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HOUSE BILL NO. 113

FLOOR AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by Senator Schrock

on February 7, 1996)

(Patron Prior to Substitute—Delegate Tata)

A *BILL to amend and reenact § 16.01 and § 16.04, as amended, of Chapter 147 of the Acts of Assembly of 1962, which provided a charter for the City of Virginia Beach, relating to the school board.*

Be it enacted by the General Assembly of Virginia:

1. That § 16.01 and § 16.04, as amended, of Chapter 147 of the Acts of Assembly of 1962 are amended and reenacted as follows:

§ 16.01. COMPOSITION OF DEPARTMENT.

A. The department of education shall consist of the city school board, the division superintendent of schools and the officers and employees thereof. Except as otherwise provided in this charter, the city school board and the division superintendent of schools shall exercise all the powers conferred and perform all the duties imposed upon them by general law.

B. *Notwithstanding any provision of law, special or general, to the contrary, effective July 1, 1996, the city council may consolidate the ministerial aspects of the city's payroll, accounting and purchasing functions with those of the department of education, to be coordinated by the city's director of finance. Such a consolidation shall not be construed or implemented in any manner that would (i) divest the school board of its policy-making authority or its essential supervisory functions or (ii) relieve the city or the school board of the legal obligation to manage and control their respective budgets.*

§ 16.04. ELECTION OF THE BOARD.

A. At the general election held in May of 1994, the qualified voters of the city shall elect one board member from each of the boroughs of Bayside, Kempsville, Lynnhaven, and Pungo for terms of four years, and two at-large members for terms of four years. At the general election held in May of 1996, the qualified voters of the city shall elect one board member from each of the boroughs of Blackwater, Princess Anne, and Virginia Beach for terms of ~~four~~ two years, and two at-large members shall be elected for terms of four years. *Beginning with the general election held in May of 1998, all board members shall be elected in the same manner and according to the same schedule that councilmembers are elected.* Thereafter, all board members shall be elected for terms of four years. Beginning in 1998, and every two years thereafter, there shall be a general election in May for the election of board members to replace those whose terms expire at the end of June of a given election year. The term of office for each elected board member shall commence on the first day of July next following the date of election and shall continue until a successor has been duly elected and qualified. Each candidate shall state at the time of filing whether he is running at large or from the borough of his residence.

B. Each of the eleven elected board members shall be elected by the voters of the city at large.

2. That an emergency exists and this act is in force from its passage.