

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 23.1-3207 of the Code of Virginia, relating to the Jamestown-Yorktown*
3 *Foundation; board of trustees; duties.*

4 [H 1780]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 23.1-3207 of the Code of Virginia is amended and reenacted as follows:**8 **§ 23.1-3207. Duties.**

9 The board shall:

10 1. Do all things necessary and proper to (i) foster through its living-history museums, Jamestown
11 Settlement and Yorktown Victory Center, an awareness and understanding of the early history,
12 settlement, and development of the United States through the convergence of American Indian,
13 European, and African cultures and the enduring legacies bequeathed to the nation; (ii) commemorate
14 Jamestown as the first permanent English-speaking settlement in the United States and its contributions
15 to the building of the Commonwealth and the nation; (iii) commemorate the winning of American
16 independence on the battlefield at Yorktown; and (iv) enhance our understanding of the making of the
17 United States Constitution and Bill of Rights, including the Commonwealth's role in shaping the
18 fundamental principles of the American constitutional system;

19 2. Administer, develop, and maintain at Jamestown and Yorktown permanent commemorative shrines
20 and historical museums;

21 3. Adopt names, flags, seals, and other emblems for use in connection with such shrines and
22 copyright the same in the name of the Commonwealth;

23 4. Enter into contracts to further the purposes of the Foundation, *including contracts for the use and*
24 *rental of agency facilities, structures, spaces, and personal property under the control of the*
25 *Foundation;*

26 5. Establish nonprofit corporations as instrumentalities to assist in administering the affairs of the
27 Foundation;

28 6. With the consent of the Governor, acquire by purchase, lease, gift, devise, or condemnation
29 proceedings lands, property, and structures deemed necessary for the purposes of the Foundation. The
30 title to such acquired land and property shall be in the name of the Commonwealth. In the exercise of
31 the power of eminent domain granted under this section, the Foundation may proceed in the manner
32 provided by Chapter 3 (§ 25.1-300 et seq.) of Title 25.1;

33 7. With the consent of the Governor, convey by lease land to any person, association, firm, or
34 corporation for such terms and on such conditions as the Foundation may determine;

35 8. Receive and expend gifts, grants, and donations from whatever source derived for the purposes of
36 the Foundation;

37 9. Employ an executive director and such deputies and assistants as may be required;

38 10. Elect any past chairman of the board to the honorary position of chairman emeritus. Chairmen
39 emeriti shall serve as honorary members for life. Chairmen emeriti shall be elected in addition to the
40 at-large positions defined in § 23.1-3206;

41 11. With the consent of the Governor, enter into agreements or contracts with private entities for the
42 promotion of tourism through marketing without participating in competitive sealed bidding or
43 competitive negotiation, provided that a demonstrable cost savings, as reviewed by the Secretary of
44 Education, can be realized by the Foundation and such agreements or contracts are based on competitive
45 principles;

46 12. Determine which paintings, statuary, works of art, manuscripts, and artifacts shall be acquired by
47 purchase, gift, or loan and exchange or sell such items if not inconsistent with the terms of such
48 purchase, gift, loan, or other acquisition; and

49 13. Change the form of investment of any funds, securities, or other property, real or personal,
50 provided the form is not inconsistent with the terms of the instrument under which the property was
51 acquired, and sell, grant, or convey any such property, except that any transfers of real property shall be
52 made only with the consent of the Governor.