

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 51.5-31 of the Code of Virginia, relating to Virginia Board for People*  
3 *with Disabilities; membership; terminology updates.*

4 [H 2492]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 51.5-31 of the Code of Virginia is amended and reenacted as follows:**8 **§ 51.5-31. Board created.**

9 There shall be a Virginia Board for People with Disabilities, responsible to the Secretary of Health  
10 and Human Resources. The Board shall be composed of ~~39~~ 40 members, to include the head or a person  
11 designated by the head of the Department for Aging and Rehabilitative Services, Department for the  
12 Deaf and Hard-of-Hearing, Department of Education, Department of Medical Assistance Services,  
13 Department of Behavioral Health and Developmental Services, *Department of Health*, and ~~the~~  
14 Department for the Blind and Vision Impaired; one representative of the protection and advocacy entity;  
15 one representative of the university center for excellence in developmental disabilities; one representative  
16 each, to be appointed by the Governor, of a local governmental agency, a manufacturing or a retailing  
17 industry, a high-technology industry, a public transit interest, and a nongovernmental agency or group of  
18 agencies concerned with services for persons with developmental disabilities; a banking executive; one  
19 person with disabilities other than developmental disabilities; and 24 persons with developmental  
20 disabilities, parents or guardians of children with developmental disabilities, or immediate relatives or  
21 guardians of adults with ~~mentally impairing~~ *cognitive* developmental disabilities who cannot advocate for  
22 themselves. Of the last 24 persons, one-third shall be persons with developmental disabilities; one-third  
23 shall be a combination of (i) parents or guardians of children with developmental disabilities and (ii)  
24 immediate relatives or guardians of adults with ~~mentally impairing~~ *cognitive* developmental disabilities  
25 who cannot advocate for themselves; and one-third shall be a combination of (a) persons with  
26 developmental disabilities, (b) parents or guardians of children with developmental disabilities, and (c)  
27 immediate relatives or guardians of adults with ~~mentally impairing~~ *cognitive* developmental disabilities  
28 who cannot advocate for themselves. At least one person shall be either (1) an immediate relative or  
29 guardian of a person who resides in or previously resided in an institution or (2) a person with a  
30 developmental disability who previously resided in an institution. Such persons shall not be employees  
31 of the Virginia Board for People with Disabilities or "managing employees," as defined by the Social  
32 Security Act (42 U.S.C. § 1320a-5), of any other entity that receives funds or provides services under  
33 Subtitle B of the Developmental Disabilities Assistance and Bill of Rights Act of 2000 (P.L. 106-402).

34 Each member appointed by the Governor shall be appointed for a four-year term. Members so  
35 appointed shall be subject to removal at the pleasure of the Governor. Any vacancy other than by  
36 expiration of a term shall be filled for the unexpired term. No person appointed by the Governor shall  
37 serve for more than two successive terms.

38 The Board shall elect its chairman.

ENROLLED

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