

VIRGINIA CODE COMMISSION

Monday, November 18, 2024 - 10:00 a.m.

Virtual Meeting

DRAFT

Meeting Minutes

Members Present (Virtually): Marcus B. Simon, Russet W. Perry, Ryan T. McDougale, Katrina E. Callsen, Malfourd W. Trumbo, Michael P. Mullin, Charles S. Sharp, Richard E. Gardiner, Nicole S. Cheuk, Steven Popps, Amigo R. Wade

Members Absent: Christopher R. Nolen

Staff Present (Virtually): Holly Trice, Nikki Clemons, Meg Lamb; Division of Legislative Services

Others Present (Virtually): Brian Kennedy, LexisNexis; Tom Lisk, ALAC

Call to order: Delegate Simon, chair, called the meeting to order at 10:02 a.m. A quorum of the commission was present virtually.

Holly Trice instructed members of the public on how to submit public comments via email.

Review and Approval of August 28, 2024, Meeting Minutes: The minutes needed to be amended to replace former Chair Edwards with Delegate Simon and to fix Judge Gardiner's title from "Delegate" to "Judge."

Chair Simon asked for a motion to approve the amended August 2024 meeting minutes. A motion was made, properly seconded, and a voice vote was conducted. The motion carried.

2025 Code of Virginia pricing and replacement volumes proposal: Brian Kennedy from LexisNexis suggested replacing five volumes: Volume 3A Parts I and II, Volume 3B, Volume 4B, and Volume 5. Mr. Kennedy also proposed a 5.0% increase based on PPI, which indicates that for professional publications, the cost has risen over 11.7%.

Chair Simon asked for a motion to approve Lexis' 2025 Code of Virginia pricing and replacement volumes proposal. A motion was made, properly seconded, and a voice vote was conducted. The motion carried.

Recodification of Title 30: Meg Lamb, from the Division of Legislative Services, stated that when the commission met in the spring, it was hoped that all of Title 30 could be recodified in one year. Upon getting into the work, it was asked that more time be given for the recodification and that a committee be formed to help. The goal would be to finish the recodification in the next year and have something available for the commission in early fall. A subcommittee could do work during the winter; in the meantime, DLS staff would shift to focus on the 2025 General Assembly session. Upon session adjourning, DLS staff will work on the Title 30 recodification.

Chair Simon made a motion to create a subcommittee containing one judge on the commission and one citizen member. Ms. Lamb suggested three members with some kind of legislative background.

A motion was made, properly seconded, and a voice vote was conducted. The motion carried.

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Other Business:

Appointment of ALAC member: Tom Lisk, the Chair of the Administrative Law and Advisory Committee, recommended the appointment of Noah Sullivan to ALAC in place of Erin Page, who resigned. A motion was made, properly seconded, and a voice vote was conducted. The motion carried.

Old business: Judge Gardiner asked if an Attorney General's opinion had been sought regarding the issue raised by two members of the public at the last commission meeting. Delegate Simon planned to send an inquiry to the AG by the end of the day.

New business: Judge Sharp asked about an initiative involving Justice McCullough to make the legal process more accessible to the public, including changing archaic legal terms to more understandable language that those not in the legal profession could more easily understand. Judge Sharp was not sure if it was a topic for the commission, but brought it forward for discussion. Mr. Wade suggested that the commission get some direction, possibly in the form of a letter from Justice McCullough, to get a sense of the scope of the project and how the commission could have a hand in it.

Public comment: Chair Simon asked if there were any members of the public who wished to offer comment. There were none.

Adjourn: Senator Perry moved to adjourn the meeting. The motion was properly seconded, and a voice vote was conducted. The motion carried.

Chair Simon adjourned the meeting at 10:25 a.m.