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SENATE BILL NO. 330

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee on Rules
on February 10, 2006)

(Patron Prior to Substitute—Senator Locke)

A BILL to amend and reenact §§ 15.2-6501 and 62.1-67 of the Code of Virginia, relating to the appointment of legislators serving on the Tourist Train Development Authority and the Potomac River Basin Commission.

Be it enacted by the General Assembly of Virginia:

1. That §§ 15.2-6501 and 62.1-67 of the Code of Virginia are amended and reenacted as follows:

§ 15.2-6501. Board of the Authority; qualifications; terms; quorum; records.

All powers, rights, and duties conferred by this chapter, or other provisions of law, upon the Authority shall be exercised by the Board of the Tourist Train Development Authority, hereinafter referred to as "the board." Initial appointments to the board shall begin July 1, 2000. The board shall consist of ~~eight~~ nine members appointed by the Governor as follows: ~~seven~~ members appointed by the Governor of whom three shall be representatives from the governing bodies of Tazewell County, the Town of Bluefield, Virginia, and the Town of Pocahontas; and four shall be nonlegislative citizen members, who shall be residents of reside in Tazewell County; and one member of the General Assembly House of Delegates representing Tazewell County, who shall be appointed by the Speaker of the House of Delegates if more than one Delegate represents Tazewell County; and one member of the Senate representing Tazewell County, who shall serve as an ex officio, voting member who shall be appointed by the Senate Committee on Rules if more than one Senator represents Tazewell County. All members shall serve for a term of four years and may be reappointed for one additional term, except the member appointed from the General Assembly legislative members, who shall serve no more than four years terms coincident with their terms of office and may be reappointed. The term of any member of the board shall immediately terminate if the member no longer meets the eligibility criteria of the initial appointment. Vacancies shall be filled for the unexpired term. For the initial appointments only, three of the members shall be appointed for two-year terms and such initial terms shall not be counted toward the term limitation.

The board shall elect from its membership a chairman, a vice-chairman, and from its membership or not, as they desire, a secretary and a treasurer, or a secretary-treasurer, who shall continue to hold such office until their respective successors are elected. The members of the board shall receive no salary compensation. All members may be reimbursed for reasonable and necessary expenses incurred in the performance of their duties from such funds as may be available to the Authority.

Four members of the board shall constitute a quorum of the board for the purposes of conducting its business and exercising its powers and for all other purposes. No vacancy in the membership of the board shall impair the right of a quorum to exercise all the powers and perform all the duties of the board. The board shall keep detailed minutes of its proceedings, which shall be open to public inspection at all times. It shall keep suitable records of its financial transactions and, unless exempted by § 30-140, it shall arrange to have the records audited annually. Copies of each such audit shall be furnished to the governing bodies of Tazewell County and all adjacent counties and the Auditor of Public Accounts and shall be open to public inspection.

§ 62.1-67. Appointment, terms and qualifications of members; alternate members.

If and when the Governor shall have executed such compact, The Commission shall consist of three members of the Commission shall be as follows: one legislative member of the Commission on Intergovernmental Cooperation who resides in the Potomac River drainage basin appointed by the Joint Rules Committee, one nonlegislative citizen member appointed by the Governor and shall hold office for terms of four years each, subject to suspension or removal by the Governor who resides in the Potomac River drainage basin, and the executive director of the State Water Control Board. Appointments to fill vacancies shall be made for the respective unexpired terms. Two of the members so appointed shall be residents of the Potomac River drainage basin, one of whom shall be a legislative member of the Commission on Intergovernmental Cooperation, but if either member should cease to be a resident of the basin his term of office shall thereupon terminate and his office shall become vacant. The executive director of the State Water Control Board shall serve as the third member. One of the members shall be designated by the Governor as chairman. The Governor and the Joint Rules Committee shall appoint alternate members for the members of their appointees to the Commission, and each alternate shall have power to act in the absence of the person for whom he is alternate. The Governor shall appoint the first alternates hereunder on or before July 1, 1962, the The legislative member and executive director of the State Water Control Board shall serve terms coincident with their terms of office and the member

60 *appointed by the Governor shall serve a term of four years. The terms of each alternate to shall run*
61 *concurrently with the term of the member for whom he is alternate. All members may be reappointed.*
62 **2. That this act shall not be construed to affect existing appointments for which the terms have**
63 **not expired. However, any new appointments made after July 1, 2006, shall be made in**
64 **accordance with the provisions of this act.**