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SENATE BILL NO. 580

Offered January 9, 2008

Prefiled January 9, 2008

A *BILL to amend and reenact § 2.2-2705 of the Code of Virginia, relating to the Virginia War Memorial Foundation.*

Patrons—Edwards, Barker, Deeds, Hanger, Locke, Puller, Ruff, Stosch, Ticer, Vogel and Wagner;
Delegates: Abbitt, Alexander, Armstrong, Athey, Barlow, Bowling, Caputo, Carrico, Cosgrove, Cox,
Crockett-Stark, Dance, Eisenberg, Gear, Hargrove, Howell, A.T., Iaquinto, Janis, Lewis, Lingamfelter,
Massie, May, McClellan, Moran, Morgan, Nixon, O'Bannon, Oder, Plum, Scott, E.T., Sherwood,
Shuler, Tyler, Valentine and Ward

Referred to Committee on General Laws and Technology

Be it enacted by the General Assembly of Virginia:

1. That § 2.2-2705 of the Code of Virginia is amended and reenacted as follows:

§ 2.2-2705. Virginia War Memorial Foundation; purpose; membership; terms; compensation and expenses; staff; chairman's executive summary.

A. The Virginia War Memorial Foundation (the Foundation) is established to serve as a policy foundation, within the meaning of § 2.2-2100, in the executive branch of state government. The Foundation shall be governed and administered by a board of trustees for the purpose of honoring patriotic Virginians who rendered faithful service and sacrifice in the cause of freedom and liberty for the Commonwealth and the nation in time of war.

B. The board of trustees shall have a total membership of ~~19~~ 20 members that shall consist of eight legislative members, 10 nonlegislative citizen members, and ~~one two~~ ex officio ~~member members~~ as follows: five members 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; three members of the Senate to be appointed by the Senate Committee on Rules; 10 nonlegislative citizen members appointed by the Governor, subject to confirmation by the General Assembly; and the Secretary of ~~Administration~~ *Public Safety and the Commissioner of Veterans Services*, who shall serve ex officio with voting privileges. A majority of the trustees shall be members or veterans of the armed forces of the United States or the Virginia National Guard. Members appointed should include representatives of some or all of the various veterans organizations active in Virginia, as the Governor deems appropriate.

C. Except for initial appointments, all nonlegislative citizen member appointments shall be for terms of three years. Legislative members, ~~and~~ the Secretary of ~~Administration~~ *Public Safety and the Commissioner of Veterans Services* shall serve terms coincident with their terms of office. All members may be reappointed. However, no nonlegislative citizen member shall be eligible to serve for more than four successive three-year terms. No Senate member shall be eligible to serve more than three successive four-year terms and no member of the House of Delegates shall be eligible to serve more than six successive two-year terms. The remainder of any term to which a member is appointed to fill a vacancy shall not constitute a term in determining the member's eligibility for reappointment. Appointments to fill vacancies, other than by expiration of a term, shall be made for the unexpired terms. Vacancies shall be filled in the same manner as the original appointments. Trustees appointed by the Governor shall serve at his pleasure.

D. Legislative members of the Foundation shall receive such compensation as is set forth in § 30-19.12. All members shall be reimbursed for all reasonable and necessary expenses incurred in the performance of their duties as provided in §§ 2.2-2813 and 2.2-2825. Funding for the costs of compensation of legislative members shall be provided by the Office of the Clerk of the Senate or the Office of the Clerk of the House of Delegates, as appropriate. Funding for the costs of expenses of all members shall be provided by the Foundation.

E. The Department of ~~General Services~~ *Veterans Services* shall provide the Foundation with administrative and other services.

F. The trustees shall adopt bylaws governing their organization and procedures and may amend the same. The trustees shall elect from their number a chairman, vice-chairman, and such other officers as their bylaws may provide. They shall also appoint an executive committee, composed of not less than five trustees, which committee shall exercise the powers and duties imposed on the Foundation by this section to the extent permitted by the trustees in their bylaws. Meetings of the board of trustees shall be held at the call of the chairman or whenever a majority of the members so request. A majority of

55 members shall constitute a quorum.

56 G. The chairman of the board of trustees shall submit to the Governor and the General Assembly an
57 annual executive summary of the interim activity and work of the board no later than the first day of
58 each regular session of the General Assembly. The executive summary shall be submitted as provided in
59 the procedures of the Division of Legislative Automated Systems for the processing of legislative
60 documents and reports and shall be posted on the General Assembly's website.