

VIRGINIA ACTS OF ASSEMBLY -- 2013 SESSION

CHAPTER 227

An Act to amend and reenact § 2.2-2699.5 of the Code of Virginia, relating to the Information Technology Advisory Council.

[H 2082]

Approved March 12, 2013

Be it enacted by the General Assembly of Virginia:

1. That § 2.2-2699.5 of the Code of Virginia is amended and reenacted as follows:

§ 2.2-2699.5. Information Technology Advisory Council; membership; terms; quorum; compensation; staff.

A. The Information Technology Advisory Council (ITAC) is established as an advisory council, within the meaning of § 2.2-2100, in the executive branch of state government. The ITAC shall be responsible for advising the *Chief Information Officer (CIO)* and the Secretary of Technology on the planning, budgeting, acquiring, using, disposing, managing, and administering of information technology in the Commonwealth.

B. The ITAC shall consist of not more than 16 members as follows: (i) one representative from an agency under each of the Governor's Secretaries, as set out in Chapter 2 (§ 2.2-200 et seq.), to be appointed by the Governor and serve with voting privileges; (ii) the Secretary of Technology and the CIO, who shall serve ex officio with voting privileges; (iii) the Secretary of the Commonwealth or his designee; (iv) the Secretary of Veterans Affairs and Homeland Security or his designee; and (v) at the Governor's discretion, not more than two nonlegislative citizen members to be appointed by the Governor and serve with voting privileges.

Nonlegislative citizen members shall be appointed for terms of four years. Appointments to fill vacancies, other than by expiration of a term, shall be for the unexpired terms. All members may be reappointed. However, no nonlegislative citizen member shall serve more than two consecutive four-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. Vacancies shall be filled in the same manner as the original appointments.

C. The *ITAC shall elect a chairman and vice-chairman annually from among the members, except that neither the Secretary of Technology shall nor the CIO may serve as chairman of the ITAC. The CIO shall serve as vice-chairman.* A majority of the members shall constitute a quorum. ~~The ITAC shall meet at least quarterly each year.~~ The meetings of the ITAC shall be held at the call of the chairman, *the Secretary of Technology, or the CIO*, or whenever the majority of the members so request.

D. Nonlegislative citizen members shall receive compensation and 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 and expenses of the members shall be provided by the Virginia Information Technologies Agency.

E. The disclosure requirements of subsection B of § 2.2-3114 of the State and Local Government Conflict of Interests Act shall apply to citizen members of the ITAC.

F. The Virginia Information Technologies Agency shall serve as staff to the ITAC.