SUGGESTED AGENDA

1. Call to Order; introduction of members.


3. Legislation Referred to FOIA Council for Study:
   - **HB 1733 (Cosgrove); record exemption for certain email addresses.** Revises a current exemption for personal information, including electronic mail addresses, to allow the withholding of such information unless the subject of the record waives the protections afforded by the exemption. Currently, the presumption is that the record is open unless the subject of the record indicates that the record should not be released.
   - **HB 2672 (Plum); meetings exemption.** Amends an existing meetings exemption to allow for closed meetings to discuss records exempt from public disclosure relating to the Public-Private Education Facilities and Infrastructure Act (PPEA).
   - **HB 2760 (Reese); electronic meetings.** Allows local public bodies to conduct meetings under FOIA through electronic communication means (telephone or audio/visual). Currently, only state public bodies may conduct meetings in this manner.
   - Development of study plan.

4. Other Business.
- Mandated responses to FOIA requests; appropriateness of adding a fifth response--"The requested records do not exist."
- Production of public records--FOIA requests and licensing agreements under the Virginia Information Technologies Agency (VITA).
- Charges for databases; review of disparate provisions in the Code of Virginia. (Subsection J of § 2.2-3704, §2.2-4008, etc.).
- Review of FOIA provisions relating to release of administrative investigations of various mental health agencies. (Subdivisions 3, 5, and 8 of § 2.2-3705.3 and subdivision 1 of § 2.2-3705.5).

5. Of Note:
- Latest stats on services rendered by FOIA Council.
- Planning for Symposium on Children's Records.
- Planning begins for Annual Statewide FOIA Workshops.

6. Public Comment.

7. Set future meetings.

8. Adjournment.

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Council Members

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Thomas M. Moncure, Jr.                  John B. Edwards
Ralph L. "Bill" Axselle                 W. Wat Hopkins
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