

694 ~~derived from any such lease, sale or conveyance shall be held by the rector and visitors of the~~
695 ~~University of Mary Washington, upon identical trusts, and subject to the same uses, limitations~~
696 ~~and conditions, if any, that are expressed in the original deed or will under which its title was~~
697 ~~derived; or if there be no such trusts, uses, limitations or conditions expressed in such original~~
698 ~~deed or will, then such funds shall be applied by the rector and visitors of the University to such~~
699 ~~purposes as said board may deem best for the University.~~

700 **Drafting note: The provisions of existing § 23-91.44 are stricken here and**
701 **incorporated instead into proposed § 23.1-13xx of Chapter 13.**

702 CHAPTER ~~13.1~~ 19.

703 NORFOLK STATE UNIVERSITY.

704 **Drafting note: Existing Chapter 13.1 of Title 23 is logically reorganized as proposed**
705 **Chapters 13 and 19 of Title 23.1. Existing provisions that apply generally to governing**
706 **boards of public institutions of higher education are consolidated in proposed Chapter 13.**
707 **Existing provisions relating to the incorporation, membership, and meetings of the**
708 **governing board that are unique to the University are retained in proposed Chapter 19.**

709 ~~§ 23-174.1 23.1-xxx. Corporation established under control of General Assembly~~
710 Corporate name; name of the University.

711 A. The corporation composed of the board of visitors of Norfolk State College,
712 heretofore established by law, is continued as the board of visitors of Norfolk State University
713 (the board) shall be a corporation under the name and style of "The Visitors of Norfolk State
714 University," and which shall have, in addition to its other powers, all the corporate powers given
715 to corporations by the provisions of Title 13.1 except those powers that are confined to
716 corporations created pursuant to Title 13.1. The board shall at all times ~~shall~~ be under the
717 control of the General Assembly.

718 B. The institution shall be known as Norfolk State University (the University).

719 ~~Whenever the term "C. All laws relating to Norfolk State College" is used in any law of~~
720 ~~this Commonwealth, it or the board of visitors of Norfolk State College~~ shall be construed as
721 relating to mean Norfolk State the University or the board, respectively.

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

724 ~~§ 23-174.2. Corporation to establish and maintain University.~~

725 ~~The corporation is formed for the purpose of establishing and maintaining a university in~~
726 ~~the name and style of "Norfolk State University."~~

727 **Drafting note: The provisions of existing § 23-174.2 are stricken here and**
728 **incorporated instead into proposed § 23.1-19xx.**

729 ~~§ 23-174.3. Transfer of property.~~

730 ~~All real estate and personal property existing and standing in the name of the Visitors of~~
731 ~~Norfolk State College shall be known and taken as standing in the name, and to be under the~~
732 ~~control, of the Visitors of Norfolk State University. Such real estate and personal property shall~~
733 ~~be the property of the Commonwealth.~~

734 **Drafting note: The provisions of existing § 23-174.3 are stricken as obsolete.**

735 ~~§ 23-174.4. Composition of board of visitors; appointment, terms, etc. 23.1-xxx.~~
736 Membership.

737 A. The board of visitors shall consist of 13 members ~~who shall be~~ appointed, ~~on or~~
738 ~~before June 30 of any year in which their terms shall expire,~~ by the Governor ~~for terms of four~~
739 ~~years, of whom at least four shall be alumni of the University.~~ Of the ~~persons so~~ alumni
740 appointed, four shall be alumni of Norfolk State University of which three may be nonresidents
741 of the Commonwealth at least one shall be a resident of the Commonwealth. ~~Vacancies~~
742 ~~occurring other than by expiration of term shall be filled by the Governor for the unexpired~~
743 ~~term.~~

744 B. ~~The Governor may appoint alumni visitors from a list of qualified persons submitted~~
745 ~~to him upon the recommendation of the National Alumni Association of Norfolk State~~

746 ~~University on or before November 1 of any year in which the terms of such visitors shall expire.~~
747 ~~The National Alumni Association of Norfolk State University shall submit the names of four~~
748 ~~qualified alumni for each vacancy.~~

749 ~~C. All appointments shall be subject to confirmation by the General Assembly. Members~~
750 ~~shall continue to hold office until their successors have been appointed and qualified. Members~~
751 ~~shall be eligible for two consecutive terms of four years, exclusive of that portion of any term on~~
752 ~~the initial board of less than four years or any unexpired term. The alumni association of the~~
753 ~~University may submit to the Governor a list of four nominees for each vacancy on the board of~~
754 ~~visitors, whether the vacancy occurs by expiration of a term or otherwise. The Governor may~~
755 ~~appoint a member from the list of nominees.~~

756 **Drafting note: Existing provisions relating to the terms and removal of members of**
757 **the board are stricken and incorporated instead into proposed Chapter 13, and technical**
758 **changes are made to conform the language to that of each other four-year public**
759 **institution of higher education.**

760 § 23.1-xxx. Executive committee.

761 The board may appoint at least three and not more than five of its members to an
762 executive committee that shall have and may exercise such powers as the board may prescribe.

763 **Drafting note: Language on the executive committee of the board has been moved**
764 **from § 23.1-xxx to separate provisions relating to meetings, officers, and committees of the**
765 **board of visitors from general rights and powers of the board, and technical changes are**
766 **made.**

767 ~~§ 23-174.5. Rights and powers of board of visitors generally; executive committee.~~

768 ~~The board shall be vested with all the rights and powers conferred by the provisions of~~
769 ~~this chapter and the provisions relating to similar corporations under the laws of this~~
770 ~~Commonwealth so far as they are applicable. The corporation shall also have the power to take,~~
771 ~~hold, receive and enjoy any gift, grant, devise or bequest to Norfolk State University, the same~~
772 ~~to be held for the uses and purposes designated by the donor, if any, or if not so designated, for~~

773 ~~the general purposes of the corporation. The board may designate not less than three nor more~~
774 ~~than five of its members to constitute an executive committee which shall have and may~~
775 ~~exercise such authority of the board as the board may provide.~~

776 **Drafting note: The provisions of existing § 23-174.5 are stricken here and**
777 **incorporated instead into proposed §§ 23.1-13xx and 23.1-13xx of Chapter 13.**

778 ~~§ 23-174.6. Control of funds; rules and regulations; appointment, etc., of president,~~
779 ~~faculty and staff.~~

780 ~~The board shall control and expend the funds of the corporation and any appropriation~~
781 ~~hereafter provided, and shall make all necessary rules and regulations concerning the~~
782 ~~University, appoint a president, who shall be its chief executive officer, and make all provisions~~
783 ~~for teachers, staff members and agents, and shall fix their salaries and shall prescribe their~~
784 ~~duties.~~

785 **Drafting note: The provisions of existing § 23-174.6 are stricken here and**
786 **incorporated instead into proposed § 23.1-13xx of Chapter 13.**

787 ~~§ 23-174.7. Right to confer degrees; tuition, fees and other charges.~~

788 ~~The board shall have the right to confer degrees, and may fix the rates charged the~~
789 ~~students of the University for tuition, fees and other necessary charges.~~

790 **Drafting note: The provisions of existing § 23-174.7 are stricken here and**
791 **incorporated instead into proposed § 23.1-13xx of Chapter 13.**

792 ~~§ 23-174.8, 23-174.9.~~

793 **Drafting note: Repealed by Acts 1979, c. 146.**

794 **CHAPTER ~~5.2~~ 20.**

795 **OLD DOMINION UNIVERSITY.**

796 **Drafting note: Existing Chapter 5.2 of Title 23 is logically reorganized as proposed**
797 **Chapters 13 and 20 of Title 23.1. Existing provisions that apply generally to governing**
798 **boards of public institutions of higher education are consolidated in proposed Chapter 13.**
799 **Existing provisions relating to the incorporation, membership and meetings, and powers**