

LD2893200

## SENATE BILL NO. 992

## AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on General Laws  
on February 16, 1995)

(Patron Prior to Substitute—Senator Barry)

A BILL 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.

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. (Effective July 1, 1995) 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; 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. (Effective July 1, 1995) 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

60 executive branch which are responsible for administering programs established by the General Assembly.  
61 Such prohibition shall not extend to boards and commissions engaged solely in policy studies or  
62 commemorative activities. If any law directs the appointment of any member of the General Assembly  
63 to a board or commission in the executive branch which is responsible for administering programs  
64 established by the General Assembly, such portion of such law shall be void, and the Governor shall  
65 appoint another person from the Commonwealth at large to fill such a position. The provisions of this  
66 section shall not apply, however, to members of the Board for Branch Pilots, who shall be appointed as  
67 provided for in § 54.1-901; to members of the Board on Veterans' Affairs, who shall be appointed as  
68 provided for in § 2.1-741; to members of the Council on Indians, who shall be appointed as provided  
69 for in § 9-138.1; to members of the Virginia Technology Council, who shall be appointed as provided  
70 for in § 9-145.51; to members of the Board of Trustees of the Southwest Virginia Higher Education  
71 Center, who shall be appointed as provided in § 23-231.3; to members of the Maternal and Child Health  
72 Council, who shall be appointed as provided for in § 9-318; to members of the Virginia Interagency  
73 Coordinating Council who shall be appointed as provided in § 2.1-750; to members of the Advisory  
74 Council on the Virginia Business-Education Partnership Program, who shall be appointed as provided in  
75 § 9-326; to members of the Advisory Commission on Welfare Reform, who shall be appointed as  
76 provided in § 63.1-133.44; ~~or~~ to members of the Virginia Correctional Enterprises Advisory Board, who  
77 shall be appointed as provided in § 2.1-451.2; *or to members of the Immigrant and Refugee Policy*  
78 *Council, who shall be appointed as provided in § 2.1-796.*

79 § 9-6.25:2. Policy boards, commissions and councils.

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

82 Apprenticeship Council  
83 Athletic Board  
84 Auctioneers Board  
85 Blue Ridge Regional Education and Training Council  
86 Board for Accountancy  
87 Board for Architects, Professional Engineers, Land Surveyors and Landscape Architects  
88 Board for Barbers  
89 Board for Contractors  
90 Board for Cosmetology  
91 Board for Geology  
92 Board for Hearing Aid Specialists  
93 Board for Opticians  
94 Board for Professional and Occupational Regulation  
95 Board for Professional Soil Scientists  
96 Board for Waterworks and Wastewater Works Operators  
97 (Effective July 1, 1995) Board for the Visually Handicapped  
98 Board of Agriculture and Consumer Services  
99 Board of Audiology and Speech-Language Pathology  
100 Board of Coal Mining Examiners  
101 Board of Conservation and Recreation  
102 Board of Correctional Education  
103 Board of Dentistry  
104 Board of Directors, Virginia Student Assistance Authorities  
105 Board of Funeral Directors and Embalmers  
106 Board of Health Professions  
107 Board of Historic Resources  
108 Board of Housing and Community Development  
109 Board of Medical Assistance Services  
110 Board of Medicine  
111 Board of Mineral Mining Examiners  
112 Board of Nursing  
113 Board of Nursing Home Administrators  
114 Board of Optometry  
115 Board of Pharmacy  
116 Board of Professional Counselors  
117 Board of Psychology  
118 Board of Recreation Specialists  
119 Board of Social Services  
120 Board of Social Work  
121 Board of Surface Mining Review

122	Board of Veterinary Medicine
123	Board on Conservation and Development of Public Beaches
124	Chesapeake Bay Local Assistance Board
125	Child Day Care and Early Childhood Programs, Virginia Council on
126	Child Day-Care Council
127	Commission on Local Government
128	Commonwealth Transportation Board
129	Council on Human Rights
130	Council on Information Management
131	Criminal Justice Services Board
132	Disability Services Council
133	Farmers Market Board, Virginia
134	<i>Immigrant and Refugee Policy Council</i>
135	Interdepartmental Council on Rate-setting for Children's Facilities
136	Library Board, the Library of Virginia
137	Marine Resources Commission
138	Milk Commission
139	Pesticide Control Board
140	Real Estate Appraiser Board
141	Real Estate Board
142	Reciprocity Board, Department of Motor Vehicles
143	Safety and Health Codes Board
144	Seed Potato Board
145	Southside Virginia Marketing Council
146	Specialized Transportation Council
147	State Air Pollution Control Board
148	State Board of Corrections
149	State Board of Elections
150	State Board of Health
151	State Board of Youth and Family Services
152	State Health Department, Sewage Handling and Disposal Appeal Review Board
153	State Library Board
154	State Mental Health, Mental Retardation and Substance Abuse Services Board
155	State Water Control Board
156	Substance Abuse Certification Board
157	Treasury Board, The, Department of the Treasury
158	Virginia Aviation Board
159	Virginia Board for Asbestos Licensing
160	Virginia Fire Services Board
161	Virginia Gas and Oil Board
162	Virginia Health Planning Board
163	Virginia Health Services Cost Review Council
164	Virginia Manufactured Housing Board
165	Virginia Parole Board
166	Virginia Public Telecommunications Board
167	Virginia Soil and Water Conservation Board
168	Virginia Voluntary Formulary Board
169	Virginia Waste Management Board
170	Virginia World Trade Council
171	Waste Management Facility Operators, Board for.