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SENATE BILL NO. 804

Offered January 12, 2005

Prefiled January 7, 2005

A BILL to amend and reenact §§ 30-192.9 and 30-192.13 of the Code of Virginia, relating to the Martin Luther King, Jr. Living History and Public Policy Center Board of Trustees.

 Patron—Marsh

 Referred to Committee on Rules

Be it enacted by the General Assembly of Virginia:**1. That §§ 30-192.9 and 30-192.13 of the Code of Virginia are amended and reenacted as follows:**

§ 30-192.9. Board of Trustees membership; terms; vacancies; chairman and vice-chairman.

The Center shall be governed by a 19-member Board of Trustees consisting of six legislative members and 13 nonlegislative citizen members to be appointed as follows: two members of the Senate, of whom one member shall be the chairman or vice-chairman of the Dr. Martin Luther King, Jr. Memorial Commission if the chairman or vice-chairman is a member of the Senate, to be appointed by the Senate Committee on Rules; four members of the House of Delegates, of whom one member shall be the chairman or the vice-chairman of the Dr. Martin Luther King, Jr. Memorial Commission if the chairman or vice-chairman is a member of the House of Delegates, to be appointed by the Speaker of the House of Delegates in accordance with the principles of proportional representation contained in the Rules of the House of Delegates; ~~the president or his designee~~ *one representative each* of Eastern Virginia Medical School, Hampton University, James Madison University, and Norfolk State University, *upon the recommendation of the president of the respective institution of higher education;* and two nonlegislative citizen members who shall represent the business and corporate community, to be appointed by the Senate Committee on Rules; ~~the president or his designee~~ *one representative each* of Old Dominion University, the University of Virginia, Virginia Commonwealth University, Virginia Polytechnic Institute and State University, and Virginia State University, *upon the recommendation of the president of the respective institution of higher education;* and two nonlegislative citizen members who shall represent private, nonprofit foundations in the Commonwealth, to be appointed by the Speaker of the House of Delegates.

Legislative members and the presidents or their designees of the named institutions of higher education shall serve terms coincident with their terms of office. Nonlegislative citizen members shall serve two-year terms. All members may be reappointed for successive terms. *However, members shall be eligible for reappointment only if they have attended at least one-half of all meetings of the Board during their current term of service.* Appointments to fill vacancies, other than by expiration of a term, shall be for the unexpired terms. Vacancies shall be filled in the same manner as the original appointments.

The Board shall elect a chairman, vice-chairman, secretary, and such other officers as it may determine necessary from among its members and may establish bylaws as necessary.

§ 30-192.13. Staffing.

The Board may appoint and employ and, at its pleasure, remove an executive director and a fund-raiser/grant writer for the Center, who may be an employee of one of the participating institutions of higher education, and such other persons as it deems necessary to assist it in carrying out its duties as set forth in this chapter. ~~However, during the initial development and implementation phase of the Center, the Board shall employ only an executive director and a fund-raiser/grant writer.~~ The Board shall determine the duties of all staff and fix the salaries and compensation of such persons within the amounts allocated therefor from such nonpublic funds as may be received by the Board. During the initial development and implementation phase of the Center, additional staff to support the functions of the Center may be provided by the participating institutions through an arrangement approved by the Board. All agencies of the Commonwealth shall provide assistance to the Board, upon request.

INTRODUCED

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