

2022 SESSION

INTRODUCED

22104505D

HOUSE BILL NO. 1268

Offered January 20, 2022

A BILL to amend and reenact §§ 15.2-2701 and 15.2-2702 of the Code of Virginia, relating to local government self-insurance pools.

Patron—Head

Committee Referral Pending

Be it enacted by the General Assembly of Virginia:

1. That §§ 15.2-2701 and 15.2-2702 of the Code of Virginia are amended and reenacted as follows:

§ 15.2-2701. Definition.

For the purposes of this chapter, "political subdivision" means any county, city, or town, school board, Transportation District Commission, or any other local governmental authority or local agency or public service corporation owned, operated, or controlled by a ~~locality~~ *one or more localities* or local government ~~authority~~ *authorities*, with power to enter into contractual undertakings. "Political subdivision" includes any corporation or organization supported wholly or principally by public funds; any separate corporation or instrumentality established by one or more counties, cities, towns, or school boards, as permitted by law; any instrumentality principally supported by one or more counties, cities, towns, or school boards; any public body charged by law with the performance of a government function and whose jurisdiction is coextensive with one or more counties, cities, towns, or school boards; and other instrumentalities, including, but not limited to, volunteer fire departments and emergency service organizations as recognized by an appropriate public body and authorized by law to perform a government function.

§ 15.2-2702. Commonwealth and agencies thereof authorized to exercise powers under this chapter.

The Commonwealth, or any agency of the Commonwealth, is authorized to exercise any of the powers granted to political subdivisions by this chapter, and when so doing shall be subject to the provisions of this chapter; provided, no agency of the Commonwealth may without the prior written consent of the Governor join in any self-insurance pool provided for in this chapter where, pursuant to the provisions of Article 5 (§ 2.2-1832 et seq.) of Chapter 18 of Title 2.2, the Division of Risk Management has established an insurance plan providing the type of insurance coverage that would be provided to such state agency under the provisions of this chapter. *Nothing contained herein shall require an agency of the Commonwealth to obtain the prior written consent of the Governor to join in any self-insurance pool provided for in this chapter where the agency has the statutory authority to procure insurance, participate in insurance plans, or provide self-insurance.* However, nothing contained in this chapter shall affect any insurance plan now or hereafter adopted pursuant to the provisions of Article 5 (§ 2.2-1832 et seq.) of Chapter 18 of Title 2.2.

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