

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding in Title 30 a chapter numbered 40, consisting of*
 3 *sections numbered 30-266, 30-267, and 30-268, relating to the Manufacturing Development*
 4 *Commission. Report.*

5 [H 1233]

6 Approved

7 **Be it enacted by the General Assembly of Virginia:**

8 **1. That the Code of Virginia is amended by adding in Title 30 a chapter numbered 40, consisting**
 9 **of sections numbered 30-266, 30-267, and 30-268 as follows:**

10 CHAPTER 40.

11 MANUFACTURING DEVELOPMENT COMMISSION.

12 § 30-266. *Manufacturing Development Commission; purpose; membership; terms; compensation and*
 13 *expenses; staff; voting on recommendations.*

14 A. *The Manufacturing Development Commission (the Commission) is established in the legislative*
 15 *branch of state government. The purpose of the Commission shall be to assess manufacturing needs and*
 16 *formulate legislative and regulatory remedies to ensure the future of the manufacturing sector in*
 17 *Virginia.*

18 B. *The Commission shall have a total membership of 13 that shall consist of eight legislative*
 19 *members, four nonlegislative citizen members, and one ex officio member. Members shall be appointed*
 20 *as follows: five members of the House of Delegates, to be appointed by the Speaker of the House of*
 21 *Delegates in accordance with the principles of proportional representation contained in the Rules of the*
 22 *House of Delegates; three members of the Senate, to be appointed by the Senate Committee on Rules;*
 23 *and four nonlegislative citizen members of whom one shall be a representative of a public institution of*
 24 *higher education, one shall be a representative of an entity or organization active in economic*
 25 *development efforts in the Commonwealth, one shall be a representative of a Virginia manufacturer, and*
 26 *one shall be the president of the Virginia Manufacturers Association, to be appointed by the Governor.*
 27 *The Secretary of Commerce and Trade or his designee shall serve ex officio with voting privileges.*
 28 *Nonlegislative citizen members shall be citizens of the Commonwealth.*

29 *Nonlegislative citizen members shall be appointed for terms of four years. Legislative members and*
 30 *ex officio members shall serve terms coincident with their terms of office. All members may be*
 31 *reappointed for successive terms. Appointments to fill vacancies, other than by expiration of a term,*
 32 *shall be for the unexpired terms. Vacancies shall be filled in the same manner as the original*
 33 *appointments.*

34 C. *The members of the Commission shall elect a chairman and a vice-chairman annually, who shall*
 35 *be members of the General Assembly. A majority of the members of the Commission shall constitute a*
 36 *quorum. The Commission shall meet at the call of the chairman or whenever a majority of the members*
 37 *so request.*

38 D. *Legislative members of the Commission shall receive such compensation as is set forth in*
 39 *§ 30-19.12. Nonlegislative citizen members shall serve without compensation. All members shall be*
 40 *reimbursed for all reasonable and necessary expenses incurred in the performance of their duties as*
 41 *provided in §§ 2.2-2813 and 2.2-2825. Funding for compensation and reimbursement of expenses of the*
 42 *members shall be provided from existing appropriations to the Commission. Costs of this Commission*
 43 *shall not exceed \$12,000 per year.*

44 E. *Administrative staff support shall be provided by the Office of the Clerk of the House of Delegates*
 45 *or the Office of the Clerk of the Senate as may be appropriate for the house in which the chairman of*
 46 *the Commission serves. The Division of Legislative Services shall provide legal, research, policy*
 47 *analysis, and other services as requested by the Commission. Technical assistance shall be provided by*
 48 *the Department of Mines, Minerals and Energy. All agencies of the Commonwealth shall assist the*
 49 *Commission, upon request.*

50 F. *No recommendation of the Commission shall be adopted if a majority of the House members or a*
 51 *majority of the Senate members appointed to the Commission (i) votes against the recommendation and*
 52 *(ii) votes for the recommendation to fail notwithstanding the majority vote of the Commission.*

53 § 30-267. *Powers and duties of the Commission.*

54 *The Commission shall have the power and duty to:*

- 55 1. *Assess the direct and indirect economic impact of the manufacturing sector on Virginia's economy.*
- 56 2. *Determine the needs of the manufacturing sector and the most efficient, and cost-effective manner*

57 *in which such needs may be addressed.*

58 *3. Consider the effect of local and state tax policies; regulatory compliance costs; research and*
59 *development investment, energy, transportation, and workforce training policies and costs on the*
60 *manufacturing sector; and recommend the appropriate role for state and local governments in ensuring*
61 *the future of the manufacturing sector in the Commonwealth.*

62 *4. Develop a comprehensive energy plan for the Commonwealth, which evaluates the*
63 *Commonwealth's current and future energy supply and demand. In developing the plan, the Commission*
64 *shall solicit and analyze suggestions and information from the following sectors: utility providers,*
65 *petroleum companies, automobile manufacturers, fuel suppliers, technology companies, environmental*
66 *organizations, and consumers.*

67 *5. Evaluate the effectiveness of state and local economic development programs and incentives on the*
68 *research and development of technology-intensive manufacturing.*

69 *6. Consult and coordinate with the Joint Commission on Technology and Science, the Joint*
70 *Legislative Audit and Review Commission, the Joint Commission on Administrative Rules, and other*
71 *legislative commissions, committees, and councils to minimize fragmentation and duplication relative to*
72 *the respective powers and duties of such groups.*

73 *7. Provide manufacturers and advocates with a forum to address their concerns.*

74 *8. Report annually its findings and recommendations to the General Assembly and the Governor as*
75 *provided in the procedures of the Division of Legislative Automated Systems. The chairman of the*
76 *Commission shall submit to the General Assembly and the Governor an annual executive summary of*
77 *the interim activity and work of the Commission no later than the first day of each regular session of*
78 *the General Assembly. The executive summary shall be submitted as provided in the procedures of the*
79 *Division of Legislative Automated Systems for the processing of legislative documents and reports and*
80 *shall be posted on the General Assembly's website.*

81 *§ 30-268. Sunset.*

82 *This chapter shall expire on July 1, 2009.*

83 **2. For its first year of existence, if the Commission is not funded by a separate appropriation in**
84 **the appropriation act, the Commission may be funded from the operating budgets of the Clerk of**
85 **the House of Delegates and the Clerk of the Senate upon the approval of the Joint Rules**
86 **Committee. If the Commission is not funded by a separate appropriation in the appropriation act**
87 **for any year thereafter, this chapter shall expire on July 1 of the fiscal year that the Commission**
88 **fails to receive such funding.**