



VIRGINIA FREEDOM OF INFORMATION ADVISORY COUNCIL

COMMONWEALTH OF VIRGINIA

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November 5, 2014

1:30 PM

Speaker's Conference Room, Sixth Floor
General Assembly Building, Richmond, Virginia

Meeting of the MEETINGS Subcommittee of the FOIA Council

Proposed Agenda

1. Call to order and introduction of subcommittee members.
2. Continue implementation of subcommittee work plan: reconsideration of exemptions from last meeting. *At its meeting in August, the Subcommittee deferred consideration of a new draft of the personnel exemption, § 2.2-3705.1(A)(1). The Subcommittee also deferred consideration of two additional exemptions because it felt it needed additional information, as follows:*
 - Gifts, bequests and fund-raising activities, and grants and contracts for services or work to be performed by boards of visitors of public institutions of higher education (§ 2.2-3711(A)(8)). *The Subcommittee indicated it wished to hear details from higher education representatives about how this exemption is applied.*
 - Discussions by local government crime commissions involving the identity of anonymous informants (§ 2.2-3711(A)(17)). *At the prior meeting no one could recall if there actually were any "local government crime commissions" in existence or authorized under the law. The Subcommittee indicated that if there are no entities that would use the exemption, then it could be repealed, but it wanted to give staff and interested parties time to further research the matter.*

As a reminder, the Subcommittee also deferred consideration of several meetings exemptions that reference corresponding records exemptions until such time as the Records Subcommittee has had the opportunity to review the relevant records exemptions. The Records Subcommittee will not study those exemptions until next year. The exemptions thus deferred include the following:

- § 2.2-3711(A)(28) (corresponding to the exemption for certain records relating to the Public-Private Transportation Act of 1995 (§ 33.2-1800 et seq.) or the Public Private Education Facilities and Infrastructure Act of 2002 (§ 56-575.1 et seq.);

- *§ 2.2-3711(A)(33)(corresponding to the exemption for certain records relating to the provision of telecommunications or cable television services by a local public body);*
 - *§ 2.2-3711(A)(34)(corresponding to the exemption for certain records developed by or for a local authority created in accordance with the Virginia Wireless Service Authorities Act);*
 - *§ 2.2-3711(A)(40) (corresponding to the exemption for certain records relating to business, trade and tourism development or retention).*
3. Continue implementation of subcommittee work plan. *The Subcommittee will continue its work by studying the exemptions that allow closed meetings for the discussion of the following topics:*
- *Certain gifts, bequests, and grants by the boards of trustees of the Virginia Museum of Fine Arts, the Virginia Museum of Natural History, the Jamestown-Yorktown Foundation, and The Science Museum of Virginia § 2.2-3711(A)(9);*
 - *Possible disciplinary action against a member of the General Assembly arising out of the possible inadequacy of the disclosure statement filed by the member § 2.2-3711(A)(12);*
 - *Forecasts of economic activity and estimating general and nongeneral fund revenues by the Governor and any economic advisory board § 2.2-3711(A)(14);*
 - *Medical and mental health records § 2.2-3711(A)(15);*
 - *Certain licensing appeal actions and other Virginia Lottery matters discussed by the Virginia Lottery Board § 2.2-3711(A)(16);*
 - *Certain security or ownership interests discussed by the Virginia Retirement System, the University of Virginia, or the Virginia College Savings Plan § 2.2-3711(A)(20);*
 - *Individual death cases discussed by child fatality review teams or family violence fatality review teams § 2.2-3711(A)(21);*
 - *Certain proprietary, business-related information pertaining to the operations of the University of Virginia Medical Center or Eastern Virginia Medical School § 2.2-3711(A)(22);*
 - *Various matters discussed by the Virginia Commonwealth University Health System Authority § 2.2-3711(A)(23);*
 - *Certain discussions of the Health Practitioners' Monitoring Program Committee within the Department of Health Professions § 2.2-3711(A)(24);*
 - *Certain discussions by the Virginia College Savings Plan involving personal information of individuals § 2.2-3711(A)(25);*
 - *Disciplinary proceedings by any regulatory board within the Department of Professional and Occupational Regulation, Department of Health Professions, or the Board of Accountancy § 2.2-3711(A)(27);*
 - *Discussion of certain records by the Board of Trustees of the Veterans Services Foundation § 2.2-3711(A)(43).*

4. Public Comment.

5. Discussion.
6. Set future meeting dates.
7. Adjournment.

Subcommittee Members

George Whitehurst, Chair
Kathleen Dooley
Frosty Landon

Tim Oksman
John Selph

The FOIA Council's web site is: <http://foiacouncil.dls.virginia.gov/>. To assist us in providing Internet dissemination of materials, presenters are requested to submit written comments and handouts in electronic format by (i) e-mail to staff prior to meetings or (ii) diskette furnished to staff at meetings. Presenters are also requested to bring 20 copies of their remarks or handouts to meetings. These copies will be provided to FOIA Council Subcommittee members and the public.

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