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HOUSE BILL NO. 2130

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on Counties, Cities and Towns
on January 28, 2011)

(Patrons Prior to Substitute—Delegates Barlow and Tyler [HB 2354])

A BILL to amend and reenact § 12.03, as amended, of Chapter 155 of the Acts of Assembly of 1962, which provided a charter for the City of Franklin, relating to school board appointments.

Be it enacted by the General Assembly of Virginia:

1. That § 12.03, as amended, of Chapter 155 of the Acts of Assembly of 1962 is amended and reenacted as follows:

§ 12.03. Appointment and Terms of Members.

At its first regular meeting in June, 1983, and every year thereafter, at its first regular June meeting, the council shall appoint one or more members for a term of three years, whose term or terms shall begin July 1, following his, her or their appointment. Vacancies shall be filled by the council for any unexpired term. A member whose term has expired shall continue to serve until his or her successor has been appointed.

Members shall be appointed on a 2-2-3 year rotation, as follows: Wards 2 and 5 shall be appointed in the same rotation; Wards 1 and 3 shall be appointed in the same rotation; and Wards 4, 6, and the member appointed at large shall be appointed in the same rotation. To accomplish this rotation, beginning with the terms starting July 1, 2011, council will appoint members in Ward 3 to a three-year term ending June 30, 2014, and thereafter to three-year terms unless filling an unexpired term.

Beginning with terms starting July 1, 2012, council will appoint members in Ward 1 to a two-year term ending June 30, 2014, and thereafter to three-year terms unless filling an unexpired term; council will appoint members in Ward 2 to a one-year term ending June 30, 2013, and thereafter to three-year terms unless filling an unexpired term; council will appoint members in Wards 4 and 6 and the at-large member to three-year terms ending June 30, 2015, and thereafter to three-year terms unless filling an unexpired term.

Beginning with the terms starting July 1, 2013, council will appoint members in Ward 5 to a three-year term ending June 30, 2016, and thereafter to three-year terms unless filling an unexpired term.

In the event that an appointment of a member in the future results in a rotation other than the 2-2-3 rotation with Wards 1 and 3 being appointed together, Wards 2 and 5 being appointed together, and Wards 4, 6, and the at-large member being appointed together, then the council shall be authorized to make an appointment for less than a three-year term the next time it is appropriate to reestablish the 2-2-3 rotation.