

041760488

HOUSE BILL NO. 9

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on General Laws
on January 15, 2004)

(Patrons Prior to Substitute—Delegates Cox [HB 9] and Athey [HB 208])

A BILL to amend and reenact § 2.2-2101, as it is currently effective and as it may become effective, and to repeal §§ 2.2-209 and 2.2-210 and Article 1 (§§ 2.2-2600 through 2.2-2602) of Chapter 26 of Title 2.2 of the Code of Virginia, relating to the abolishment of the Advisory Council on the Virginia Business-Education Partnership Program and the Virginia Business-Education Partnership Program.

Be it enacted by the General Assembly of Virginia:

1. That § 2.2-2101, as it is currently effective and as it may become effective, is amended and reenacted as follows:

§ 2.2-2101. (Effective until July 1, 2008) Prohibition against service by legislators on boards, commissions, and councils within the executive branch; exceptions.

Members of the General Assembly shall be ineligible to serve on boards, commissions, and councils within the executive branch of state government who are responsible for administering programs established by the General Assembly. Such prohibition shall not extend to boards, commissions, and councils engaged solely in policy studies or commemorative activities. If any law directs the appointment of any member of the General Assembly to a board, commission, or council in the executive branch of state government that is responsible for administering programs established by the General Assembly, such portion of such law shall be void, and the Governor shall appoint another person from the Commonwealth at large to fill such a position.

The provisions of this section shall not apply to members of the Board for Branch Pilots, who shall be appointed as provided for in § 54.1-901; to members of the Council on Indians, who shall be appointed as provided for in § 2.2-2628; to members of the Board of Trustees of the Southwest Virginia Higher Education Center, who shall be appointed as provided for in § 23-231.3; to members of the Virginia Interagency Coordinating Council who shall be appointed as provided for in § 2.2-5204; to members of the Advisory Council on the Virginia Business-Education Partnership Program, who shall be appointed as provided in § 2.2-2600; to members of the Board of Veterans Services, who shall be appointed as provided for in § 2.2-2452; to members appointed to the Board of Trustees of the Roanoke Higher Education Authority pursuant to § 23-231.15; to members of the Commonwealth Competition Commission, who shall be appointed as provided for in § 2.2-2621; to members of the Virginia Geographic Information Network Advisory Board, who shall be appointed as provided for in § 2.2-2423; to members of the Advisory Commission on the Virginia Schools for the Deaf and the Blind, who shall be appointed as provided for in § 22.1-346.1; to members of the Substance Abuse Services Council, who shall be appointed as provided for in § 37.1-207; to members of the Criminal Justice Services Board, who shall be appointed as provided in § 9.1-108; to members of the Council on Virginia's Future, who shall be appointed as provided in § 2.2-2685; or to members of the Virginia Workforce Council, who shall be appointed as provided for in § 2.2-2669.

§ 2.2-2101. (Effective July 1, 2008) Prohibition against service by legislators on boards, commissions, and councils within the executive branch; exceptions.

Members of the General Assembly shall be ineligible to serve on boards, commissions, and councils within the executive branch of state government who are responsible for administering programs established by the General Assembly. Such prohibition shall not extend to boards, commissions, and councils engaged solely in policy studies or commemorative activities. If any law directs the appointment of any member of the General Assembly to a board, commission, or council in the executive branch of state government that is responsible for administering programs established by the General Assembly, such portion of such law shall be void, and the Governor shall appoint another person from the Commonwealth at large to fill such a position.

The provisions of this section shall not apply to members of the Board for Branch Pilots, who shall be appointed as provided for in § 54.1-901; to members of the Council on Indians, who shall be appointed as provided for in § 2.2-2628; to members of the Board of Trustees of the Southwest Virginia Higher Education Center, who shall be appointed as provided for in § 23-231.3; to members of the Virginia Interagency Coordinating Council who shall be appointed as provided for in § 2.2-5204; to members of the Advisory Council on the Virginia Business-Education Partnership Program, who shall be appointed as provided in § 2.2-2600; to members of the Board of Veterans Services, who shall be appointed as provided for in § 2.2-2452; to members appointed to the Board of Trustees of the Roanoke Higher Education Authority pursuant to § 23-231.15; to members of the Commonwealth Competition Commission, who shall be appointed as provided for in § 2.2-2621; to members of the Virginia

HOUSE SUBSTITUTE

HB9H1

60 Geographic Information Network Advisory Board, who shall be appointed as provided for in § 2.2-2423;
61 to members of the Advisory Commission on the Virginia Schools for the Deaf and the Blind, who shall
62 be appointed as provided for in § 22.1-346.1; to members of the Substance Abuse Services Council, who
63 shall be appointed as provided for in § 37.1-207; to members of the Criminal Justice Services Board,
64 who shall be appointed as provided in § 9.1-108; or to members of the Virginia Workforce Council,
65 who shall be appointed as provided for in § 2.2-2669.
66 **2. That §§ 2.2-209 and 2.2-210 and Article 1 (§§ 2.2-2600 through 2.2-2602) of Chapter 26 of Title**
67 **2.2 of the Code of Virginia are repealed.**