

VIRGINIA ACTS OF ASSEMBLY -- 1995 SESSION

CHAPTER 814

An Act to amend and reenact §§ 2.1-1.8, 9-6.23, and 9-6.25:2 of the Code of Virginia and to amend the Code of Virginia by adding in Title 2.1 a chapter numbered 50, consisting of sections numbered 2.1-795 through 2.1-798, relating to the creation of the Immigrant and Refugee Policy Council.

[S 992]

Approved April 6, 1995

Be it enacted by the General Assembly of Virginia:

1. That §§ 2.1-1.8, 9-6.23, and 9-6.25:2 of the Code of Virginia are amended and reenacted and that the Code of Virginia is amended by adding in Title 2.1 a chapter numbered 50, consisting of sections numbered 2.1-795 through 2.1-798, as follows:

§ 2.1-1.8. Temporary collegial bodies.

There shall be, in addition to such others as may be established by law, the following temporary collegial ~~body~~ *bodies* established within the executive branch for a specified purpose and specified period of time:

Food and Nutrition, Advisory Commission to the Program on *Immigrant and Refugee Policy Council*.

CHAPTER 50.

IMMIGRANT AND REFUGEE POLICY COUNCIL.

§ 2.1-795. *Immigrant and Refugee Policy Council created.*

There is hereby created the Immigrant and Refugee Policy Council for the purpose of collecting and analyzing data for and creating a consistent state policy on the provision of services to refugees and immigrants who reside in the Commonwealth.

§ 2.1-796. *Membership.*

The Council shall consist of nine members as follows: one member of the Senate to be appointed by the Senate Committee on Privileges and Elections; two members of the House of Delegates to be appointed by the Speaker of the House; and the following persons or their designees: the Secretary of Health and Human Resources; the Commissioner of the Department of Social Services; the Commissioner of the Department of Health; the Secretary of Education; the Secretary of Public Safety; and the Attorney General. The Council shall elect a chairman from among its members to serve a term of one year.

§ 2.1-797. *Duties and responsibilities; annual report to the Governor; advisory committee.*

A. The Council shall meet on a regular basis and is charged with the responsibility to:

1. Assess and initiate procedures to work with the federal Immigration and Naturalization Service on the issue of the incarceration of undocumented aliens committed to state and local correctional facilities;

2. Review the responsibilities of sponsors for legal immigrants to determine whether sponsors are fulfilling their financial and social obligations and to develop methods to enhance enforcement of this provision;

3. Gather relevant data to determine the number of undocumented immigrants residing in the Commonwealth, how many are receiving services at state expense, the nature of those services and the resultant expense;

4. Collect and analyze data which can be used to support any action which the administration, the General Assembly or any state agency may take to obtain federal reimbursement for the cost of services to both legal and undocumented immigrants;

5. Gather and review documentation relating to unlawful discrimination against immigrants and refugees; and

6. Report to the Governor and General Assembly annually regarding potential program and policy initiatives.

B. To assist in fulfilling its duties and responsibilities, the Council shall appoint an advisory committee consisting of one representative each from (i) the refugee population, (ii) the immigrant population, and (iii) a local provider program or service organization that serves immigrants or refugees. Members of the advisory committee shall receive no compensation for their services, but shall be reimbursed for their necessary and actual expenses incurred in connection with their duties.

§ 2.1-798. *Expiration.*

The provisions of this chapter shall expire on July 1, 1997.

§ 9-6.23. Prohibition against service by legislators on boards and commissions within the executive branch.

Members of the General Assembly shall be ineligible to serve on boards and commissions within the executive branch which are responsible for administering programs established by the General Assembly.

Such prohibition shall not extend to boards and commissions engaged solely in policy studies or commemorative activities. If any law directs the appointment of any member of the General Assembly to a board or commission in the executive branch which is responsible for administering programs established by the General Assembly, such portion of such law shall be void, and the Governor shall appoint another person from the Commonwealth at large to fill such a position. The provisions of this section shall not apply, however, to members of the Board for Branch Pilots, who shall be appointed as provided for in § 54.1-901; to members of the Board on Veterans' Affairs, who shall be appointed as provided for in § 2.1-741; to members of the Council on Indians, who shall be appointed as provided for in § 9-138.1; to members of the Virginia Technology Council, who shall be appointed as provided for in § 9-145.51; to members of the Board of Trustees of the Southwest Virginia Higher Education Center, who shall be appointed as provided in § 23-231.3; to members of the Maternal and Child Health Council, who shall be appointed as provided for in § 9-318; to members of the Virginia Interagency Coordinating Council who shall be appointed as provided in § 2.1-750; to members of the Advisory Council on the Virginia Business-Education Partnership Program, who shall be appointed as provided in § 9-326; to members of the Advisory Commission on Welfare Reform, who shall be appointed as provided in § 63.1-133.44; ~~or~~ to members of the Virginia Correctional Enterprises Advisory Board, who shall be appointed as provided in § 2.1-451.2; *or to members of the Immigrant and Refugee Policy Council, who shall be appointed as provided in § 2.1-796.*

§ 9-6.25:2. Policy boards, commissions and councils.

There shall be, in addition to such others as may be designated in accordance with § 9-6.25, the following policy boards, commissions and councils:

- Apprenticeship Council
- Athletic Board
- Auctioneers Board
- Blue Ridge Regional Education and Training Council
- Board for Accountancy
- Board for Architects, Professional Engineers, Land Surveyors and Landscape Architects
- Board for Barbers
- Board for Contractors
- Board for Cosmetology
- Board for Geology
- Board for Hearing Aid Specialists
- Board for Opticians
- Board for Professional and Occupational Regulation
- Board for Professional Soil Scientists
- Board for Waterworks and Wastewater Works Operators
- Board for the Visually Handicapped
- Board of Agriculture and Consumer Services
- Board of Audiology and Speech-Language Pathology
- Board of Coal Mining Examiners
- Board of Conservation and Recreation
- Board of Correctional Education
- Board of Dentistry
- Board of Directors, Virginia Student Assistance Authorities
- Board of Funeral Directors and Embalmers
- Board of Health Professions
- Board of Historic Resources
- Board of Housing and Community Development
- Board of Medical Assistance Services
- Board of Medicine
- Board of Mineral Mining Examiners
- Board of Nursing
- Board of Nursing Home Administrators
- Board of Optometry
- Board of Pharmacy
- Board of Professional Counselors
- Board of Psychology
- Board of Recreation Specialists
- Board of Social Services
- Board of Social Work
- Board of Surface Mining Review
- Board of Veterinary Medicine
- Board on Conservation and Development of Public Beaches
- Chesapeake Bay Local Assistance Board

Child Day Care and Early Childhood Programs, Virginia Council on
Child Day-Care Council
Commission on Local Government
Commonwealth Transportation Board
Council on Human Rights
Council on Information Management
Criminal Justice Services Board
Disability Services Council
Farmers Market Board, Virginia
Immigrant and Refugee Policy Council
Interdepartmental Council on Rate-setting for Children's Facilities
Library Board, the Library of Virginia
Marine Resources Commission
Milk Commission
Pesticide Control Board
Real Estate Appraiser Board
Real Estate Board
Reciprocity Board, Department of Motor Vehicles
Safety and Health Codes Board
Seed Potato Board
Southside Virginia Marketing Council
Specialized Transportation Council
State Air Pollution Control Board
State Board of Corrections
State Board of Elections
State Board of Health
State Board of Youth and Family Services
State Health Department, Sewage Handling and Disposal Appeal Review Board
State Library Board
State Mental Health, Mental Retardation and Substance Abuse Services Board
State Water Control Board
Substance Abuse Certification Board
Treasury Board, The, Department of the Treasury
Virginia Aviation Board
Virginia Board for Asbestos Licensing
Virginia Fire Services Board
Virginia Gas and Oil Board
Virginia Health Planning Board
Virginia Health Services Cost Review Council
Virginia Manufactured Housing Board
Virginia Parole Board
Virginia Public Telecommunications Board
Virginia Soil and Water Conservation Board
Virginia Voluntary Formulary Board
Virginia Waste Management Board
Virginia World Trade Council
Waste Management Facility Operators, Board for.