

GEORGE MASON UNIVERSITY.

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219 **Drafting note: Existing Chapter 9.1 of Title 23 is logically reorganized as proposed**
220 **Chapters 13 and 15 of Title 23.1. Existing provisions that apply generally to governing**
221 **boards of public institutions of higher education are consolidated in proposed Chapter 13.**
222 **Existing provisions relating to the incorporation, membership, and meetings of the**
223 **governing board that are unique to the University are retained in proposed Chapter 15.**

224 ~~§ 23-91.24 23.1-xxx. Board of visitors a corporation and under control of General~~
225 ~~Assembly Corporate name; name of the University.~~

226 ~~There is hereby established a corporate body composed of the~~ A. The board of visitors of
227 George Mason University (the board) shall be a corporation under the name and style of "The
228 Rector and Visitors of George Mason University" ~~hereinafter referred to in this chapter as the~~
229 ~~board. Such corporation~~ and shall have, in addition to its other powers, all the corporate powers
230 given to corporations by the provisions of Title 13.1 except those powers that are confined to
231 corporations created pursuant to Title 13.1. The board shall ~~be subject~~ at all times ~~to be under~~
232 the control of the General Assembly.

233 B. The ~~University institution~~ shall be known as George Mason University (the
234 University).

235 **Drafting note: Technical changes are made to conform the language in this section**
236 **to that of each other four-year public institution of higher education.**

237 ~~§ 23-91.25. Transfer of property.~~

238 ~~All the real estate and personal property now existing and heretofore standing in the~~
239 ~~name of the rector and visitors of the University of Virginia, located in Fairfax and heretofore~~

240 ~~exclusively used by the George Mason College Division of the University of Virginia, shall be~~
241 ~~transferred to and be known and taken as standing in the name and under the control of the~~
242 ~~rector and visitors of George Mason University. Such real estate and personal property shall be~~
243 ~~the property of the Commonwealth.~~

244 **Drafting note: The provisions of existing § 23-91.25 are stricken as obsolete.**

245 ~~§ 23-91.26 23.1-xxx. Appointment and terms of visitors generally Membership.~~

246 ~~(a) A. The board shall consist of ~~sixteen~~ 16 members, ~~who shall be~~ appointed by the~~
247 ~~Governor. Of the sixteen members, two may be nonresidents of Virginia, of whom at least 14~~
248 ~~shall be residents of the Commonwealth and, insofar as it is possible, at least 10 shall be~~
249 ~~residents of Planning District 8 or Fauquier County. At least one member appointed each year~~
250 ~~shall be an alumnus of the University.~~

251 ~~B. The alumni association of the University and the board may submit to the Governor a~~
252 ~~list of at least three nominees for each vacancy on the board of visitors, whether the vacancy~~
253 ~~occurs by expiration of a term or otherwise. The Governor may appoint a member from the list~~
254 ~~of nominees.~~

255 ~~(b) In 1972 the Governor shall appoint the members of the board for terms beginning~~
256 ~~July 1, 1972. At least one of the members appointed each year beginning in 1978 shall be an~~
257 ~~alumnus of George Mason University or of the George Mason College Division of the~~
258 ~~University of Virginia and, insofar as is possible, ten of the sixteen members shall be~~
259 ~~representative of the principal political subdivisions comprising Planning District Number Eight~~
260 ~~and of Fauquier County. Four of such appointments shall be for terms of four years each, four~~
261 ~~for terms of three years, four for terms of two years, and four for terms of one year. Subsequent~~
262 ~~appointments shall be for terms of four years; provided, however, that appointments to fill~~
263 ~~vacancies occurring otherwise than by expiration of terms shall be for the unexpired terms.~~

264 ~~(c) All appointments shall be subject to confirmation by the General Assembly.~~
265 ~~Members shall continue to hold office until their successors have been appointed and have~~
266 ~~qualified.~~

267 **Drafting note: Existing provisions relating to the membership of the board of**
268 **visitors are logically combined in this proposed section, existing provisions relating to the**
269 **terms and removal of members of the board are stricken and incorporated instead into**
270 **proposed Chapter 13, and technical changes are made to conform the language to that of**
271 **each other four-year public institution of higher education.**

272 ~~§ 23-91.27. Appointment of visitors from nominees submitted by board and association.~~

273 ~~(a) The Governor may, if his discretion so dictates appoint visitors from a list of~~
274 ~~qualified persons submitted to him by the board of visitors and the alumni association of George~~
275 ~~Mason University on or before the first day of July of any year next preceding a year in which~~
276 ~~the terms of any of such visitors will expire.~~

277 ~~(b) Every list of prospective appointees submitted by the board and such alumni~~
278 ~~association shall contain at least three names for each vacancy to be filled.~~

279 ~~(c) The Governor is not to be limited in his appointments to the persons so nominated.~~

280 **Drafting note: The provisions of existing § 23-91.27 are stricken and incorporated**
281 **instead into proposed § 23.1-xxx.**

282 ~~§ 23-91.28. No person eligible to serve more than two terms; when office of visitor~~
283 ~~deemed vacant.~~

284 ~~No person shall be eligible to serve for more than two full four-year terms.~~

285 ~~If any visitor fails to perform the duties of his office for one year, without sufficient~~
286 ~~cause shown to the board, the board of visitors shall, at their next meeting after the end of such~~
287 ~~year, cause the fact of such failure to be recorded in the minutes of their proceedings, and certify~~
288 ~~the same to the Governor; and the office of such visitor shall be thereupon vacant. If so many of~~
289 ~~such visitors fail to perform their duties that a quorum thereof do not attend for a year, upon a~~
290 ~~certificate thereof being made to the Governor by the rector or any member of the board, or by~~
291 ~~the president of the University, the offices of all visitors so failing to attend shall be vacated.~~

292 **Drafting note: The provisions of existing § 23-91.28 are stricken and incorporated**
293 **instead into proposed Chapter 13.**

294 § ~~23-91.29~~ 23.1-xxx. ~~Powers and duties of board generally; meetings; Meetings;~~
295 ~~officers; executive committee committees.~~

296 ~~(a) The board of visitors shall be vested with all the rights and powers conferred by the~~
297 ~~provisions of this title insofar as the same are not inconsistent with the provisions of this chapter~~
298 ~~and the general laws of the Commonwealth.~~

299 ~~The board shall control and expend the funds of the University and any appropriation~~
300 ~~hereafter provided, and shall make all needful rules and regulations concerning the University,~~
301 ~~appoint the president, who shall be its chief executive officer, and all professors, teachers, staff~~
302 ~~members and agents, and fix their salaries, and generally direct the affairs of the University.~~

303 ~~(b) A.~~ The board of visitors shall meet at the University once a year, and at such other
304 times as they shall determine, the days of meetings to be fixed by them it determines. Special
305 meetings of the board may be called by the rector or any three members. The secretary shall
306 provide notice of any special meeting to each member.

307 B. Eight members shall constitute a quorum. ~~At the first meeting after July 1, 1972, and~~
308 ~~every second year thereafter, they~~

309 C. Every other year, the board shall appoint from their own body its membership a
310 rector, who shall to preside at their its meetings, a secretary and a vice-rector to preside at its
311 meetings in the absence of the rector, and a secretary to preside at its meetings in the absence of
312 the rector and vice-rector.

313 ~~In the absence of the rector or vice-rector at any meeting, the secretary shall preside, and~~
314 ~~on the absence of all three, the~~ D. The board may appoint a pro tempore officer to preside at its
315 meetings in the absence of the rector, vice-rector, and secretary.

316 ~~Any vacancies~~ E. Vacancies in the offices of rector, vice-rector ~~or, and~~ secretary may be
317 filled by the board for the unexpired term. Special meetings of the board may be called by the
318 rector or any three members. In either of such cases, notice of the time of meetings shall be
319 given by the secretary to every member.

320 (e) ~~F.~~ At every regular annual meeting of the board ~~they, the board~~ may appoint an
321 executive committee for the transaction of business in the recess of the board, ~~not less than three~~
322 ~~nor consisting of at least three and not~~ more than five members, to serve for a period of one year
323 or until the next regular annual meeting.

324 **Drafting note: Technical changes are made to conform provisions relating to**
325 **meetings, officers, and committees of the board of visitors to those of each other four-year**
326 **public institution of higher education.**

327 ~~§ 23-91.30. Tuition, fees and other charges.~~

328 ~~The board may fix, in its discretion, the rates charged the students of the University for~~
329 ~~tuition, fees and other necessary charges.~~

330 **Drafting note: The provisions of existing § 23-91.30 are stricken here and**
331 **incorporated instead into proposed § 23.1-13xx of Chapter 13.**

332 ~~§ 23-91.31. Right to confer degrees.~~

333 ~~The board shall have the right to confer degrees.~~

334 **Drafting note: The provisions of existing § 23-91.31 are stricken here and**
335 **incorporated instead into proposed § 23.1-13xx of Chapter 13.**

336 ~~§ 23-91.32 23.1-15xx. Curriculum Academic programs.~~

337 ~~The existing collegiate curriculum shall be continued; however, Subject to the provisions~~
338 ~~of § 23.1-xxx [23-9.6:1], the board may make such alterations therein as it shall from time to~~
339 ~~time deem necessary approve new academic programs and discontinue academic programs~~
340 ~~offered by the University.~~

341 **Drafting note: Technical changes.**