

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 36-11 of the Code of Virginia, relating to housing authorities;*
3 *compensation of commissioners.*

4 [H 1174]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 36-11 of the Code of Virginia is amended and reenacted as follows:**

8 § 36-11. Appointment and tenure of commissioners; compensation.

9 When the need for an authority to be activated in a city or county has been determined in the
10 manner prescribed by law, the governing body of the city or county shall appoint not more than nine or
11 less than five persons as commissioners of the authority created for such city or county. The governing
12 body of the city or county may subsequently increase the number of commissioners of the authority to a
13 maximum of nine. The commissioners who are first appointed shall be designated to serve for terms of
14 one, two, three, four and five years, respectively, from the date of their appointment, but thereafter
15 commissioners shall be appointed as aforesaid for a term of office of four years except that all vacancies
16 shall be filled for the unexpired term. Except as may be otherwise expressly provided in the charter of a
17 city or town specifically pertaining to such authority, no commissioner of any authority may be an
18 officer or employee, of the city or county for which the authority is created. A commissioner shall hold
19 office until his successor has been appointed and has qualified. A certificate of the appointment or
20 reappointment of any commissioner shall be filed with the clerk and such certificate shall be conclusive
21 evidence of the due and proper appointment of such commissioner. A commissioner ~~shall receive no~~
22 ~~compensation for his services, except that a commissioner shall receive compensation not to exceed \$75~~
23 *may receive compensation as may be determined by a locality* for each meeting of the authority attended
24 by the commissioner. A commissioner shall be entitled to the necessary expenses, including traveling
25 expenses, incurred in the discharge of his duties.

26 Any exercise of the powers of an authority by its commissioners after June 30, 1968, otherwise in
27 compliance with applicable law, is hereby declared to be valid and effective in all respects,
28 notwithstanding that the number of commissioners exercising the powers, though not exceeding seven
29 from July 1, 1968, through June 30, 1978, and not exceeding nine thereafter, may have exceeded the
30 number appointed at the time the need for the authority to be activated had been determined in
31 accordance with this section. No suit or action to vacate or set aside any exercise of said powers may be
32 brought on the ground that the number of commissioners, though not exceeding seven from July 1,
33 1968, through June 30, 1978, and not exceeding nine thereafter, did exceed the number appointed at the
34 time the need for the authority to be activated had been determined.