

# VIRGINIA ACTS OF ASSEMBLY -- 2018 SESSION

## CHAPTER 136

*An Act to amend and reenact § 22.1-60 of the Code of Virginia, relating to division superintendents; vacancies; appointment.*

[H 81]

Approved March 2, 2018

**Be it enacted by the General Assembly of Virginia:**

**1. That § 22.1-60 of the Code of Virginia is amended and reenacted as follows:**

**§ 22.1-60. Appointment and term of superintendent; certain contractual matters.**

A. The division superintendent of schools shall be appointed by the school board of the division from the entire list of eligibles certified by the State Board. All contract terms for superintendents shall expire on June 30. The division superintendent shall serve for an initial term of not less than two years nor more than four years. At the expiration of the initial term, the division superintendent shall be eligible to hold office for the term specified by the employing school board, not to exceed four years.

~~The~~ *Except as provided in subsection B, the* division superintendent shall be appointed by the school board within 180 days after a vacancy occurs. In the event a school board appoints a division superintendent in accordance with the provisions of this section and the appointee seeks and is granted release from such appointment prior to assuming office, the school board shall be granted a 60-day period from the time of release within which to make another appointment.

B. A school board that has not appointed a superintendent within 120 days of a vacancy shall submit a written report to the Superintendent of Public Instruction demonstrating its timely efforts to make an appointment. *Upon request, a school board shall be granted up to an additional 180 days within which to appoint a division superintendent.*

~~B.~~ C. No school board shall renegotiate a superintendent's contract during the period following the election or appointment of new members and the date such members are qualified and assume office.

~~C.~~ D. Whenever a superintendent's contract is being renegotiated, all members of the school board shall be notified at least 30 days in advance of any meeting at which a vote is planned on the renegotiated contract unless the members agree unanimously to take the vote without the 30 days' notice. Each member's vote on the renegotiated contract shall be recorded in the minutes of the meeting.