.  
Drawer 149, Christiansburg, VA 24073, telephone (703)  
382-2951.

## BOARD OF DENTISTRY

† November 7, 1991 - 8:30 a.m. - Open Meeting  
† November 8, 1991 - 8:30 a.m. - Open Meeting  
Martha Washington Inn, 150 West Main Street, Abingdon,  
Virginia. ☐

A meeting to consider committee reports and regular  
board business. Formal hearing. This a public meeting  
and the public is invited to observe. No public  
testimony will be received by the board at this  
meeting.

Contact: Nancy Taylor Feldman, Executive Director, 1601  
Rolling Hills Drive, Richmond, VA 23229, telephone (804)  
662-9906.

## STATE BOARD OF EDUCATION

October 30, 1991 - 8 a.m. - Open Meeting  
October 31, 1991 - 8 a.m. - Open Meeting  
James Monroe Building, Conference Rooms D & E, 101  
North Fourteenth Street, Richmond, Virginia. ☐  
(Interpreter for deaf provided if requested)

The Board of Education and the Board of Vocational  
Education will hold its regularly scheduled meeting.  
Business will be conducted according to items listed  
on the agenda. The agenda is available upon request.  
Public comment will not be received at the meeting.

Contact: Margaret Roberts, Executive Director, Board of

Education, State Department of Education, P.O. Box 6-Q,  
Richmond, VA 23216, telephone (804) 225-2540.

## LOCAL EMERGENCY PLANNING COMMITTEE - CHESTERFIELD COUNTY

November 7, 1991 - 5:30 p.m. - Open Meeting  
December 5, 1991 - 5:30 p.m. - Open Meeting  
Chesterfield County Administration Building, 10001  
Ironbridge Road, Chesterfield, Virginia. ☐

A meeting to meet requirements of Superfund  
Amendment and Reauthorization Act of 1986.

Contact: Linda G. Furr, Assistant Emergency Services,  
Chesterfield Fire Department, P.O. Box 40, Chesterfield,  
VA 23832, telephone (804) 748-1236.

## LOCAL EMERGENCY PLANNING COMMITTEE - GLOUCESTER COUNTY

† October 23, 1991 - 6:30 p.m. - Open Meeting  
Gloucester Administration Conference Room, Gloucester,  
Virginia. ☐

During the upcoming Fall quarterly meeting, the  
following matters will be addressed: the forthcoming  
annual hazardous materials exercise and a final  
review of the updated County Hazardous Materials  
Plan.

Contact: Georgette N. Hurley, Assistant County  
Administrator, P.O. Box 329, Gloucester, VA 23061,  
telephone (804) 694-4042 or Fax (804) 693-6004.

## LOCAL EMERGENCY PLANNING COMMITTEE - COUNTY OF MONTGOMERY/TOWN OF BLACKSBURG

† October 16, 1991 - 6 p.m. - Public Hearing  
Montgomery County Courthouse, 3rd Floor, Board of  
Supervisors Room, Christiansburg, Virginia. ☐

A public hearing to review 1991 Update of the  
Hazardous Materials Emergency Response Plan for  
Montgomery County and the Town of Blacksburg.

Contact: Steve Via, New River Valley Planning District  
Commission, P.O. Box 3726, Radford, VA 24143, telephone  
(703) 639-9313 or SCATS 831-6093.

## LOCAL EMERGENCY PLANNING COMMITTEE - PORTSMOUTH

November 13, 1991 - 9 a.m. - Open Meeting  
St. Julien's Annex, Building 307, Victory Boulevard at  
Magazine Road, Portsmouth, Virginia.

A regular meeting.

Contact: Donald Newberry, Jr., Chairperson, City of Portsmouth Fire Department, 361 Effingham Street, Portsmouth, VA 23704-2337, telephone (804) 393-8765.

## LOCAL EMERGENCY PLANNING COMMITTEE - COUNTY OF PRINCE WILLIAM, CITY OF MANASSAS, AND CITY OF MANASSAS PARK

October 21, 1991 - 1:30 p.m. - Open Meeting  
November 18, 1991 - 1:30 p.m. - Open Meeting  
December 16, 1991 - 1:30 p.m. - Open Meeting  
1 County Complex Court, Potomac Conference Room,  
Prince William, Virginia. ☐

A multi-jurisdictional Local Emergency Planning Committee to discuss issues related to hazardous substances in the jurisdictions. SARA Title III provisions and responsibilities for hazardous material emergency response planning.

Contact: John E. Medici, Hazardous Materials Officer, 1 County Complex Court, Prince William, VA 22192-9201, telephone (703) 792-6800.

## VIRGINIA FIRE SERVICES BOARD

October 18, 1991 - 9 a.m. - Open Meeting  
Holiday Inn-Fair Oaks, 11787 Lee Jackson Highway,  
Fairfax, Virginia.

A regular business meeting. Time will be allotted for public comments and input. Discussion will be fire training and policies.

Contact: Anne J. Bales, Executive Secretary Senior, 2807 Parham Road, Suite 200, Richmond, VA 23294, telephone (804) 527-4236.

## Department of Fire Programs

† October 17, 1991 - 7 p.m. - Public Hearing  
Holiday Inn-Fair Oaks, 11787 Lee Jackson Highway,  
Fairfax, Virginia.

The purpose of the public hearing is to discuss House Bill 2000 (1991) which directs the Department of Fire Programs and the Virginia State Police to establish regulations for inspection of fire apparatus. The public is encouraged to attend and participate.

† October 17, 1991 - 8 p.m. - Public Hearing  
Holiday Inn-Fair Oaks, 11787 Lee Jackson Highway,  
Fairfax, Virginia.

A public hearing to discuss the role of the State Fire Marshal within the fire services community. This hearing will follow immediately after the public

hearing on HB 2000.

Contact: Anne J. Bales, Executive Secretary Senior, 2807 Parham Road, Suite 200, Richmond, VA 23294, telephone (804) 527-4236.

## Fire/EMS Training Committee

† October 17, 1991 - 1 p.m. - Open Meeting  
Holiday Inn-Fair Oaks, 11787 Lee Jackson Highway,  
Fairfax, Virginia.

A meeting to discuss fire training and policies. The committee meeting is open to the public for their comments and input.

Contact: Anne J. Bales, Executive Secretary Senior, 2807 Parham Road, Suite 200, Richmond, VA 23294, telephone (804) 527-4236.

## Fire Prevention and Control Committee

† October 17, 1991 - 9 a.m. - Open Meeting  
Holiday Inn-Fair Oaks, 11787 Lee Jackson Highway,  
Fairfax, Virginia.

A meeting to discuss fire training and policies. The committee meeting is open to the public for their comments and input.

Contact: Anne J. Bales, Executive Secretary Senior, 2807 Parham Road, Suite 200, Richmond, VA 23294, telephone (804) 527-4236.

## Legislative Committee

† October 17, 1991 - 1 p.m. - Open Meeting  
Holiday Inn-Fair Oaks, 11787 Lee Jackson Highway,  
Fairfax, Virginia.

A meeting to discuss fire training and policies. The committee meeting is open to the public for their comments and input.

Contact: Anne J. Bales, Executive Secretary Senior, 2807 Parham Road, Suite 200, Richmond, VA 23294, telephone (804) 527-4236.

## BOARD OF FORESTRY

† October 15, 1991 - 1 p.m. - Open Meeting  
Garland Gray Forestry Center, Route 2, Box 111,  
Courtland, Virginia (on State Route 607). ☐

A general business meeting.

Contact: Barbara A. Worrell, Administrative Staff Specialist, Department of Forestry, P.O. Box 3758, Charlottesville, VA 22903, telephone (804) 977-6555/TDD ☐

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## DEPARTMENT OF GAME AND INLAND FISHERIES

**October 17, 1991 - 9:30 a.m. – Open Meeting**  
Holiday Inn Airport, Roanoke, Virginia.

Committees of the Board of Game and Inland Fisheries (Planning, Finance, Liaison, Wildlife and Boat and Law and Education) will meet to review those agenda items appropriate to its authority, and to make recommendations for adoption or advertisement of such to the full board at its meeting on October 18, 1991. Agenda items for the Wildlife and Boat Committee will include the modifications to the list of state threatened and endangered species, hunting hours on Back Bay and fish and nongame regulation proposals.

**October 18, 1991 - 9:30 a.m. – Open Meeting**  
Holiday Inn Airport, Roanoke, Virginia.

The board will meet to adopt modifications to the list of state threatened and endangered species, to change hunting hours on Back Bay, and adopt the nongame and fish regulations 1991-92.

Other general and administrative matters, as necessary, will be discussed.

Contact: Belle Harding, Secretary to Bud Bristow, 4010 West Broad Street, P.O. Box 11104, Richmond, VA 23230, telephone (804) 367-1000/TDD ☎

## DEPARTMENT OF GENERAL SERVICES

† **December 6, 1991 –** Written comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Department of General Services intends to amend regulations entitled: **VR 330-02-05. Requirements for Approval to Perform Prenatal Serological Tests for Syphilis.** The regulation defines the procedure to be followed for evaluating a laboratory's ability to perform syphilis serological testing.

### STATEMENT

Basis, Purpose, Substance, Issues and Impact: The regulation entitled "Requirements for Approval to Perform Prenatal Serological Tests for Syphilis" is based on the statutory authority, § 32.1-60 of the Virginia Code.

The purpose of the regulation is to provide a means of evaluating a participating laboratory's ability to perform a test procedure compared to the findings of reference laboratories. Laboratories who successfully participate in the evaluation receive approval to continue performing prenatal testing for syphilis as required by Virginia statutes.

The present format has been changed to be more consistent with standard regulation format. An exemption for those laboratories already in an acceptable syphilis serology proficiency program is included. The number of unknown serum samples to be tested has been decreased from 10 to five and the frequency of testing has been decreased from five times a year to four. The minimum acceptable score has been reduced to 80% to reflect federal requirements.

The impact of the regulation will be to reduce costs to the agency's laboratory and to laboratories operating in the Commonwealth of Virginia.

Statutory Authority: § 32.1-60 of the Code of Virginia.

Written comments may be submitted until December 6, 1991.

Contact: James Blaine, Ph.D., Assistant Bureau Director, Division of Consolidated Laboratory Services, 1 North 14th Street, Richmond, VA 23219, telephone (804) 786-5453.

## BOARD OF HEALTH PROFESSIONS

**October 8, 1991 - 10:30 a.m. – CANCELLED**  
Department of Health Professions, Conference Room 1, 1601 Rolling Hills Drive, Richmond, Virginia. ☒ (Interpreter for deaf provided if requested)

The regular quarterly meeting has been cancelled.

Contact: Richard Morrison, Executive Director, Department of Health Professions, 1601 Rolling Hills Drive, Richmond, VA 23229, telephone (804) 662-9904.

## DEPARTMENT OF HEALTH PROFESSIONS

### Task Force on Nurse Midwives and Obstetric Care

† **October 23, 1991 - 10 a.m. – Open Meeting**  
Department of Health Professions, Conference Room 1, 1601 Rolling Hills Drive, Richmond, Virginia. ☒ (Interpreter for deaf provided if requested)

A meeting to review and revise a draft of a report of the activities of the task force in preparation for completion of the study required by HJR 431.

Contact: Corinne F. Dorsey, R.N., Executive Director, 1601 Rolling Hills Drive, Richmond, VA 23229, telephone (804) 662-9909, toll-free 1-800-533-1560 or (804) 662-7197/TDD ☎

## VIRGINIA HEALTH SERVICES COST REVIEW COUNCIL

**October 22, 1991 - 9:30 a.m. – Open Meeting**  
Blue Cross/Blue Shield, Virginia Room, 2015 Staples Mill Road, Richmond, Virginia. ☒

The council will conduct its monthly meeting to address financial, policy or technical matters which may have arisen since the last meeting.

**Contact:** G. Edward Dalton, Deputy Director, 805 E. Broad St., 6th Floor, Richmond, VA 23219, telephone (804) 786-6371/TDD ☎

## STATE BOARD OF HEALTH

† **October 29, 1991 - Noon** – Open Meeting  
† **October 30, 1991 - 9 a.m.** – Open Meeting  
Martha Washington Inn, 150 West Main Street, Abingdon, Virginia. ☒ (Interpreter for deaf provided if requested)

A work session is planned for Tuesday, October 29, 1991. Informal dinner to be held at Martha Washington Inn at 7:30 p.m. Business meeting is planned for Wednesday, October 30, 1991.

**Contact:** Susan R. Rowland, Assistant to the Director, P.O. Box 2448, Richmond, VA 23218, telephone (804) 786-3561.

## BOARD FOR HEARING AID SPECIALISTS

**November 25, 1991 - 10 a.m.** – Public Hearing  
Department of Commerce, 3600 West Broad Street, Richmond, Virginia.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board for Hearing Aid Specialists intends to amend regulations entitled: **VR 375-01-02. Board for Hearing Aid Specialists Regulations.** The proposed amendments will clarify fees, licensure requirements for physicians, licensure requirements for endorsements, and audiometer calibrations for hearing aid specialists.

Statutory Authority: §§ 54.1-113 and 54.1-201 of the Code of Virginia.

Written comments may be submitted until November 22, 1991.

**Contact:** Mr. Geralde W. Morgan, Administrator, Department of Commerce, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8534.

## STATE COUNCIL OF HIGHER EDUCATION FOR VIRGINIA

**November 6, 1991 - 10 a.m.** – Open Meeting  
Council Conference Room, 9th Floor, Monroe Building, Richmond, Virginia. ☒

A general business meeting.

**Contact:** Mike Mullen, Associate Director, 101 N. 14th

Street, 9th Floor Monroe Building, Richmond, Virginia 23219, telephone (804) 225-2610.

## BOARD OF HISTORIC RESOURCES

**October 9, 1991 - 10:30 a.m.** – Open Meeting  
General Assembly Building, Senate Room A, 910 Capitol Street, Richmond, Virginia.

A general meeting.

**Contact:** Margaret Peters, 221 Governor Street, Richmond, VA 23219, telephone (804) 786-3143 or (804) 786-1934/TDD ☎

## DEPARTMENT OF HISTORIC RESOURCES

### State Review Board

**October 8, 1991 - 10 a.m.** – Open Meeting  
General Assembly Building, Senate Room A, 910 Capitol Street, Richmond, Virginia.

A meeting to consider the nomination of the following properties to the Virginia Landmarks Register and the National Register of Historic Places:

### Individual Properties:

1. Chesterfield County Courthouse and Courthouse Square, Chesterfield County (DHR 20-227)
2. Douglass High School, Leesburg, Loudoun County
3. Harnsberger Farm, Rockingham County
4. Harshbarger House, Roanoke County
5. Linden, Essex County
6. Rothsay, Bedford County
7. Solitude, Albemarle County
8. Wheatland Manor, Botetourt County
9. Wynn House, Tazewell, Tazewell County

### Multiple Property Submission:

1. Parkways of the National Capital Region, 1913-1963 (Federal Nomination, Cover Document)
2. Army of the Potomac Winter Encampment, Culpeper and Fauquier Counties 1863-1864 (Cover Document) Hansborough Ridge Winter Encampment District, Culpeper County

**Contact:** Margaret Peters, 221 Governor Street, Richmond, VA 23219, telephone (804) 786-3143 or (804) 786-1934/TDD ☎

## HOPEWELL INDUSTRIAL SAFETY COUNCIL

**November 5, 1991 - 9 a.m.** – Open Meeting  
**December 3, 1991 - 9 a.m.** – Open Meeting  
Hopewell Community Center, Second and City Point Road, Hopewell, Virginia. ☒ (Interpreter for deaf provided if

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requested)

Local Emergency Preparedness Committee Meeting on Emergency Preparedness as required by SARA Title III.

Contact: Robert Brown, Emergency Services Coordinator, 300 North Main Street, Hopewell, VA 23860, telephone (804) 541-2298.

## BOARD OF HOUSING AND COMMUNITY DEVELOPMENT

† October 22, 1991 - 2 p.m. - Public Hearing  
General Assembly Building, House Room C, 910 Capitol Street, Richmond, Virginia. ☒ (Interpreter for deaf provided if requested)

A public hearing to solicit public comment relating to the incorporation of requirements for handicap accessibility contained in federal regulations which implement the Americans with Disabilities Act of 1990. The new requirements will be contained in the Virginia Uniform Statewide Building Code.

Contact: Gregory H. Revels, CPCA, Program Manager, Code Development Office, Department of Housing and Community Development, 205 North Fourth Street, Richmond, VA 23219, telephone (804) 371-3772 or (804) 786-5405/Voice/TDD ☎

## DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

### Regulatory Effectiveness Advisory Committee

October 9, 1991 - 9 a.m. - Open Meeting  
Virginia Housing Development Authority, 1st Floor Conference Room #1, 601 Belvidere Street, Richmond, Virginia. ☒

A meeting to consider and develop proposed changes to the BOCA model codes for the 1992 Code Change Cycle.

Contact: Carolyn Williams, Building Code Supervisor, 205 North Fourth Street, Richmond, VA 23219, telephone (804) 371-3772 or (804) 786-5405/Voice/TDD ☎

## VIRGINIA HOUSING DEVELOPMENT AUTHORITY

### Board of Commissioners

† October 15, 1991 - 11 a.m. - Open Meeting  
601 Belvidere Street, Richmond, Virginia. ☒

A regular meeting to (i) review and, if appropriate, approve the minutes from the prior monthly meeting;

(ii) consider for approval and ratification mortgage loan commitments under its various programs; (iii) review the authority's operations for the prior month; and (iv) consider such other matters and take such other actions as they may deem appropriate. Various committees of the Board of Commissioners may also meet before or after the regular meeting and consider matters within their purview. The planned agenda of the meeting will be available at the offices of the authority one week prior to the date of the meeting.

Contact: J. Judson McKellar, Jr., General Counsel, Virginia Housing Development Authority, 601 Belvidere Street, Richmond, VA 23230, telephone (804) 782-1986.

## COUNCIL ON INFORMATION MANAGEMENT

† October 23, 1991 - 9 a.m. - Open Meeting  
College of Business Building, Room 105, James Madison University, Harrisonburg, Virginia. ☒

A regular business meeting.

Contact: Linda Hening, Administrative Assistant, Council on Information Management, Washington Building, Suite 901, 1100 Bank Street, Richmond, VA 23219, telephone (804) 225-3622 or (804) 225-3624/TDD ☎

## INNOVATIVE TECHNOLOGY AUTHORITY

† October 28, 1991 - 2:30 p.m. - Open Meeting  
Center for Innovative Technology, CIT Building, #600, 2214 Rock Hill Road, Herndon, Virginia. ☒

A meeting to elect officers.

Contact: Mike Cloggon, Center for Innovative Technology, CIT Building, #600, 2214 Rock Hill Road, Herndon, VA 22070, telephone, (703) 689-3013.

## ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS

October 7, 1991 - 2:30 p.m. - Open Meeting  
Sheraton Airport Inn, Board Room, Roanoke, Virginia.

A regular meeting to be held in conjunction with the Virginia Municipal League annual conference. Persons desiring to participate in the Commission's meeting and requiring special accommodations or interpreter services should contact the Commission's offices by September 28.

† November 11 1991 - 1 p.m. - Open Meeting  
The Homestead, Hot Springs, Virginia.

A regular meeting to be held in conjunction with the annual conference of the Virginia Association of

Counties. Persons desiring to participate in the Commission's oral presentations and requiring special accommodations or interpreter services should contact the Commission's offices by November 2.

Contact: Robert H. Kirby, Secretary, 702 Eighth Street Office Building, 805 East Broad Street, Richmond, VA 23219, telephone (804) 786-6508 or (804) 786-1860/TDD ☎

**CITIZEN'S ADVISORY COUNCIL FOR INTERPRETING AND FURNISHING THE EXECUTIVE MANSION**

† **October 29, 1991 - 11 a.m. - Open Meeting**  
The Executive Mansion, Capitol Square, Richmond, Virginia.

A general business meeting. An orientation session will be held for newly appointed Council members at 10 a.m.

Contact: Cathy Walker Green, Executive Mansion Director, The Executive Mansion, Capitol Square, Richmond, VA 23219, telephone (804) 786-2220.

**DEPARTMENT OF LABOR AND INDUSTRY**

**October 8, 1991 - 7 p.m. - Open Meeting**  
Handley High School, Handley Boulevard, Winchester, Virginia.

**October 9, 1991 - 7 p.m. - Open Meeting**  
Danville Community College, 1008 South Main Street, Danville, Virginia.

**October 10, 1991 - 7 p.m. - Open Meeting**  
Roanoke County Administration Building, 3738 Brambleton Avenue, S.W., Roanoke, Virginia.

In accordance with this agency's Public Participation Guidelines, comments on the proposed Regulation Governing the Employment of Minors on Farms, in Gardens, and in Orchards (VR 425-01-81) will be accepted. This proposed regulation can be found in 7:24 VA.R. 3753-3756 August 26, 1991. Oral comments to be presented must be accompanied by a written copy. Written copies will be accepted at the meetings or by mail prior to October 28, 1991.

Contact: John J. Crisanti, Director, Office of Enforcement Policy, Powers-Taylor Building, Department of Labor and Industry, 13 South 13th Street, Richmond, VA 23219, telephone (804) 786-2384.

\* \* \* \* \*

**January 14, 1992 - 7 p.m. - Public Hearing**  
Fourth Floor Conference Room, Powers-Taylor Building, 13 South 13th Street, Richmond, Virginia.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Department of Labor and Industry intends to adopt regulations entitled: **VR 425-01-81. Regulations Governing the Employment of Minors on Farms, in Gardens, and in Orchards.** Provision of regulations concerning child labor in agriculture.

Statutory Authority: § 40.1-6(3), 40.1-100 A 9, and 40.1-114 of the Code of Virginia.

Written comments may be submitted until October 28, 1991.

Contact: John J. Crisanti, Director, Office of Enforcement Policy, Powers-Taylor Building, Department of Labor and Industry, 13 South 13th Street, Richmond, VA 23219, telephone (804) 786-2384.

**LIBRARY BOARD**

† **November 13, 1991 - 9:30 a.m. - Open Meeting**  
† **January 21, 1992 - 9:30 a.m. - Open Meeting**  
Virginia State Library and Archives, 3rd Floor, Supreme Court Room, 11th Street at Capitol Square, Richmond, Virginia. ☒

A meeting to discuss administrative matters.

Contact: Jean H. Taylor, Secretary to State Librarian, Virginia State Library and Archives, 11th Street at Capitol Square, Richmond, VA 23219, telephone (804) 786-2332.

**COMMISSION ON LOCAL GOVERNMENT**

† **October 21, 1991 - 11 a.m. - Open Meeting**  
† **October 22, 1991 - 9 a.m. (if needed) - Open Meeting**  
Town of Purcellville, Town Hall, 130 East Main, Punellville, Virginia.

Oral presentations regarding the petitions filed by John R. Wright and Raspberry Ridge Joint Venture requesting that their property within Loudoun County be annexed to the Town of Purcellville.

Persons desiring to participate in the Commission's oral presentations and requiring special accommodations or interpreter services should contact the Commission's offices by October 14, 1991.

Contact: Barbara Bingham, Administrative Assistant, 702 Eighth Street Office Building, Richmond, VA 23219, telephone (804) 786-6508 or (804) 786-1860/TDD ☎

† **October 21, 1991 - 7 p.m. - Public Hearing**  
Town of Purcellville, Town Hall, 130 East Main, Punellville, Virginia.

Public hearing regarding the petitions filed by John R.



# Calendar of Events

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Wright and Raspberry Ridge Joint Venture requesting that their property within Loudoun County be annexed to the Town of Purcellville.

Persons desiring to participate in the Commission's oral presentations and requiring special accommodations or interpreter services should contact the Commission's offices by October 14, 1991.

**Contact:** Barbara Bingham, Administrative Assistant, 702 Eighth Street Office Building, Richmond, VA 23219, telephone (804) 786-6508 or (804) 786-1860/TDD ☎

† **November 11, 1991 - 9 a.m. - Open Meeting**  
The Homestead, Hot Springs, Virginia.

A regular meeting to consider such matters as may be presented. The meeting will be held in conjunction with the annual conference of the Virginia Association of Counties.

Persons desiring to participate in the Commission's oral presentations and requiring special accommodations or interpreter services should contact the Commission's offices by November 2, 1991.

**Contact:** Barbara Bingham, Administrative Assistant, 702 Eighth Street Office Building, Richmond, VA 23219, telephone, (804) 786-6508 or (804) 786-1860/TDD ☎

## LONGWOOD COLLEGE

### Board of Visitors

† **October 28, 1991 - 9:30 a.m. - Open Meeting**  
Longwood College, Ruffner Building, Virginia Room, Farmville, Virginia. ☎

A meeting to conduct routine business of the board.

**Contact:** William F. Dorrill, President, Office of the President, Longwood College, Farmville, VA 23901, telephone (804) 395-2001.

## STATE LOTTERY BOARD

† **October 28, 1991 - 11 a.m. - Open Meeting**  
State Lottery Department, Regional Office, 3609 Thirlane Road, Roanoke, Virginia. ☎

A regular monthly meeting of the board. Business will be conducted according to items listed on the agenda which has not yet been determined. Two periods for public comment are scheduled.

**Contact:** Barbara L. Robertson, Lottery Staff Officer, State Lottery Department, 2201 West Broad Street, Richmond, VA 23220, telephone (804) 367-9433.

## ADVISORY COMMISSION ON MAPPING, SURVEYING AND LAND INFORMATION SYSTEMS

† **October 10, 1991 - 3:15 p.m. - Open Meeting**  
Roanoke Airport Marriott Hotel, Roanoke, Virginia. ☎

A meeting to discuss issues and potential benefits of statewide GIS capabilities.

**Contact:** Chuck Tyger, Chief Engineer, Systems and Software Management, Council on Information Management, 1100 Bank Street, Suite 901, Richmond, VA 23219, telephone (804) 225-3622 or (804) 225-3624/TDD ☎

## MARINE RESOURCES COMMISSION

† **October 22, 1991 - 9:30 a.m. - Open Meeting**  
† **November 26, 1991 - 9:30 a.m. - Open Meeting**  
2600 Washington Avenue, 4th Floor, Room 403, Newport News, Virginia. ☎ (Interpreter for deaf provided if requested)

The commission will hear and decide marine environmental matters at 9:30 a.m.: permit applications for projects in wetlands, bottom lands, coastal primary sand dunes and beaches; appeals of local wetland board decisions; policy and regulatory issues.

The commission will hear and decide fishery management items at approximately 2 p.m.: regulatory proposals, fishery management plans, fishery conservation issues, licensing, shellfish leasing.

Meetings are open to the public. Testimony is taken under oath from parties addressing agenda items on permits and licensing. Public comments are taken on resource matters, regulatory issues, and items scheduled for public hearing. The commission is empowered to promulgate regulations in the areas of marine environmental management and marine fishery management.

**Contact:** Cathy W. Everett, Secretary to the Commission, P. O. Box 756, Room 1006, Newport News, Virginia 23607, telephone (804) 247-8088.

## DEPARTMENT OF MEDICAL ASSISTANCE SERVICES (BOARD OF)

**October 12, 1991 - Written comments may be submitted until this date.**

Notice is hereby given in accordance with § 9-6.14.7.1 of the Code of Virginia that the Board of Medical Assistance Services intends to amend regulations entitled: VR 400-04-8.3. Client Medical Management Program. This action more clearly defines the amount, duration, and scope of certain medical services to expedite the utilization review process.

Statutory Authority: § 32.1-324 of the Code of Virginia.

Written comments may be submitted until 4:30 p.m., October 12, 1991, to Ms. Sharon Long, Division of Program Compliance, DMAS, 600 E. Broad St., Suite 1300, Richmond, VA 23219.

Contact: Victoria P. Simmons, Regulatory Coordinator, Department of Medical Assistance Services, 600 E. Broad St., Suite 1300, Richmond, VA 23219, telephone (804) 786-7933.

## BOARD OF MEDICINE

November 22, 1991 – Written comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board of Medicine intends to adopt regulations entitled: **VR 465-10-01. Certification for Radiological Technology Practitioners.** The proposed regulations establish educational requirements, examination, and fees for certification to practice as a Radiological Technology Practitioner.

Statutory Authority: § 54.1-2400 of the Code of Virginia.

Written comments may be submitted until November 22, 1991, to Hilary H. Connor, M.D., Executive Director, Board of Medicine, 1601 Rolling Hills Dr., Richmond, VA 23229.

Contact: Eugenia K. Dorson, Deputy Executive Director, 1601 Rolling Hills Dr., Richmond, VA 23229, telephone (804) 662-9925.

## Credentials Committee

NOTE: CHANGE IN TIME

October 19, 1991 - 8 a.m. – Open Meeting  
Department of Health Professions, Board Room 3, 1601 Rolling Hills Drive, Richmond, Virginia. ☒

The Credentials Committee will meet to (i) conduct general business, (ii) interview and review medical credentials of applicants applying for licensure in Virginia in open and executive session, and (iii) discuss any other items which may come before the committee. Public comments will not be received.

Contact: Eugenia K. Dorson, Deputy Executive Director, 1601 Rolling Hills Drive, Richmond, VA 23229, telephone (804) 662-9925.

## Advisory Board on Occupational Therapy

† October 25, 1991 - 9:30 a.m. – Open Meeting  
Department of Health Professions, Board Room 2, 1601 Rolling Hills Drive, Richmond, Virginia. ☒

A meeting to (i) review regulations, specifically § 2.2 C; (ii) discuss supervised practice; (iii) elect officers; and (iv) conduct such other business that may come before the committee. Public comments will not be received.

Contact: Eugenia K. Dorson, Deputy Executive Director, 1601 Rolling Hills Drive, Richmond, VA 23229, telephone (804) 662-9925.

## Advisory Committee on Radiological Technology Practitioners

December 13, 1991 - 1 p.m. – Open Meeting  
Department of Health Professions, Board Room 3, 1601 Rolling Hills Drive, Richmond, Virginia. ☒

A meeting to review and discuss public comments and prepare recommendations to the full board on the proposed Regulations Governing the Practice of Radiological Technology Practitioners (VR 465-10-01). The Advisory Committee will not entertain public comments.

Contact: Eugenia K. Dorson, Deputy Executive Director, 1601 Rolling Hills Drive, Richmond, VA 23229, telephone (804) 662-9925.

## DEPARTMENT OF MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES

### Substance Abuse Advisory Council

† October 17, 1991 - 10 a.m. – Open Meeting  
James Madison Building, 13th Floor Board Room, 109 Governor Street, Richmond, Virginia. ☒ (Interpreter for deaf provided if requested)

A meeting to discuss issues related to the planning and delivery of substance abuse services in Virginia.

Contact: Wayne Thacker, Director, Office of Substance Abuse Services, Department of Mental Health, Mental Retardation and Substance Abuse Services, 109 Governor Street, Richmond, VA 23219, telephone (804) 786-3906 or (804) 786-2991/TDD ☎

## STATE MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES BOARD

† October 23, 1991 - 10 a.m. – Open Meeting  
Virginia Beach Community Services Board, Virginia Beach, Virginia. ☒

A regular monthly meeting. The agenda will be published on October 16. The agenda may be obtained by calling Jane Helfrich.

Tuesday: Informal Session - 6 p.m.

# Calendar of Events

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Wednesday: Committee Meetings - 8:45 a.m. Regular Session - 10 a.m.

See agenda for location.

Contact: Jane V. Helfrich, Board Administrator, State Mental Health, Mental Retardation and Substance Abuse Services Board, P. O. Box 1797, Richmond, VA 23214, telephone (804) 786-3921.

## DEPARTMENT OF MOTOR VEHICLES

### Medical Advisory Board

October 9, 1991 - 1:15 p.m. - Open Meeting  
Department of Motor Vehicles, 2300 West Broad Street, Richmond, Virginia. ☒ (Interpreter for deaf provided if requested)

A regular business meeting open to the public.

Contact: Janet Smoot, Manager, 2300 West Broad Street, Richmond, VA 23220, telephone (804) 367-0481.

## VIRGINIA MUSEUM OF NATURAL HISTORY

### Board of Trustees

† October 26, 1991 - 9 a.m. - Open Meeting  
Wintergreen Resort, Wintergreen, Virginia. ☒

This meeting will include reports from the executive, finance, education and exhibits, marketing, personnel, planning/facilities, and research and collections committees. Public comment will be received following approval of the minutes of the July meeting.

Contact: Rhonda J. Knighton, Executive Secretary, Virginia Museum of Natural History, 1001 Douglas Avenue, Martinsville, VA 24112, telephone (703) 666-8616, SCATS 857-6950, or (703) 666-8636/TDD ☎

## BOARD OF NURSING

### Education Advisory Committee

October 15, 1991 - 10 a.m. - Open Meeting  
Department of Health Professions, Conference Room 3, 1601 Rolling Hills Drive, Richmond, Virginia. ☒ (Interpreter for deaf provided if requested)

A meeting to consider matters related to educational programs approved by the Board of Nursing and make recommendations to the board as needed. Public comment will be received at 1 p.m.

Contact: Corinne F. Dorsey, R.N., Executive Director, 1601 Rolling Hills Drive, Richmond, VA 23229, telephone (804)

662-9909, toll-free 1-800-533-1560 or (804) 662-7197/TDD ☎

## BOARD OF NURSING HOME ADMINISTRATORS

† October 10, 1991 - 9 a.m. - Open Meeting  
1601 Rolling Hills Drive, Richmond, Virginia. ☒

National and State examinations for Nursing Home Administrators.

Contact: Meredyth P. Partridge, Executive Director, 1601 Rolling Hills Drive, Richmond, VA 23229-5005, telephone (804) 662-9111.

## VIRGINIA BOARDS OF NURSING AND MEDICINE

### Advisory Committee

† October 11, 1991 - 10 a.m. - Open Meeting  
Department of Health Professions, Conference Room 1, 1601 Rolling Hills Drive, Richmond, Virginia. ☒ (Interpreter for deaf provided if requested)

An organizational meeting of an advisory committee to assist the Boards of Nursing and Medicine to develop regulations to implement prescriptive authority for licensed nurse practitioners. Public comment will not be received.

Contact: Corinne F. Dorsey, R.N., Executive Director, 1601 Rolling Hills Drive, Richmond, VA 23229, telephone (804) 662-9909, toll-free 1-800-533-1560 or (804) 662-7197/TDD ☎

## BOARD FOR OPTICIANS

October 8, 1991 - 9 a.m. - Open Meeting  
Department of Commerce, 3600 West Broad Street, Richmond, Virginia. ☒

An open meeting to (i) review applications; (ii) sign certificates; and (iii) discuss other matters which require board action.

Contact: Mr. Geralde W. Morgan, Administrator, Department of Commerce, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8534.

## BOARD OF OPTOMETRY

† October 16, 1991 - 9 a.m. - Open Meeting  
Department of Health Professions, Conference Room 1, 1601 Rolling Hills Drive, Richmond, Virginia. ☒ (Interpreter for deaf provided if requested)

An informal conference is scheduled to begin at 9 a.m. The board will begin its regular meeting at 10 a.m. The adoption of § 3.1 4(f) of the proposed

regulations will be considered at this time.

Contact: Lisa J. Russell, 1601 Rolling Hills Drive, Richmond, VA 23229, telephone (804) 662-9942.

## VIRGINIA OUTDOORS FOUNDATION

† October 21, 1991 - 10:30 a.m. - Open Meeting  
Stratford Hall, Conference Room, Stratford, Virginia. ☒

A general business meeting

Contact: Tyson B. VanAuken, Executive Director, 221 Governor Street, Richmond, VA 23219, telephone (804) 786-5539.

## BOARD OF PHARMACY

November 23, 1991 - Written comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board of Pharmacy intends to amend regulations entitled: **VR 530-01-2. Regulations for Practitioners of the Healing Arts to Sell Controlled Substances.** The proposed amendment established a permanent fee for initial licensure of practitioners of the healing arts to sell controlled substances. The present fee was established pursuant to an emergency regulation which will expire on September 18, 1991.

Statutory Authority: §§ 54.1-2400 (6) and 54.1-3302 of the Code of Virginia.

Written comments may be submitted until November 23, 1991.

Contact: Scotti W. Milley, Executive Director, Virginia Board of Pharmacy, 1601 Rolling Hills Drive, Richmond, VA 23229, telephone (804) 662-9911.

## BOARD OF PROFESSIONAL COUNSELORS

October 10, 1991 - 9 a.m. - Open Meeting  
October 11, 1991 - 9 a.m. - Open Meeting  
Department of Health Professions, 1601 Rolling Hills Drive, Richmond, Virginia. ☒

A meeting to (i) plan for 1992; (ii) conduct general business to include responding to correspondence and receiving committee reports; and (iii) conduct regulatory review.

Contact: Evelyn B. Brown, Executive Director, or Joyce D. Williams, Administrative Assistant, 1601 Rolling Hills Drive, Richmond, VA 23229, telephone (804) 662-9912.

## BOARD OF PSYCHOLOGY

October 17, 1991 - 9 a.m. - Public Hearing  
1601 Rolling Hills Drive, Conference Room 1, Richmond, Virginia.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board of Psychology intends to amend regulations entitled: **VR 565-01-2. Regulations Governing the Practice of Psychology.** The proposed regulations establish standards of practice for psychology including education, supervised experience, and examination for licensure.

Statutory Authority: § 54.1-2400 of the Code of Virginia.

Written comments may be submitted until November 25, 1991.

Contact: Evelyn B. Brown, Executive Director, Board of Psychology, 1601 Rolling Hills Drive, Suite 200, Richmond, VA 23229-5005, telephone (804) 662-9913.

## VIRGINIA PUBLIC TELECOMMUNICATIONS BOARD

October 9, 1991 - Noon - Open Meeting  
October 10, 1991 - 9:30 a.m. - Open Meeting  
October 11, 1991 - 9 a.m. - Open Meeting  
Central Virginia Educational Telecommunications Corporation (WCVE), 23 Sesame Street, Richmond, Virginia. ☒

A quarterly board meeting to update status and planning for national, state and local issues involving public telecommunications.

Contact: Mary Beth Joachim, Administrative Assistant to the Virginia Public Telecommunications Board, 110 South 7th Street, 1st Floor, Richmond, VA 23219, telephone (804) 344-5522.

## DEPARTMENT FOR RIGHTS OF VIRGINIANS WITH DISABILITIES

Protection and Advocacy for Mentally Ill Individuals  
Advisory Council

† October 17, 1991 - 9 a.m. - Open Meeting  
James Monroe Building, 101 North 14th Street, Richmond, Virginia. ☒ (Interpreter for deaf provided upon request)

A regularly scheduled quarterly general meeting.

Contact: Rebecca Currin, Human Rights Program Supervisor, Department for Rights of Virginians with Disabilities, Monroe Building, 17th Floor, 101 N. 14th Street, Richmond, VA 23219, telephone (804) 225-2042, toll-free 1-800-552-3962/TDD ☒

# Calendar of Events

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## SEWAGE HANDLING AND DISPOSAL APPEALS REVIEW BOARD

† **October 9, 1991 - 10 a.m. - Open Meeting**  
Ramada Inn Hotel, Woodstock, Virginia. ☒

The board shall hear all administrative appeals of denials on on-site sewage disposal system permits and render its decision of any such appeal. The board's decision shall be the final administrative decision.

**Contact:** Deborah G. Pegram, Division of Sanitarian Services, Main Street Station, Suite 109-32, Richmond, VA 23219, telephone (804) 786-3559.

## STATE BOARD OF SOCIAL SERVICES

† **October 16, 1991 - 2 p.m. - Open Meeting**  
† **October 17, 1991 - 9 a.m. (if necessary) - Open Meeting**  
The Islander Hotel on Gwynn's Island (Old Ferry Road), Grimstead, Virginia. ☒

† **November 20, 1991 - 2 p.m. - Open Meeting**  
† **November 21, 1991 - 9 a.m. (if necessary) - Open Meeting**  
Department of Social Services, 8007 Discovery Drive, Richmond, Virginia. ☒

A work session and formal business meeting.

**Contact:** Phyllis Sisk, Administrative Staff Specialist, Department of Social Services, 8007 Discovery Drive, Richmond, VA 23229-8699, telephone (804) 662-9236, toll-free 1-800-552-3431 or 1-800-552-7096/TDD ☎

## DEPARTMENT OF SOCIAL SERVICES (BOARD OF)

**November 8, 1991 - Written comments may be submitted until this date.**

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board of Social Services intends to adopt regulations entitled: **VR 615-01-37. Aid to Dependent Children (ADC) Program - Elimination of Monthly Reporting.** The regulation eliminates the monthly reporting requirement as a condition of eligibility. The proposed regulation is allowed under authority of the Omnibus Budget Reconciliation Act (OBRA) of 1990 - P.L. 101-508.

Statutory Authority: § 63.1-25 of the Code of Virginia.

Written comments may be submitted until November 8, 1991, to Mr. Guy Lusk, Director, Division of Benefit Programs, 8007 Discovery Drive, Richmond, Virginia 23229-8699.

**Contact:** Peggy Friedenber, Legislative Analyst, Office of Governmental Affairs, Department of Social Services, 8007

Discovery Drive, Richmond, VA 23229-8699, telephone (804) 662-9217.

\* \* \* \* \*

**November 30, 1991 - Written comments may be submitted until this date.**

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board of Social Services intends to amend regulations entitled: **VR 615-45-2. Child Protective Services Client Appeals.** The purpose of the amendments to the regulation is to strengthen and clarify the hearing process for appeals of dispositions in child abuse and neglect cases.

Statutory Authority: § 63.1-248.6:1 of the Code of Virginia.

Written comments may be submitted until November 30, 1991, to Donna Douglas, Bureau of Client Services, 8007 Discovery Drive, Richmond, Virginia 23229-8699.

**Contact:** Margaret Friedenber, Regulatory Coordinator, 8007 Discovery Drive, Richmond, VA 23229-8699, telephone (804) 662-9217.

## DEPARTMENT OF SOCIAL SERVICES (BOARD OF) AND CHILD DAY-CARE COUNCIL

**October 12, 1991 - Written comments may be submitted until this date.**

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board of Social Services and Child Day-Care Council intend to amend regulations entitled: **VR 615-30-01 and 175-03-01. General Procedures and Information for Licensure.** The regulations are being revised to incorporate new legislation and to simplify and clarify licensing procedures.

Statutory Authority: §§ 63.1-174 and 63.1-202 of the Code of Virginia.

Written comments may be submitted until October 12, 1991.

**Contact:** Peggy Friedenber, Legislative Analyst, Office of Governmental Affairs, Department of Social Services, 8007 Discovery Drive, Richmond, VA 23229-8699, telephone (804) 662-9217.

## BOARD FOR PROFESSIONAL SOIL SCIENTISTS

**October 7, 1991 - 11 a.m. - Open Meeting**  
Department of Commerce, 3600 West Broad Street, Richmond, Virginia. ☒

A general board meeting.

Contact: Nelle P. Hotchkiss, Assistant Director, 3600 West Broad Street, Richmond, VA 23230, telephone (804) 367-8595.

## GOVERNOR'S TASK FORCE ON SUBSTANCE ABUSE AND SEXUAL ASSAULT ON COLLEGE CAMPUSES

October 24, 1991 - 9:30 a.m. - Public Hearing  
George Mason University, Student Union II Ballroom, Virginia. ☒

Public hearing.

Contact: Kris Ragan, Staff Assistant, P.O. Box 1422, Richmond, VA 23211, telephone (804) 786-6316.

## COMMONWEALTH TRANSPORTATION BOARD

October 23, 1991 - 2 p.m. - Open Meeting  
Natural Bridge Hotel, Natural Bridge, Virginia. ☒  
(Interpreter for deaf provided upon request)

A monthly meeting to vote on proposals presented regarding bids, permits, additions and deletions to the highway system, and any other matters requiring board approval.

Public comment will be received at the outset of the meeting on items on the meeting agenda for which the opportunity for public comment has not been afforded the public in another forum. Remarks will be limited to five minutes. Large groups are asked to select one individual to speak for the group. The board reserves the right to amend these conditions.

Contact: John G. Milliken, Secretary of Transportation, 1491 East Broad Street, Richmond, VA 23219, telephone (804) 786-6670.

## VIRGINIA RESOURCES AUTHORITY

October 8, 1991 - 9 a.m. - Open Meeting  
Mutual Building, 909 East Main Street, Suite 707, Conference Room A, Richmond, Virginia.

The board will meet to (i) approve minutes of the meeting of September 10, 1991; (ii) review the authority's operations for the prior months; and (iii) consider other matters and take other actions as they may deem appropriate. The planned agenda of the meeting will be available at the offices of the authority one week prior to the date of the meeting. Public comments will be received at the beginning of the meeting.

Contact: Shockley D. Gardner, Jr., Mutual Building, 909 East Main Street, Suite 707, Richmond, Virginia 23219, telephone (804) 644-3100 or FAX (804) 644-3109.

November 12, 1991 - 9 a.m. - Open Meeting  
Mutual Building, 909 East Main Street, Suite 707, Conference Room A, Richmond, Virginia.

The board will meet to (i) approve minutes of the meeting of October 8, 1991; (ii) review the authority's operations for the prior months; and (iii) consider other matters and take other actions as they may deem appropriate. The planned agenda of the meeting will be available at the offices of the authority one week prior to the date of the meeting. Public comments will be received at the beginning of the meeting.

Contact: Shockley D. Gardner, Jr., Mutual Building, 909 East Main Street, Suite 707, Richmond, Virginia 23219, telephone (804) 644-3100 or FAX (804) 644-3109.

## DEPARTMENT FOR THE VISUALLY HANDICAPPED

### Advisory Committee on Services

October 19, 1991 - 11 a.m. - Open Meeting  
Administrative Headquarters, 397 Azalea Avenue, Richmond, Virginia. ☒ (Interpreter for deaf provided upon request)

The committee meets quarterly to advise the Virginia Board for the Visually Handicapped on matters related to services for blind and visually impaired citizens of the Commonwealth.

Contact: Barbara G. Tyson, Executive Secretary, 397 Azalea Avenue, Richmond, Virginia 23227, telephone (804) 371-2155 or (804) 371-3140/TDD ☎

## VIRGINIA WASTE MANAGEMENT BOARD

October 10, 1991 - 10 a.m. - Open Meeting  
General Assembly Building, Senate Room A, 910 Capitol Street, Richmond, Virginia. ☒

A general business meeting.

Contact: Loraine Williams, Secretary, 101 N. 14th Street, Richmond, VA 23219, telephone (804) 225-2667, toll-free 1-800-552-2075 or (804) 371-3753/TDD ☎

## DEPARTMENT OF WASTE MANAGEMENT

October 28, 1991 - 10 a.m. - Open Meeting  
Holiday Inn, 1776, US 60 Bypass Road, Williamsburg, Virginia. ☒ (Interpreter for deaf provided upon request)

November 4, 1991 - 10 a.m. - Open Meeting  
Roanoke County Administrative Center, 3837 Brambleton Avenue, S.W., Roanoke, Virginia. ☒ (Interpreter for deaf provided upon request)

# Calendar of Events

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November 30, 1991 - 10 a.m. - Open Meeting  
Holiday Inn South, US 1 and I-95, Fredericksburg, Virginia.  
☎ (Interpreter for deaf provided upon request)

The department will present the preliminary draft of its proposed Solid Waste Permit Application Fee Regulation to discuss alternatives and to solicit comments from the public and regulated community.

Contact: W. Gulevich, Director, Division of Technical Services, 101 N. 14th Street, Richmond, VA 23219, telephone (804) 371-2383 or (804) 371-8737/TDD ☎

## STATE WATER CONTROL BOARD

October 18, 1991 - Written comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the State Water Control Board intends to amend regulations entitled: **VR 680-16-05. York River Basin Water Quality Management Plan.** The purpose of the proposed amendment is to remove the waste load allocations in stream segment 8-12 for American Oil, York and James Sanitary District #1, and York Regional wastewater treatment plants.

Statutory Authority: §§ 62.1-44.15(3a), 62.1-44.15(10), and 62.1-44.15(13) of the Code of Virginia.

Written comments may be submitted until 4 p.m., October 18, 1991, to Doneva Dalton, Tidewater Regional Office, State Water Control Board, 287 Pembroke Office Park, Suite 310, Pembroke II, Virginia Beach, Virginia 23462.

Contact: Robert F. Jackson, Jr., Tidewater Regional Office, State Water Control Board, 287 Pembroke Office Park, Suite 310, Pembroke II, Virginia Beach, Virginia 23462, telephone (804) 552-1840.

\* \* \* \* \*

† November 7, 1991 - 7 p.m. - Open Meeting  
State Water Control Board, 4900 Cox Road, Innsbrook Corporate Center, Board Room, Richmond, Virginia.

The purpose of the meeting is to receive views and comments and to answer questions of the public on the following Notices on Intended Regulatory Action:

1. VR 680-14-09. Virginia Pollutant Discharge Elimination System (VPDES) General Permit Regulation for Domestic Sewage Discharges Less Than 1,000 Gallons Per Day.

2. VR 680-14-10. Virginia Pollutant Discharge Elimination System (VPDES) General Permit Regulation for Discharges from Molluscan Shellfish and Crustacea Processing Establishments.

3. VR 680-14-11. Corrective Action Plan General Permit for Underground Storage Tanks.

Contact: Richard Ayers, State Water Control Board, P. O. Box 11143, Richmond, VA 23230, telephone (804) 527-5059.

\* \* \* \* \*

† November 21, 1991 - 7 p.m. - Public Hearing  
Roanoke County Administration Center Community Room, 3738 Brambleton Avenue, S.W., Roanoke, Virginia.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the State Water Control Board intends to adopt regulations entitled: **VR 680-16-02. Roanoke River Basin Water Quality Management Plan.** The proposed amendment would delete those portions of the Plan to be covered by adoption, through a separate regulatory action, of the Upper Roanoke River Subarea Water Quality Management Plan.

## STATEMENT

Basis and Statutory Authority: Section 62.1-44.15(13) of the Code of Virginia authorizes the board to establish policies and programs for effective area-wide or basin-wide water quality control and management. Section 62.1-44.15(10) of the Code of Virginia authorizes the State Water Control Board to adopt such regulations as it deems necessary to enforce the general water quality management program of the board in all or part of the Commonwealth. Section 62.1-44.15(3a) of the Code of Virginia authorizes the board to establish standards of quality and policies for any state waters consistent with the general policy set forth in the State Water Control Law, and to modify, amend, or cancel any such standards or policies established and to take all appropriate steps to prevent quality alteration contrary to the public interest or to standards or policies thus established.

Title 40, Parts 35 and 130, of the Code of Federal Regulations requires states to develop a continuing planning process of which water quality management plans (WQMP) are a part. No VPDES permit may be issued which is in conflict with an approved WQMP.

Purpose: Water quality management plans set forth measures for the State Water Control Board to implement in order to reach and maintain water quality goals in general terms and numeric loadings for five day Biochemical Oxygen Demand (BOD5). The purpose of this proposal is to amend the Roanoke River Basin Water Quality Management Plan by deleting those portions of the plan to be covered by the proposed adoption of the Upper Roanoke River Subarea Water Quality Management Plan.

Estimated Impact: No financial impact on the regulated community is anticipated by the proposed amendment.

Statutory Authority: § 62.1-44.15 of the Code of Virginia. /

Written comments may be submitted until 4 p.m., December 6, 1991, to Doneva Dalton, Hearing Reporter, State Water Control Board, P.O. Box 11143, Richmond, Virginia 23230.

Contact: Wellford S. Estes, State Water Control Board, West Central Regional Office, P.O. Box 7017, Roanoke, Virginia 24019, telephone (703) 857-7432.

\* \* \* \* \*

† November 21, 1991 - 7 p.m. - Public Hearing  
Roanoke County Administration Center Community Room,  
3738 Brambleton Avenue, S.W., Roanoke, Virginia.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the State Water Control Board intends to adopt regulations entitled: VR 680-16-02.1. Upper Roanoke River Subarea Water Quality Management Plan. The proposal is to adopt the Upper Roanoke River Subarea Water Quality Management Plan which updates those portions of the Roanoke River Basin Water Quality Management Plan in the Upper Roanoke River Subarea. A separate regulatory action will amend the Basin Plan to delete those areas to be covered by the Subarea Plan.

STATEMENT

Basis and Statutory Authority: Section 62.1-44.15(13) of the Code of Virginia authorizes the board to establish policies and programs for effective area-wide or basin-wide water quality control and management. Section 62.1-44.15(10) of the Code of Virginia authorizes the State Water Control Board to adopt such regulations as it deems necessary to enforce the general water quality management program of the board in all or part of the Commonwealth. Section 62.1-44.15(3a) of the Code of Virginia authorizes the board to establish standards of quality and policies for any state waters consistent with the general policy set forth in the State Water Control Law, and to modify, amend, or cancel any such standards or policies established and to take all appropriate steps to prevent quality alteration contrary to the public interest or to standards or policies thus established.

Title 40, Parts 35 and 130, of the Code of Federal Regulations requires states to develop a continuing planning process of which water quality management plans (WQMP) are a part. No VPDES permit may be issued which is in conflict with an approved WQMP.

Purpose: Water quality management plans set forth measures for the State Water Control Board to implement in order to reach and maintain water quality goals in general terms and numeric loadings for five-day Biochemical Oxygen Demand (BOD5). The purpose of this proposal is to adopt the Upper Roanoke River Subarea Water Quality Management Plan. The new plan will update those portions of the Roanoke River Basin Water Quality Management Plan in the Upper Roanoke River Subarea.

Concurrently with this proposal, the existing Roanoke River Basin Water Quality Management Plan would be amended to delete references to those areas to be covered by the new Upper Roanoke River Subarea Plan.

Estimated Impact: There are 99 permitted or certified facilities and approximately 333,612 persons residing in the Upper Roanoke River Subarea who are directly affected by the proposed plan. Changes in segment classification have been made in the plan to the South Fork of the Roanoke River and to Tinker Creek which have been revised to W. Q. - Fecal Coliform. However, no financial impact to the regulated community is anticipated. In addition, the proposal allows for the expansion of the Town of Altavista's waste treatment facilities, provides for a proposed discharge from the Town of Hurt, and for the construction of new waste treatment facilities for the Town of Rocky Mount.

Statutory Authority: § 62.1-44.15 of the Code of Virginia.

Written comments may be submitted until 4 p.m., December 6, 1991, to Doneva Dalton, Hearing Reporter, State Water Control Board, P.O. Box 11143, Richmond, Virginia 23230.

Contact: Wellford S. Estes, State Water Control Board, West Central Regional Office, P.O. Box 7017, Roanoke, Virginia 24019, telephone (703) 857-7432.

BOARD FOR WATERWORKS AND WASTEWATER WORKS OPERATORS

† October 15, 1991 - 8:30 a.m. - Open Meeting  
Department of Commerce, 3600 West Broad Street,  
Richmond, Virginia. ☐

An open meeting to discuss comments from the public hearing and to adopt the proposed regulations and to consider other matters which require board action.

Contact: Mr. Gerald W. Morgan, Administrator, Department of Commerce, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8534.

\* \* \* \* \*

October 15, 1991 - Written comments may be submitted until this date.

Notice is hereby given in accordance with § 9-6.14:7.1 of the Code of Virginia that the Board for Waterworks and Wastewater Works Operators intends to amend regulations entitled: VR 675-01-02. Board for Waterworks and Wastewater Works Operators Regulations. The proposed amendments clarify, reorganize the requirements for education and operator experience and establish criteria for approval of specialized training courses.



# Calendar of Events

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Statutory Authority: §§ 54.1-113 and 54.1-201 of the Code of Virginia.

Written comments may be submitted until October 15, 1991.

Contact: Mr. Geralde W. Morgan, Administrator, Department of Commerce, 3600 W. Broad St., Richmond, VA 23230-4917, telephone (804) 367-8534.

## THE COLLEGE OF WILLIAM AND MARY IN VIRGINIA

### Board of Visitors

† October 17, 1991 - 3 p.m. - Open Meeting

† October 18, 1991 - 7:30 a.m. - Open Meeting

Blow Memorial Hall, Richmond Road, Williamsburg, Virginia. ☐

A regularly scheduled meeting to receive reports from several committees of the board, and to act on those resolutions that are presented by the administrations of William and Mary and Richard Bland College. An informational release will be available four days prior to the board meeting for those individuals or organizations who request it.

Contact: William N. Walker, Director, Office of University Relations, James Blair Hall, Room 101C, College of William and Mary, Williamsburg, VA 23185, telephone (804) 221-1004.

## LEGISLATIVE

### JOINT SUBCOMMITTEE STUDYING COMPARATIVE PRICE ADVERTISING

October 16, 1991 - 10 a.m. - CANCELLED

General Assembly Building, House Room C, 910 Capitol Street, Richmond, Virginia.

The public hearing to receive public comments regarding proposed legislation has been cancelled. (HJR 337)

Contact: Mary Geisen, Research Associate, Division of Legislative Services, 910 Capitol St., Richmond, VA 23219, telephone (804) 786-3591.

† November 13, 1991 - 10 a.m. - Open Meeting

General Assembly Building, House Room C, 910 Capitol Street, Richmond, Virginia.

Joint subcommittee will review proposed legislation. (HJR 337)

Contact: Mary Geisen, Research Associate, Division of Legislative Services, 910 Capitol St., Richmond, VA 23219,

telephone (804) 786-3591.

## VIRGINIA HOUSING STUDY COMMISSION

November 15, 1991 - 9 a.m. - Open Meeting

Richmond Radisson Hotel, Richmond, Virginia.

The commission will meet to discuss housing issues in Virginia and SJR 204.

Contact: Nancy M. Ambler, Director, 205 North 4th Street, Richmond, VA 23219, telephone (804) 225-3797. Persons wishing to speak should contact Nancy Blanchard, Department of Housing and Community Development, 205 North 4th Street, Richmond, VA 23219, telephone (804) 786-7891.

## COMMISSION STUDYING THE MEASURES NECESSARY TO ASSURE VIRGINIA'S ECONOMIC RECOVERY

October 30, 1991 - 10 a.m. - Public Hearing

General Assembly Building, House Room C, 910 Capitol Street, Richmond, Virginia.

Issues concerning innovation will be discussed in addition to public hearing on the commission's report. (HJR 433)

Contact: John MacConnell, Staff Attorney, Division of Legislative Services, 910 Capitol St., Richmond, VA 23219, telephone (804) 786-3591.

## SENATE AND HOUSE PRIVILEGES AND ELECTIONS COMMITTEES

October 11, 1991 - 10 a.m. - Public Hearing

General Assembly Building, House Room D, 910 Capitol Street, Richmond, Virginia.

A joint public hearing regarding congressional districts.

Contact: John Garrett, Senate of Virginia, P. O. Box 396, Richmond, VA 23203, telephone (804) 786-3838 or Mary Spain, Staff Attorney, Division of Legislative Services, 910 Capitol St., Richmond, VA 23219, telephone (804) 786-3591.

## JOINT LEGISLATIVE SUBCOMMITTEE ON SOCIAL SERVICES DELIVERY SYSTEMS

† October 17, 1991 - 10 a.m. - Open Meeting

General Assembly Building, Senate Room B, 910 Capitol Street, Richmond, Virginia.

Joint legislative subcommittee studying the need for restructuring the Commonwealth's local social services delivery systems. (SJR 213/HJR 314)

Contact: Thomas C. Gilman, Senate of Virginia, P.O. Box 996, Richmond, VA 23203, telephone (804) 786-3838 or Jessica Bolecek, Staff Attorney, Division of Legislative Services, 910 Capitol St., Richmond, VA 23219, telephone (804) 786-3591.

## CHRONOLOGICAL LIST

### OPEN MEETINGS

#### October 7

Chesapeake Bay Local Assistance Board  
- Central Area Review Committee  
Commerce, Board of  
Intergovernmental Relations, Advisory Commission on  
Soil Scientists, Board for Professional

#### October 8

Historic Resources, Department of  
- State Review Board  
Opticians, Board for  
Virginia Resources Authority

#### October 9

Alcoholic Beverage Control Board  
Chesapeake Bay Local Assistance Board  
- Northern Area Review Committee  
† Conservation and Recreation, Department of  
- Upper James Scenic River Advisory Board  
† Corrections, Board of  
Historic Resources, Board of  
Housing and Community Development, Department of  
- Regulatory Effectiveness Advisory Committee  
Motor Vehicles, Department of  
- Medical Advisory Board  
Public Telecommunications Board, Virginia  
† Sewage Handling and Disposal Appeals Review  
Board

#### October 10

Chesapeake Bay Local Assistance Board  
† Child Day-Care Council  
† Mapping, Surveying and Land Information Systems,  
Advisory Commission on  
† Nursing Home Administrators, Board of  
Professional Counselors, Board of  
Public Telecommunications Board, Virginia  
Waste Management Board, Virginia

#### October 11

† Nursing and Medicine, Virginia Boards of  
- Advisory Committee  
Professional Counselors, Board of  
Public Telecommunications Board, Virginia

#### October 15

Accountancy, Board for  
† Forestry, Board of  
† Housing Development Authority, Virginia

Nursing, Board of

- Education Advisory Committee  
† Waterworks and Wastewater Works Operators, Board  
for

#### October 16

Accountancy, Board for  
Chesapeake Bay Local Assistance Board  
- Southern Area Review Committee  
† Contractors, Board for  
† Optometry, Board of  
† Social Services, State Board of

#### October 17

† Fire Services Board, Virginia  
- Department of Fire Programs  
- Fire/EMS Training Committee  
- Fire Prevention and Control Committee  
- Legislative Committee  
Game and Inland Fisheries, Department of  
† Mental Health, Mental Retardation and Substance  
Abuse Services, Department of  
- Substance Abuse Advisory Council  
† Rights of Virginians with Disabilities, Department for  
- Protection and Advocacy for Mentally Ill  
Individuals Advisory Council  
† Social Services, State Board of  
† Social Services Delivery Systems, Joint Legislative  
Subcommittee on  
† William and Mary in Virginia, The College of  
- Board of Visitors

#### October 18

† Children, Interdepartmental Regulation of Residential  
Facilities for  
- Coordinating Committee  
Conservation and Recreation, Department of  
- Falls of the James Scenic River Advisory Board  
† Fire Services Board, Virginia  
Game and Inland Fisheries, Department of  
† William and Mary in Virginia, The College of  
- Board of Visitors

#### October 19

Medicine, Board of  
- Credentials Committee  
Visually Handicapped, Department for the  
- Advisory Committee on Services

#### October 21

Barbers, Board for  
Community Colleges, State Board for  
Emergency Planning Committee, Local  
- County of Prince William, City of Manassas and  
City of Manassas Park  
† Local Government, Commission on  
† Outdoors Foundation, Virginia

#### October 22

Health Services Cost Review Council, Virginia  
† Housing and Community Development, Board of

# Calendar of Events

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- † Local Government, Commission on  
† Marine Resources Commission
- October 23**  
† Aging, Governor's Advisory Board on  
Chesapeake Bay Local Assistance Board  
- Northern Area Review Committee  
Commonwealth Transportation Board  
† Emergency Planning Committee, Local - Gloucester  
County  
† Health Professions, Department of  
- Task Force on Nurse Midwives and Obstetric Care  
† Mental Health, Mental Retardation and Substance  
Abuse Services Board, State
- October 24**  
† Aging, Governor's Advisory Board on  
Arts, Commission for the  
Audiology and Speech Pathology, Board of
- October 25**  
† Information Management, Council on  
† Medicine, Board of  
- Advisory Board on Occupational Therapy
- October 26**  
† Museum of Natural History, Virginia  
- Board of Trustees
- October 28**  
Alcoholic Beverage Control Board  
Chesapeake Bay Local Assistance Board  
- Central Area Review Committee  
† Innovative Technology Authority  
† Longwood College  
- Board of Visitors  
† Lottery Board, State  
Waste Management, Department of
- October 29**  
† Aviation Board, Virginia  
† Health, State Board of  
† Interpreting and Furnishing the Executive Mansion,  
Citizen's Advisory Council for
- October 30**  
Education, Board of  
† Health, State Board of
- October 31**  
† Building Code Technical Review Board, State  
Education, Board of
- November 4**  
Waste Management, Department of
- November 5**  
Hopewell Industrial Safety Council
- November 6**  
Higher Education for Virginia, State Council of
- November 7**  
† Dentistry, Board of  
Emergency Planning Committee, Local - Chesterfield  
County  
† Water Control Board, State
- November 8**  
† Dentistry, Board of
- November 11**  
† Intergovernmental Relations, Advisory Commission  
on  
† Local Government, Commission on
- November 12**  
Virginia Resources Authority
- November 13**  
† Comparative Price Advertising, Joint Subcommittee  
Studying  
† Corrections, Board of  
Emergency Planning Committee, Local - Portsmouth  
† Library Board
- November 14**  
† Corrections, Board of  
- Liaison Committee
- November 15**  
† Conservation and Recreation, Department of  
- Falls of the James Scenic River Advisory Board  
Virginia Housing Study Commission
- November 18**  
Emergency Planning Committee, Local  
- County of Prince William, City of Manassas and  
City of Manassas Park
- November 20**  
† Social Service, State Board of
- November 21**  
† Social Service, State Board of
- November 26**  
† Marine Resources Commission
- November 30**  
Waste Management, Department of
- December 3**  
Hopewell Industrial Safety Council
- December 5**  
Emergency Planning Committee, Local - Chesterfield  
County
- December 13**  
Medicine, Board of  
- Advisory Committee on Radiological Technology  
Practitioners

**December 11**

† Corrections, Board of

**December 16**

Emergency Planning Committee, Local  
- County of Prince William, City of Manassas and  
City of Manassas Park

**January 21, 1992**

† Library Board

## PUBLIC HEARINGS

**October 9**

Arts, Commission for the

**October 11**

Privileges and Elections Committee, Senate and House

**October 16**

† Emergency Planning Committee, Local - County of  
Montgomery/Town of Blacksburg

**October 17**

† Fire Services Board, Virginia  
- Department of Fire Programs  
Psychology, Board of

**October 21**

† Local Government, Commission on

**October 24**

Substance Abuse and Sexual Assault on College  
Campuses, Governor's Task Force on

**October 28**

Measures Necessary to Assure Virginia's Economic  
Recovery, Commission Studying the

**October 30**

Air Pollution Control Board, State  
Alcoholic Beverage Control Board  
† Commerce, Department of

**November 21**

Architects, Professional Engineers, Land Surveyors and  
Landscape Architects, Board for  
† Water Control Board, State

**November 25**

Hearing Aid Specialists, Board for

**January 14, 1992**

Labor and Industry, Department of

## **Calendar of Events**

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