

VIRGINIA ACTS OF ASSEMBLY -- 1997 SESSION

CHAPTER 324

An Act to amend and reenact §§ 2.1-1.5 and 23-231.8 through 23-231.12 of the Code of Virginia, relating to the A. L. Philpott Manufacturing Extension Partnership.

[S 1062]

Approved March 13, 1997

Be it enacted by the General Assembly of Virginia:

1. That §§ 2.1-1.5 and 23-231.8 through 23-231.12 of the Code of Virginia are amended and reenacted as follows:

§ 2.1-1.5. Entities not subject to standard nomenclature.

The following entities are not subject to the provisions of § 2.1-1.2 due to the unique characteristics or the enabling legislation of the entities:

Authorities

Assistive Technology Loan Fund Authority.
Medical College of Virginia Hospitals Authority.
Richmond Eye and Ear Hospital Authority.
Small Business Financing Authority.
State Education Assistance Authority.
Virginia Agriculture Development Authority.
Virginia College Building Authority.
Virginia Economic Development Partnership.
Virginia Education Loan Authority.
Virginia Housing Development Authority.
Virginia Information Providers Network Authority.
Virginia Innovative Technology Authority.
Virginia Port Authority.
Virginia Public Building Authority.
Virginia Public School Authority.
Virginia Resources Authority.
Virginia Student Assistance Authorities.

Boards

Board of Commissioners, Virginia Agriculture Development Authority.
Board of Commissioners, Virginia Port Authority.
Board of Directors, Assistive Technology Loan Fund Authority.
Board of Directors, Medical College of Virginia Hospitals Authority.
Board of Directors, Richmond Eye and Ear Hospital Authority.
Board of Directors, Small Business Financing Authority.
Board of Directors, Virginia Economic Development Partnership.
Board of Directors, Virginia Student Assistance Authorities.
Board of Directors, Virginia Innovative Technology Authority.
Board of Directors, Virginia Resources Authority.
Board of Regents, Gunston Hall Plantation.
Board of Regents, James Monroe Memorial Law Office and Library.
Board of Trustees, Family and Children's Trust Fund.
Board of Trustees, Frontier Culture Museum of Virginia.
Board of Trustees, Jamestown-Yorktown Foundation.
Board of Trustees, Miller School of Albemarle.
Board of Trustees, Rural Virginia Development Foundation.
Board of Trustees, The Science Museum of Virginia.
Board of Trustees, Virginia Museum of Fine Arts.
Board of Trustees, Virginia Museum of Natural History.
Board of Trustees, Virginia Outdoor Foundation.
Board of the Virginia Higher Education Tuition Trust Fund.
Board of Visitors, Christopher Newport University.
Board of Visitors, The College of William and Mary in Virginia.
Board of Visitors, George Mason University.
Board of Visitors, Gunston Hall Plantation.
Board of Visitors, James Madison University.
Board of Visitors, Longwood College.

Board of Visitors, Mary Washington College.
 Board of Visitors to Mount Vernon.
 Board of Visitors, Norfolk State University.
 Board of Visitors, Old Dominion University.
 Board of Visitors, Radford University.
 Board of Visitors, University of Virginia.
 Board of Visitors, Virginia Commonwealth University.
 Board of Visitors, Virginia Military Institute.
 Board of Visitors, Virginia Polytechnic Institute and State University.
 Board of Visitors, Virginia State University.
 Governing Board, Virginia College Building Authority.
 Governing Board, Virginia Public School Authority.
 Library Board, The Library of Virginia.
 Motor Vehicle Dealer Board.
 State Board for Community Colleges, Virginia Community College System.
 Virginia-Israel Advisory Board.

Center

~~A.L. Philpott Manufacturing Research Center.~~

Commissions

Alexandria Historical Restoration and Preservation Commission.
 Charitable Gaming Commission.
 Chesapeake Bay Bridge and Tunnel Commission.
 Hampton Roads Sanitation District Commission.

Districts

Chesapeake Bay Bridge and Tunnel District.
 Hampton Roads Sanitation District.

Educational Institutions

Christopher Newport University.
 College of William and Mary in Virginia.
 Frontier Culture Museum of Virginia.
 George Mason University.
 James Madison University.
 Jamestown-Yorktown Foundation.
 Longwood College.
 Mary Washington College.
 Miller School of Albemarle.
 Norfolk State University.
 Old Dominion University.
 Radford University.
 The Science Museum of Virginia.
 University of Virginia.
 Virginia Commonwealth University.
 Virginia Community College System.
 Virginia Military Institute.
 Virginia Museum of Fine Arts.
 Virginia Polytechnic Institute and State University.
 The Library of Virginia.
 Virginia State University.

Foundations

Chippokes Plantation Farm Foundation.
 Rural Virginia Development Foundation.
 Virginia Conservation and Recreation Foundation.
 Virginia Historic Preservation Foundation.
 Virginia Outdoor Foundation.

Museum

Virginia Museum of Natural History.

Partnership

A. L. Philpott Manufacturing Extension Partnership.

Plantation

Gunston Hall Plantation.

System

Virginia Retirement System.

CHAPTER 16.2.

A. L. PHILPOTT MANUFACTURING ~~CENTER~~ EXTENSION PARTNERSHIP.

§ 23-231.8. A. L. Philpott Manufacturing Extension Partnership created; mission and duties.

A. *The A. L. Philpott Manufacturing Center, established from such funds as may be appropriated or provided; there is hereby established pursuant to Chapters 217 and 668 of the 1992 Acts of Assembly, as amended, is hereby continued and redesignated the A. L. Philpott Manufacturing Center Extension Partnership, referred to in this chapter as the Center, whose Extension Partnership. The mission of the Extension Partnership is to help create and maintain industrial and manufacturing jobs. The Center Extension Partnership shall:*

1. Develop, demonstrate, test, and assist in the implementation of advanced manufacturing technologies.
2. Promote industrial expansion by providing manufacturing technology consulting services to manufacturers in Virginia.
3. Foster the creation of manufacturing networks and the development of buyer and supplier relationships in the region and throughout the Commonwealth.
4. Serve as a resource center for industrial training and technology transfer programs for the renewal, enhancement, and expansion of existing manufacturing enterprises and for manufacturing modernization outreach.
5. Be available as a federal demonstration center for the training of displaced workers in a manufacturing area.
6. Receive and accept any available grants, from any federal, state, or private agency, corporation, association or person, to be expended in accomplishing the goals enumerated in subdivisions 1 through 5 above.

B. *The Center Extension Partnership shall be considered a local or regional industrial or economic development authority or organization for purposes of the Virginia Freedom of Information Act (§ 2.1-340 et seq.).*

§ 23-231.9. Membership of governing board; terms; compensation; officers; bylaws.

A. *The Center Extension Partnership shall be governed by a seventeen twenty-three-member board of trustees consisting of three presidents of community colleges; two presidents of public four-year institutions of higher education, and one president of a private four-year institution of higher education; nine fifteen citizen members, representing manufacturing industries, to be appointed by the Governor; the director or his designee of the Center for Innovative Technology; and the Secretary of Commerce and Trade.*

B. *Initial appointments in 1992 shall be as follows: the three community college presidents shall be appointed for two-year, three-year, and four-year terms, respectively; the two presidents of the public four-year institutions shall be appointed for two-year and four-year terms, respectively; the president of a private four-year institution shall be appointed for a three-year term; two citizen members shall be appointed for two-year terms, and two citizen members shall be appointed for three-year and four-year terms, respectively. Of the five citizen members to be appointed in 1994, two shall be appointed for two-year terms, two shall be appointed for three-year terms, and one shall be appointed for a four-year term. Of the six citizen members to be appointed in 1997, two shall be appointed for two-year terms, two shall be appointed for three-year terms, and two shall be appointed for four-year terms. Thereafter, all appointments shall be for terms of four years, except that appointments to fill vacancies shall be for the unexpired terms. With the exceptions of the director or his designee of the Center for Innovative Technology and the Secretary of Commerce and Trade, no person shall be eligible to serve for more than two successive four-year terms; however, upon the expiration of a term of less than four years, or after the expiration of the remainder of a term to which appointed to fill a vacancy, two additional terms may be served by such member if appointed thereto.*

C. *The board shall elect a chairman and a vice chairman from among its members and shall also elect a secretary and a treasurer, who may or may not be members of the board. The board may also elect other subordinate officers, who may or may not be members of the board. All members shall be reimbursed for their actual expenses incurred in the performance of their duties in the work of the Center Extension Partnership.*

D. *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.*

§ 23-231.10. Executive director; powers and duties; staff.

A. *The board shall appoint an executive director for the Center who shall (i) supervise and manage the Center Extension Partnership, (ii) discharge such functions as may be directed by the board, and shall (iii) prepare and submit, upon direction and approval by the board, all requests for appropriations. The executive director shall be authorized to employ such staff as necessary to enable the Center Extension Partnership to perform its duties as set forth in this chapter. The board is authorized to determine staff duties and to fix salaries and compensation from such funds as may be appropriated or received. In addition, the board is authorized to make arrangements with institutions of higher education to extend course credit to graduate students employed by the Center Extension Partnership.*

B. *Additional staff support for the functions of the Center Extension Partnership may be provided by*

the Center for Innovative Technology, the University of Virginia Center for Public Service, community colleges and four-year institutions of higher education, small business development centers, and private businesses.

§ 23-231.11. Additional powers and duties.

To assist the Extension Partnership in its mission, the board is authorized on behalf of the ~~Center~~ *Extension Partnership* to:

1. Apply for, accept, and expend gifts, grants, or donations from public or private sources to enable ~~the~~ *the Extension Partnership* to carry out its objectives;

2. *Fix, alter, charge, and collect rates, fees, and other charges for the sale of products of, or services rendered by the Extension Partnership at rates to be determined by it to pay the expenses of the Extension Partnership;*

3. *Make and enter into all contracts or agreements which are necessary or incidental to the performance of its duties and to the execution of powers granted by this chapter, including agreements with any federal agency, person, private firm, or other organization that can provide technical or other business assistance to the Extension Partnership's industrial clients;*

4. *Employ, at its discretion, consultants, researchers, architects, engineers, accountants, financial experts, investment bankers, superintendents, managers, and such other employees and agents as may be necessary, and to fix their compensation to be payable from funds made available to the Extension Partnership;*

5. *Render advice and assistance and provide services to state and federal agencies, local and regional economic development entities, private firms, and other persons or organizations providing services or facilities for small and medium-sized manufacturers and industrial firms in Virginia;*

6. *Develop and provide programs or projects, at its discretion, alone or in cooperation with any person; state or federal agency; state, local, or regional economic development entity; private firm; or other organization for economic development through improvements in industrial competitiveness in Virginia; and*

7. *Do all acts and things necessary or convenient to carry out the powers granted to it by this chapter or any other acts.*

§ 23-231.12. Cooperation of other agencies; legal services.

All agencies of the Commonwealth shall cooperate with the ~~Center~~ *Extension Partnership* and, upon request, assist the ~~Center~~ *Extension Partnership* in the performance of its duties and responsibilities. *The Attorney General shall provide legal services for the Extension Partnership pursuant to Chapter 11 (§ 2.1-117 et seq.) of Title 2.1.*