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## SENATE BILL NO. 1160

Offered January 11, 2017

Prefiled January 9, 2017

A *BILL to amend and reenact §§ 2.2-2101, as it is currently effective and as it shall become effective, and 22.1-305.2 of the Code of Virginia, relating to the Advisory Board on Teacher Education and Licensure; membership.*

Patron—Reeves

Referred to Committee on Education and Health

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

**1. That §§ 2.2-2101, as it is currently effective and as it shall become effective, and 22.1-305.2 of the Code of Virginia are amended and reenacted as follows:**

**§ 2.2-2101. (Effective until July 1, 2017) Prohibition against service by legislators on boards, commissions, and councils within the executive branch; exceptions.**

Members of the General Assembly shall be ineligible to serve on boards, commissions, and councils within the executive branch of state government who are responsible for administering programs established by the General Assembly. Such prohibition shall not extend to boards, commissions, and councils engaged solely in policy studies or commemorative activities. If any law directs the appointment of any member of the General Assembly to a board, commission, or council in the executive branch of state government that is responsible for administering programs established by the General Assembly, such portion of such law shall be void, and the Governor shall appoint another person from the Commonwealth at large to fill such a position.

The provisions of this section shall not apply to members of the Board for Branch Pilots, who shall be appointed as provided for in § 54.1-901; to members of the Board of Trustees of the Southwest Virginia Higher Education Center, who shall be appointed as provided for in § 23.1-3126; to members of the Board of Trustees of the Southern Virginia Higher Education Center, who shall be appointed as provided for in § 23.1-3121; to members of the Board of Directors of the New College Institute, who shall be appointed as provided for in § 23.1-3112; to members of the *Advisory Board on Teacher Education and Licensure*, who shall be appointed as provided for in § 22.1-305.2; to members of the Virginia Interagency Coordinating Council, who shall be appointed as provided for in § 2.2-5204; to members of the Board of Veterans Services, who shall be appointed as provided for in § 2.2-2452; to members appointed to the Board of Trustees of the Roanoke Higher Education Authority pursuant to § 23.1-3117; to members of the Virginia Geographic Information Network Advisory Board, who shall be appointed as provided for in § 2.2-2423; to members of the Standards of Learning Innovation Committee, who shall be appointed as provided for in § 22.1-253.13:10; to members of the Board of Visitors of the Virginia School for the Deaf and the Blind, who shall be appointed as provided for in § 22.1-346.2; to members of the Substance Abuse Services Council, who shall be appointed as provided for in § 2.2-2696; to members of the Criminal Justice Services Board, who shall be appointed as provided in § 9.1-108; to members of the Council on Virginia's Future, who shall be appointed as provided for in § 2.2-2685; to members of the State Executive Council for Children's Services, who shall be appointed as provided in § 2.2-2648; to members of the Virginia Board of Workforce Development, who shall be appointed as provided for in § 2.2-2471; to members of the Volunteer Firefighters' and Rescue Squad Workers' Service Award Fund Board, who shall be appointed as provided for in § 51.1-1201; to members of the Secure Commonwealth Panel, who shall be appointed as provided for in § 2.2-222.3; to members of the Forensic Science Board, who shall be appointed as provided for in § 9.1-1109; to members of the Southwest Virginia Cultural Heritage Foundation, who shall be appointed as provided in § 2.2-2735; or to members of the Virginia Growth and Opportunity Board, who shall be appointed as provided in § 2.2-2485.

**§ 2.2-2101. (Effective July 1, 2017) Prohibition against service by legislators on boards, commissions, and councils within the executive branch; exceptions.**

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59 person from the Commonwealth at large to fill such a position.

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61 be appointed as provided for in § 54.1-901; to members of the Board of Trustees of the Southwest  
62 Virginia Higher Education Center, who shall be appointed as provided for in § 23.1-3126; to members  
63 of the Board of Trustees of the Southern Virginia Higher Education Center, who shall be appointed as  
64 provided for in § 23.1-3121; to members of the Board of Directors of the New College Institute, who  
65 shall be appointed as provided for in § 23.1-3112; *to members of the Advisory Board on Teacher*  
66 *Education and Licensure, who shall be appointed as provided for in § 22.1-305.2;* to members of the  
67 Virginia Interagency Coordinating Council, who shall be appointed as provided for in § 2.2-5204; to  
68 members of the Board of Veterans Services, who shall be appointed as provided for in § 2.2-2452; to  
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77 appointed as provided in § 2.2-2648; to members of the Virginia Board of Workforce Development, who  
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83 § 2.2-2735; or to members of the Virginia Growth and Opportunity Board, who shall be appointed as  
84 provided in § 2.2-2485.

85 **§ 22.1-305.2. Advisory Board on Teacher Education and Licensure.**

86 There is hereby established the Advisory Board on Teacher Education and Licensure, which shall  
87 consist of *two legislative members to be appointed as follows: One member of the House of Delegates*  
88 *to be appointed by the Speaker of the House of Delegates, one member of the Senate to be appointed by*  
89 *the Senate Committee on Rules, and 21 nonlegislative citizen members to be appointed by the Board of*  
90 Education. Ten *nonlegislative citizen* members of the Advisory Board shall be classroom teachers, with  
91 at least the following representation: three elementary school teachers, three middle school teachers, and  
92 three high school teachers. Three *nonlegislative citizen* members of the Advisory Board shall be school  
93 administrators, one of whom shall be a school principal, one of whom shall be a division superintendent,  
94 and one of whom shall be a school personnel administrator. Four *nonlegislative citizen* members of the  
95 Advisory Board shall be faculty members in teacher preparation programs in public or private  
96 institutions of higher education, who may represent the arts and sciences. One *nonlegislative citizen*  
97 member of the Advisory Board shall be a member of a school board. One *nonlegislative citizen* member  
98 of the Advisory Board shall be a member of a parent-teacher association. One *nonlegislative*  
99 *citizen* member of the Advisory Board shall be a representative of the business community, and one  
100 *nonlegislative citizen* member shall be a citizen at large. The Superintendent of Public Instruction or his  
101 designee and the Director of the State Council of Higher Education or his designee and the Chancellor  
102 of the Virginia Community College System or his designee shall serve as nonvoting ex officio members  
103 of the Advisory Board.

104 The Superintendent of Public Instruction shall designate a staff liaison to coordinate the activities of  
105 the Advisory Board. The Advisory Board shall meet five times per year or upon the request of its  
106 chairman or the Board of Education. The Advisory Board shall annually elect a chairman from its  
107 membership. ~~The members of the Advisory Board shall serve without compensation; however, the~~  
108 ~~necessary expenses incurred in the performance of their duties as members of the Advisory Board shall~~  
109 ~~be reimbursed by the Department of Education. Nonlegislative citizen members are not entitled to~~  
110 ~~compensation for their services. Legislative members of the Advisory Board shall be compensated as~~  
111 ~~provided in § 30-19.12. All members shall be reimbursed for all reasonable and necessary expenses~~  
112 ~~incurred in the performance of their duties as members of the Advisory Board as provided in~~  
113 ~~§§ 2.2-2813 and 2.2-2825. The funding for the costs of compensation and expenses of the members shall~~  
114 ~~be provided by the Department of Education.~~

115 The *nonlegislative citizen* members of the Advisory Board shall be appointed for three-year terms.  
116 However, the incumbent members of the Teacher Education Advisory Board serving on July 1, 1990,  
117 shall be appointed to serve as initial members of the Advisory Board on Teacher Education and  
118 Licensure for the duration of the terms for which they were originally appointed. Upon the expiration of  
119 the terms of these incumbent members, the members appointed to replace them shall serve for three-year  
120 terms. *Legislative members shall serve terms coincident with their terms of office.* No person may be

121 appointed to serve for more than two consecutive terms. ~~Those serving as incumbent members on July~~  
122 ~~1, 1990, shall be eligible to be reappointed to serve for one additional term.~~ Members shall hold office  
123 after expiration of their terms until their successors are duly appointed. *Appointments to fill vacancies of*  
124 *members, other than by expiration of a term, shall be for the unexpired terms. Such vacancies shall be*  
125 *filled in the same manner as the original appointments.*

126 The Advisory Board on Teacher Education and Licensure shall advise the Board of Education and  
127 submit recommendations on policies applicable to the qualifications, examination, licensure, and  
128 regulation of school personnel including revocation, suspension, denial, cancellation, reinstatement, and  
129 renewals of licensure, fees for processing applications, standards for the approval of preparation  
130 programs, reciprocal approval of preparation programs, and other related matters as the Board of  
131 Education may request or the Advisory Board may deem necessary. The final authority for licensure of  
132 school personnel shall remain with the Board of Education.