

VIRGINIA ACTS OF ASSEMBLY -- 2022 SESSION

CHAPTER 577

An Act to amend and reenact §§ 3.2-1701, 3.2-1801, 3.2-2101, 3.2-2603, 3.2-2701, 23.1-3102, and 54.1-500.1 of the Code of Virginia, relating to gubernatorial appointments to boards; membership and terms.

[S 308]

Approved April 11, 2022

Be it enacted by the General Assembly of Virginia:

1. That §§ 3.2-1701, 3.2-1801, 3.2-2101, 3.2-2603, 3.2-2701, 23.1-3102, and 54.1-500.1 of the Code of Virginia are amended and reenacted as follows:

§ 3.2-1701. Horse Industry Board membership terms.

The terms for appointments to the Horse Industry Board shall be for ~~three~~ *four* years, with no at-large member serving more than two consecutive terms.

§ 3.2-1801. Potato Board; composition and appointment of members.

The Potato Board, established by the passage of a 1994 referendum held pursuant to Chapter 126 of the Acts of Assembly of 1982, is continued within the Department. The Potato Board shall be composed of seven members appointed by the Governor from nominations by grower organizations, ~~the to terms of four years. The appointments to~~ shall be subject to confirmation by the General Assembly. All members of the Potato Board shall be producers of potatoes. Each grower organization shall submit nominations for each available position before the expiration of the member's term for which the nomination is being provided. If said organizations fail to provide nominations, the Governor may appoint other nominees that meet the criteria provided by this section.

§ 3.2-2101. Sheep Industry Board; composition and appointment of members.

The Sheep Industry Board, established by the passage of a referendum held pursuant to Chapter 691 of the 1995 Acts of Assembly, is continued within the Department.

The Sheep Industry Board shall consist of 12 members representing the sheep industry and industry support services. The Governor shall appoint 12 individuals from nominations submitted by the Virginia Sheep Producers Association, Virginia sheep and wool marketing organizations, or other Virginia farm organizations representing sheep producers, *for terms of four years*. One member shall represent the packing/processing/retailing segment of the industry, one shall represent the Virginia Livestock Markets Association, and one shall represent the purebred segment of the industry. The remaining nine members shall be appointed by the Governor as follows in accordance with § 3.2-2110, with no more than one member appointed per locality: three members who reside in the Southwest District; three members who reside in the Valley District; two members who reside in the Northern District; and one member who resides in the South Central District. In addition, the extension sheep specialist from Virginia Polytechnic Institute and State University and the Commissioner shall serve as nonvoting members.

Each association or organization shall submit nominations for each available position before the expiration of the member's term for which the nomination or recommendation is being provided. If the organizations fail to provide the nominations, the Governor may appoint other nominees that meet the foregoing criteria.

§ 3.2-2603. Aquaculture Advisory Board membership terms; compensation.

A. The terms for appointments to the Aquaculture Advisory Board shall be for ~~three~~ *four* years. Appointments to fill vacancies shall be ~~made to fill for the unexpired terms~~ *term*.

B. Members of the Aquaculture Advisory Board shall receive no compensation for their services but shall receive reimbursement for actual expenses.

§ 3.2-2701. Marine Products Board membership terms.

The terms for appointments to the Marine Products Board shall be for ~~three~~ *four* years. No member shall be eligible for appointment to more than two consecutive terms. Appointments to fill vacancies, other than by expiration of a term, shall be for the unexpired terms and made in the same manner as the original appointments.

§ 23.1-3102. Board of trustees.

A. The Extension Partnership shall be governed by a 24-member board of trustees (the board) *appointed by the Governor*, consisting of ~~(i) three presidents of comprehensive community colleges, or their designees; two presidents of baccalaureate public institutions of higher education, or their designees; one president of a baccalaureate private institution of higher education, or his designee; and 15 nonlegislative citizen members representing manufacturing industries; to be appointed by the Governor and (ii) the~~ *The* director of the Center for Innovative Technology ~~and two Secretaries as defined in § 2.2-200 to be appointed by the Governor, to, the Secretary of Education, and the Secretary of Labor shall also sit on the board of trustees, to serve ex officio with voting privileges.~~

B. Appointments shall be for terms of four years. Ex officio members of the board shall serve terms coincident with their terms of office. Appointments to fill vacancies, other than by expiration of a term, shall be for the unexpired terms. Vacancies shall be filled in the same manner as the original appointments. All members may be reappointed. No member shall serve more than two consecutive four-year terms; however, a member appointed to serve an unexpired term is eligible to serve two consecutive four-year terms immediately succeeding such unexpired term.

C. The board shall elect a chairman and a vice-chairman from among its membership. The board shall elect a secretary and a treasurer who need not be members of the board. The board may elect other subordinate officers who need not be members of the board.

D. Eight members shall constitute a quorum. The meetings of the board shall be held at the call of the chairman or whenever the majority of the members so request.

E. The board may adopt, alter, or repeal its own bylaws that govern the manner in which its business may be transacted and may form committees and advisory councils, which may include representatives who are not board members.

§ 54.1-500.1. Virginia Board for Asbestos, Lead, and Home Inspectors; membership; meetings; offices; quorum.

The Virginia Board for Asbestos, Lead, and Home Inspectors shall be appointed by the Governor and composed of ~~14~~ 13 members as follows: (i) one shall be a representative of a Virginia-licensed asbestos contractor, (ii) one shall be a representative of a Virginia-licensed lead contractor, (iii) one shall be a representative of a Virginia-licensed renovation contractor, (iv) one shall be either a Virginia-licensed asbestos inspector or project monitor, (v) one shall be a Virginia-licensed lead risk assessor, ~~one shall be a Virginia-licensed renovator, one shall be a Virginia-licensed dust sampling technician,~~ (vi) one shall be a representative of a Virginia-licensed asbestos analytical laboratory, (vii) one shall be a representative of an asbestos, lead, or renovation training program, (viii) one shall be a member of the Board for Contractors, ~~two~~ (ix) ~~three~~ three shall be Virginia-licensed home inspectors, and (x) two shall be citizen members. After ~~initial staggered~~ the initial staggering of terms, the terms of members of the Board shall be four years, except that vacancies may be filled for the remainder of the unexpired term. The ~~two~~ home inspector ~~and renovation contractor~~ members appointed to the Board shall have practiced as ~~home inspectors a home inspector and a renovation contractor, respectively,~~ for at least five consecutive years immediately prior to appointment. ~~The renovation contractor, renovator, and dust sampling technician members appointed to the board shall have practiced respectively as a renovation contractor, renovator, or dust sampling technician for at least five consecutive years prior to appointment.~~

The Board shall meet at least once each year and other such times as it deems necessary. The Board shall elect from its membership a chairman and a vice-chairman to serve for a period of one year. ~~Eight members of the Board shall constitute a quorum.~~ The Board is vested with the powers and duties necessary to execute the purposes of this chapter.

2. That, beginning July 1, 2022, the term of any member appointed to the Horse Industry Board pursuant to § 3.2-1701 of the Code of Virginia, as amended by this act, that is set to expire on June 20 shall be extended to June 30 of that year. Thereafter, all appointments shall be for terms of four years.

3. That, beginning July 1, 2022, the term of any member appointed to the Potato Board pursuant to § 3.2-1801 of the Code of Virginia, as amended by this act, that is set to expire on June 20 shall be extended to June 30 of that year. Thereafter, all appointments shall be for terms of four years.

4. That, beginning July 1, 2022, the term of any member appointed to the Sheep Industry Board pursuant to § 3.2-2101 of the Code of Virginia, as amended by this act, that is set to expire on March 8 shall be extended to June 30 of that year. Thereafter, all appointments shall be for terms of four years.

5. That the terms of three members who are currently serving on the Virginia Commission for the Arts pursuant to § 23.1-3222 of the Code of Virginia for a term set to expire on June 30, 2024, shall be extended for one year, to expire on June 30, 2025. Thereafter, all appointments shall be for terms of five years.

6. That the terms of nine members who are currently serving on the State Emergency Medical Services Advisory Board pursuant to § 32.1-111.4:1 of the Code of Virginia for a term set to expire June 30, 2024, shall be extended for one year, to expire on June 30, 2025, and all appointments thereafter shall be for terms of three years.

7. That, beginning July 1, 2022, the term of any member appointed to the Board of Visitors for Mount Vernon pursuant to § 5 of Chapter 291 of the Acts of Assembly of 1944, as amended by Chapter 330 of the Acts of Assembly of 2000, that is set to expire on April 30 shall be extended to June 30 of that year. Thereafter, all appointments shall be for terms of four years.