

VIRGINIA ACTS OF ASSEMBLY -- 2015 SESSION

CHAPTER 239

An Act to amend and reenact § 2.2-2699.3 of the Code of Virginia, relating to the Broadband Advisory Council; membership.

[H 2207]

Approved March 17, 2015

Be it enacted by the General Assembly of Virginia:

1. That § 2.2-2699.3 of the Code of Virginia is amended and reenacted as follows:

§ 2.2-2699.3. (Expires July 1, 2018) Broadband Advisory Council; purpose; membership; compensation; chairman.

A. The Broadband Advisory Council (the Council) is established as an advisory council, within the meaning of § 2.2-2100, in the executive branch of state government. The purpose of the Council shall be to advise the Governor on policy and funding priorities to expedite deployment and reduce the cost of broadband access in the Commonwealth.

B. The Council shall have a total membership of ~~14~~ 14 members that shall consist of ~~four~~ six legislative members, ~~five~~ four nonlegislative citizen members, and ~~two~~ four ex officio members. Members shall be appointed as follows: ~~three~~ four members of the House of Delegates to be appointed by the Speaker of the House of Delegates in accordance with the principles of proportional representation contained in the Rules of the House of Delegates; ~~one member~~ two members of the Senate, to be appointed by the Senate Committee on Rules; *and four nonlegislative citizen members to be appointed by the Governor, of whom one citizen shall be a representative from of the Virginia Cable Telecommunications Association, one citizen shall be a representative from of the Virginia Telecommunications Industry Association and, one citizen shall be a representative from local government recommended by the Virginia Municipal League and Virginia Association of Counties to be appointed by the Governor; two nonlegislative citizen members to be appointed by the Governor; and the, and one shall be a representative of the Virginia Wireless Internet Service Providers Association. The Secretaries of Agriculture and Forestry, Commerce and Trade, and Technology, or their designees, who and the executive director of the Center for Rural Virginia shall serve ex officio. Legislative and ex officio members shall serve terms coincident with their terms of office. Other members shall be appointed for terms of two years. Appointments to fill vacancies, other than by expiration of a term, shall be for the unexpired terms. Vacancies shall be filled in the same manner as the original appointments. All members may be reappointed.*

C. Legislative members of the Council shall receive such compensation as provided in § 30-19.12. Nonlegislative citizen members shall serve without compensation. All members shall be reimbursed for all reasonable and necessary expenses incurred in the performance of their duties as provided in §§ 2.2-2813 and 2.2-2825. Funding for compensation and expenses of legislative members shall be provided by the operating budgets of the Clerk of the House of Delegates and the Clerk of the Senate upon approval of the Joint Rules Committee. Funding for the costs of expenses of the nonlegislative citizen members and all other expenses of the Council shall be provided by the Office of the Secretary of Technology.

D. The Council shall elect a chairman and a ~~vice chairman~~ vice-chairman annually from among its membership. A majority of the members shall constitute a quorum. The Council shall meet at such times as may be called by the chairman or a majority of the Council.

E. Staff to the Council shall be provided by the Office of Telework Promotion and Broadband Assistance. *The Division of Legislative Services shall provide additional staff support to legislative members serving on the Council.*

2. That the provisions of this act shall not affect the existing terms of persons currently serving as members of any agency, board, authority, commission, or other entity and that appointees currently holding positions shall maintain their terms of appointment and continue to serve until such time as the existing terms might expire or become renewed. However, any new appointments made on or after July 1, 2015, shall be made in accordance with the provisions of this act.