

# VIRGINIA ACTS OF ASSEMBLY -- 1996 SESSION

## CHAPTER 481

*An Act to amend and reenact § 63.1-44 of the Code of Virginia, relating to local boards of public welfare.*

[H 320]

Approved April 1, 1996

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

**1. That § 63.1-44 of the Code of Virginia is amended and reenacted as follows:**

§ 63.1-44. Local boards representing two or more political subdivisions.

The provisions of §§ 63.1-40 and 63.1-43 notwithstanding, the State Board, with the prior consent of the Governor, may establish districts consisting of two or more counties and/or cities. Except as provided in § 63.1-44.1 there shall be one board of not less than three nor more than nine members for each such district. There shall be at least one member of the board from each county and city in the district. Additional representation from one or more counties or cities within the stipulated maximum may be determined by the State Board, with population being the principal factor in such determination. Appointments to the board shall be made by the governing body of the county and the governing body of the city, upon certification of the establishment of such district by the State Board. The State Board shall designate the initial term of each member to be not less than one nor more than four years in duration, so as to provide for a balanced overlapping of terms. Subsequent appointments shall be for terms of four years each, except appointments to fill a vacancy, which shall be for the unexpired term. No member shall serve for more than two consecutive terms. A member who serves two consecutive terms shall be ineligible for reappointment to the local board until the end of an intervening one-year period dating from the expiration of such two consecutive terms. For the purpose of succession, all appointments, except those to fill a vacancy created other than by expiration of a term, shall be deemed a full term of office. Before requesting the Governor's approval for establishment of any such district, the Board shall consult with the governing body of each county or city included in the tentative proposal. No county or city shall be included in any such district served by one board unless the local governing body so elects. The district board of any district consisting of two or more counties and/or cities shall be considered to be a local board.

Administrative costs of a board representing two or more counties and cities shall be borne by the participating counties or cities on the basis of population and case load with equal weight being given to each factor or in such manner as the respective governing bodies provide by agreement.

*In cases in which a local board represents a county, a member of the board of supervisors of such county may be a member of the local board.*

Notwithstanding the provisions of § 15.1-642, in any county which has adopted, or shall hereafter adopt, the county manager form of organization and government provided for in Article 3 (§ 15.1-622 et seq.) of Chapter 13 of Title 15.1, the local board shall, while such form of organization and government remains in effect in such county, have all such powers, duties and authority as set out in this chapter and be appointed by the county manager, who may fix, within the limits set forth in § 63.1-47, the compensation of the members of such board. At all times one member of the local board of such county shall also be a member of the board of supervisors.

In cases in which such a board represents a city, a member of the council of such city may be a member of such board, notwithstanding any provision of the charter of any city in force on March 4, 1971.