

1 ~~§ 3.2-503. Duties of Extension Division of Virginia Polytechnic Institute and State~~
2 ~~University.~~

3 ~~A. Personnel of the Extension Division of Virginia Polytechnic Institute and State~~
4 ~~University shall inform local governing bodies of the Commonwealth whenever agricultural~~
5 ~~conditions are present in such localities that would warrant the declaration of a disaster pursuant~~
6 ~~to Section 301 of Public Law 93-288, 42 U.S.C. § 5141.~~

7 ~~B. Personnel of the Extension Division of Virginia Polytechnic Institute and State~~
8 ~~University shall provide farmers and local governing bodies with such assistance and~~
9 ~~information as is available concerning federal and state disaster relief programs.~~

10 **Drafting note: The provisions of existing § 3.2-503 are stricken and incorporated**
11 **into proposed subsections B and C of § 23.1-26xx (see page 15).**

12 ~~CHAPTER 11~~ 26.

13 VIRGINIA POLYTECHNIC INSTITUTE AND STATE UNIVERSITY.

14 **Drafting note: Existing Chapter 11 of Title 23 is logically reorganized as proposed**
15 **Chapters 13 and 26 of Title 23.1. Existing provisions that apply generally to governing**
16 **boards of public institutions of higher education are consolidated in proposed Chapter 13.**
17 **Existing provisions relating to the incorporation, membership and meetings, and powers**
18 **and duties of the governing board that are unique to the University are retained in**
19 **proposed Chapter 26.**

20 Article 1.

21 General Provisions.

22 **Drafting note: Existing provisions relating to the incorporation, membership and**
23 **meetings, and powers and duties of the board of visitors are consolidated in Article 1 and**
24 **technical changes are made.**

25 ~~§ 23-114~~ 23.1-26xx. ~~Board of visitors a corporation and under control of General~~
26 Assembly Corporate name: name of the University.

27 A. The board of visitors of Virginia Polytechnic Institute and State University (the
28 board) shall be ~~and remain~~ a corporation under the name and style of the "Virginia Polytechnic
29 Institute and State University" and shall have, in addition to its other powers, all the corporate
30 powers given to corporations by the provisions of Title 13.1 except those powers that are
31 confined to corporations created pursuant to Title 13.1. The board shall at all times be under the
32 control of the General Assembly.

33 B. The institution shall be known as the Virginia Polytechnic Institute and State
34 University (the University).

35 C. All acts and parts of acts and statutes laws relating to Virginia Polytechnic Institute,
36 its predecessors ~~by whatever name known, or to, its board of visitors, or the boards board~~ of
37 visitors ~~thereof, of each of its predecessors~~ shall be construed as relating to the ~~Virginia~~
38 ~~Polytechnic Institute and State~~ University.

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

41 ~~§ 23-115 23.1-26xx. Appointment of visitors generally; number and eligibility~~
42 Membership.

43 A. The board of visitors is to shall consist of ~~fourteen~~ 14 members, ~~thirteen~~ of whom 13
44 shall be appointed by the Governor; and one ~~of whom~~ shall be the ~~President~~ president of the
45 Board of Agriculture and Consumer Services, who shall serve ex officio. Of the 13 members
46 appointed by the Governor, ~~three may be nonresidents~~ at least 10 members shall be residents of
47 the Commonwealth and at least six members shall be alumni of the University. ~~The visitors in~~
48 ~~the office on April 9, 1945, are continued in office until the end of their respective terms, or~~
49 ~~until June 30, 1945, whichever last occurs.~~

50 ~~As soon as practicable after April 9, 1945, the Governor shall appoint four members to~~
51 ~~fill the unexpired portions of the terms which began on July 1, 1944, and shall appoint three~~
52 ~~additional members for new terms of two years and two for new terms of four years, each term~~
53 ~~beginning July 1, 1945. He shall, in addition, appoint the President of the State Board of~~

~~54 Agriculture and Consumer Services as an ex officio member for a term of four years to begin
55 July 1, 1945; provided that, if the tenure in office as President of such ex officio member expires
56 within that time, the Governor shall appoint such member's successor to fill the unexpired term.
57 Such President shall remain eligible for appointment as an ex officio member so long as he
58 continues in office as President. All appointments for full terms, as well as to fill vacancies,
59 shall be made by the Governor subject to confirmation by the Senate.~~

~~60 B. The alumni association of the University may submit to the Governor a list of three
61 nominees for each vacancy on the board, whether it occurs by expired term or otherwise. The
62 Governor may appoint a member from the list of nominees.~~

63 Drafting note: Existing provisions relating to the membership of the board of
64 visitors are logically combined in this proposed section, existing provisions relating to the
65 terms and removal of members of the board are stricken and incorporated into proposed §
66 23.1-13xx, and technical changes are made to conform the language to that of each other
67 four-year public institution of higher education. Obsolete language is stricken.

~~68 § 23-116. Appointment of visitors from nominees of alumni association.~~

~~69 (a) The Governor may appoint visitors from a list of qualified persons submitted to him
70 by the alumni association of the University on or before the first day of April of any year in
71 which the terms of any visitors will expire.~~

~~72 (b) Whenever a vacancy occurs, otherwise than by expiration of term, the Governor shall
73 certify this fact to the association and nominations may be submitted of qualified persons and
74 the Governor may fill the vacancy, if his discretion so dictates, from among the eligible
75 nominees of the association, whether or not alumni or alumnae.~~

~~76 (c) Every list shall contain at least three names for each vacancy to be filled.~~

~~77 (d) The Governor is not to be limited in his appointments to the persons so nominated.~~

~~78 (e) At no time shall less than six of the appointive visitors be alumni or alumnae of the
79 University.~~

80 **Drafting note: The provisions of existing § 23-116 are stricken and incorporated**
81 **into proposed § 23.1-26xx (existing § 23-115).**

82 ~~§ 23-117. Eligibility to serve for more than two successive terms.~~

83 ~~No person, except the ex-officio member, shall be eligible to serve for or during more~~
84 ~~than two successive four-year terms; but after the expiration of a term of two years or less, or~~
85 ~~after the expiration of the remainder of a term to which appointed to fill a vacancy, two~~
86 ~~additional four-year terms may be served by such a member if appointed thereto. Incumbents on~~
87 ~~April 5, 1945, appointed for full terms prior to June 1, 1944, shall be deemed to be serving their~~
88 ~~first terms.~~

89 **Drafting note: The provisions of existing § 23-117 are stricken and incorporated**
90 **into proposed § 23.1-13xx.**

91 ~~§ 23-118, 23.1-26xx. Officers and committees of the board; officers of the University~~
92 ~~Meetings; officers; committees.~~

93 A. The board shall meet in Blacksburg, in the County of Montgomery, at least once a
94 year and at such other times and places as it determines. Special meetings of the board may be
95 called by the Governor, the rector, or any three members. Notice of the time and place of each
96 meeting shall be provided to each member.

97 B. A majority of the board shall constitute a quorum. A majority of each committee shall
98 constitute a quorum.

99 C. The board of visitors shall appoint from their own body its membership a rector, who
100 shall to preside at their its meetings; and, in his absence, a president pro tempore to preside at its
101 meetings in the absence of the rector. The board may appoint a vice-president of the University
102 and, by appropriate regulations, prescribe his authority, duties, and compensation, if any, and he
103 shall hold office at the pleasure of the board.

104 D. The board shall appoint a secretary.

105 E. The board shall also appoint from its membership an executive committee of not less
106 than at least three nor but not more than six, which, during the interim between board meetings,

107 ~~members that~~ shall be empowered ~~during the interim between board meetings~~ to exercise ~~all or~~
108 ~~such part of the such~~ powers of the board as the board may ~~by resolution~~ prescribe ~~by~~
109 ~~resolution.~~

110 ~~F.~~ The board may ~~likewise~~ appoint special committees and prescribe their duties and
111 powers.

112 ~~The executive~~ ~~G.~~ ~~Each~~ committee, ~~and other committees~~ shall ~~make reports~~ ~~report its~~
113 ~~actions~~ to the board, at ~~its~~ ~~the board's~~ annual meeting ~~or oftener if required,~~ ~~of the acts~~
114 ~~performed by them from time to time and at such other times as the board may require.~~ ~~The~~
115 ~~board shall also appoint a treasurer of the University and may appoint a secretary thereof, and~~
116 ~~also a clerk to the board, and such other officers, assistants and deputies as they deem advisable~~
117 ~~to conduct the business and affairs of the University.~~

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

121 ~~§ 23-119. Quorum of board and of committees.~~

122 ~~A majority of the board and also of all committees appointed pursuant to § 23-118 shall~~
123 ~~constitute a quorum.~~

124 **Drafting note: The provisions of existing § 23-119 are stricken and incorporated**
125 **into proposed § 23.1-26xx (existing § 23-118).**

126 ~~§ 23-120. When office of visitor deemed vacant.~~

127 ~~If any visitor fail to perform the duties of his office for one year without good cause~~
128 ~~shown to the board, the board shall, at the next meeting after the end of such year, cause the fact~~
129 ~~of such failure to be recorded in the minutes of their proceedings, and certify the same to the~~
130 ~~Governor, and the office of such visitor shall thereupon be vacant. If so many of such visitors~~
131 ~~fail to perform their duties that a quorum thereof do not attend for a year, upon a certificate~~
132 ~~thereof being made to the Governor by the rector or any member of the board, or by the~~
133 ~~president, the offices of all the visitors failing to attend shall be vacant.~~

134 **Drafting note: The provisions of existing § 23-120 are stricken and incorporated**
135 **into proposed § 23.1-13xx.**

136 **Note to work group: Repealed in 2015 (HB 1791).**

137 ~~§ 23-121. Meetings of board.~~

138 ~~The board shall meet at Blacksburg, in the County of Montgomery, at least once a year,~~
139 ~~and at such other times or places as they shall determine, the days of meeting to be fixed by~~
140 ~~them. Special meetings of the board may be called by the Governor, the rector, or any three~~
141 ~~members. In either of such cases, notice of the time and place of meeting shall be given to every~~
142 ~~other member.~~

143 **Drafting note: The provisions of existing § 23-121 are stricken and incorporated**
144 **into proposed § 23.1-26xx (existing § 23-118).**

145 ~~§ 23-122. Powers and duties of board generally; expenses.~~

146 ~~The board shall be charged with the care and preservation and improvement of the~~
147 ~~property belonging to the University, and with the protection and safety of students and other~~
148 ~~persons residing on the property, and in pursuance thereof shall be empowered to change roads~~
149 ~~or driveways on the property or entrances thereto, or to close temporarily or permanently the~~
150 ~~roads, driveways and entrances; to prohibit entrance to the property of undesirable and~~
151 ~~disorderly persons, or to eject such persons from the property, and to prosecute under the laws~~
152 ~~of the state trespassers and persons committing offenses on the property.~~

153 ~~The board shall regulate the government and discipline of the students; and, generally, in~~
154 ~~respect to the government of the University, may make such regulations as they deem expedient,~~
155 ~~not contrary to law. Such reasonable expenses as the visitors may incur in the discharge of their~~
156 ~~duties shall be paid out of the funds of the University.~~

157 **Drafting note: The provisions of existing § 23-122 are stricken and incorporated**
158 **into proposed § 23.1-13xx.**

159 ~~§ 23-122.1. Investment of endowment funds, endowment income, and gifts; standard of~~
160 ~~care; liability; exemption from the Virginia Public Procurement Act.~~

161 ~~A. The board of visitors shall invest and manage the endowment funds, endowment~~
162 ~~income, gifts, all other nongeneral fund reserves and balances, and local funds of or held by the~~
163 ~~University in accordance with this section and the provisions of the Uniform Prudent~~
164 ~~Management of Institutional Funds Act (§ 64.2-1100 et seq.).~~

165 ~~B. No member of the board of visitors shall be personally liable for losses suffered by an~~
166 ~~endowment fund, endowment income, gifts, all other nongeneral fund reserves and balances, or~~
167 ~~local funds of or held by the University, arising from investments made pursuant to the~~
168 ~~provisions of subsection A.~~

169 ~~C. The investment and management of endowment funds, endowment income, gifts, all~~
170 ~~other nongeneral fund reserves and balances, or local funds of or held by the University shall~~
171 ~~not be subject to the provisions of the Virginia Public Procurement Act (§ 2.2-4300 et seq.).~~

172 ~~D. In addition to the investment practices authorized by the Uniform Prudent~~
173 ~~Management of Institutional Funds Act (§ 64.2-1100 et seq.), the board of visitors may also~~
174 ~~invest or reinvest the endowment funds, endowment income, gifts, all other nongeneral fund~~
175 ~~reserves and balances, and local funds of or held by the University in derivatives, options, and~~
176 ~~financial securities.~~

177 ~~1. In this section, "derivative" means a contract or financial instrument or a combination~~
178 ~~of contracts and financial instruments, including, without limitation, any contract commonly~~
179 ~~known as a "swap," which gives the University the right or obligation to deliver or receive~~
180 ~~delivery of, or make or receive payments based on, changes in the price, value, yield or other~~
181 ~~characteristic of a tangible or intangible asset or group of assets, or changes in a rate, an index~~
182 ~~of prices or rates, or other market indicator for an asset or a group of assets.~~

183 ~~2. In this section, an "option" means an agreement or contract whereby the University~~
184 ~~may grant or receive the right to purchase or sell, or pay or receive the value of, any personal~~
185 ~~property asset including, without limitation, any agreement or contract that relates to any~~
186 ~~security, contract, or agreement.~~

187 3. ~~In this section, "financial security" means any note, stock, treasury stock, bond,~~
188 ~~debenture, evidence of indebtedness, certificate of interest, collateral trust certificate,~~
189 ~~preorganization certificate of subscription, transferable share, investment contract, voting trust~~
190 ~~certificate, certificate of deposit for a security, fractional undivided interest in oil, gas, or other~~
191 ~~mineral rights, any put, call, straddle, option, or privilege on any security, certificate of deposit,~~
192 ~~or group or index of securities (including any interest therein or based on the value thereof), or~~
193 ~~any put, call, straddle, option, or privilege entered into on a national securities exchange relating~~
194 ~~to foreign currency, or in general, any interest or instrument commonly known as a "security,"~~
195 ~~or any certificate of interest or participation in, temporary or interim security for, receipt for,~~
196 ~~guarantee of, or warrant or right to subscribe to or purchase any of the foregoing.~~

197 E. ~~The authority as provided in this section as it relates to nongeneral fund reserves and~~
198 ~~balances of or held by the University is predicated upon an approved management agreement~~
199 ~~between the University and the Commonwealth of Virginia.~~

200 **Drafting note: The provisions of existing § 23-122.1 are stricken and incorporated**
201 **into proposed § 23.1-10xx.**

202 ~~§ 23-123.~~

203 **Drafting note: Repealed by Acts 1981, c. 319.**

204 ~~§ 23-124. Appointment of professors; removal of professors and officers.~~

205 ~~The board shall appoint as many professors as they deem proper, and, with the assent of~~
206 ~~two-thirds of the members of the board, may remove any professor or, subject to the provisions~~
207 ~~of Chapter 29 (§ 2.2-2900 et seq.) of Title 2.2, any other officer of the University.~~

208 **Drafting note: The provisions of existing § 23-124 are stricken and incorporated**
209 **into proposed § 23.1-26xx (existing § 23-126).**

210 ~~§ 23-125. Prescribing duties of professors and course of instruction.~~

211 ~~The board shall prescribe the duties of each professor and the course and mode of~~
212 ~~instruction.~~

213 **Drafting note: The provisions of existing § 23-125 are stricken and incorporated**
214 **into proposed § 23.1-26xx (existing § 23-126).**

215 ~~§ 23-126 23.1-26xx. Appointment of president; employment of agents or servants~~
216 ~~Employees.~~

217 ~~The board shall appoint a president of the University and~~ A. The board shall appoint a
218 treasurer of the University. The treasurer or the officer who controls the funds of the University
219 shall give bond in the sum of \$50,000, payable to the Commonwealth, with condition for the
220 faithful discharge of the duties of his office. The bond shall be approved by the board, entered
221 on the board's journal, and transmitted to the Comptroller and shall remain filed in the
222 Comptroller's office.

223 B. The board may appoint a vice-president of the University and prescribe his authority,
224 duties, and compensation, if any. The vice-president shall hold office at the pleasure of the
225 board.

226 C. The board may employ a secretary of the University, a clerk to the board, and such
227 other agents or servants, officers, assistants, and deputies as may be necessary to conduct the
228 business and affairs of the University.

229 D. The board may remove any officer of the University with the assent of two-thirds of
230 its members, subject to the provisions of the Virginia Personnel Act (§ 2.2-2900 et seq.).

231 E. The board shall employ as many professors as it deems proper, prescribe their duties,
232 and set their salaries. The board may remove any professor with the assent of two-thirds of its
233 members.

234 **Drafting note: Provisions related to specific employees and officers of the**
235 **University contained in existing §§ 23-124, 23-125, 23-127, and 23-128 are consolidated in**
236 **this proposed § 23.1-26xx.**

237 ~~§ 23-127. Bond of treasurer.~~

238 ~~The board shall require the treasurer, or the officer in whose hands the funds of the~~
239 ~~University may be placed, to give bond in the sum of \$50,000, payable to the Commonwealth,~~

240 ~~with condition for the faithful discharge of the duties of his office, which bond being approved~~
241 ~~by the board and entered at large on its journal, shall be transmitted to the Comptroller, and~~
242 ~~remain filed in his office.~~

243 **Drafting note: The provisions of existing § 23-127 are stricken and incorporated**
244 **into proposed § 23.1-26xx (existing § 23-126).**

245 ~~§ 23-128. Professors' salaries; fees of students.~~

246 ~~Each professor shall receive a stated salary, to be fixed by the board of visitors. The~~
247 ~~board shall fix the fees to be charged for tuition of students, other than those allowed~~
248 ~~scholarships under § 23-31, which shall be a credit to the fund of the University.~~

249 **Drafting note: The provisions of the first sentence of existing § 23-128 are stricken**
250 **and incorporated into proposed § 23.1-26xx (existing § 23-126). The provisions of the**
251 **second sentence of existing § 23-128 are stricken and incorporated into proposed § 23.1-**
252 **13xx.**

253 ~~§ 23-129.~~

254 **Drafting note: Repealed by Acts 1981, c. 319.**

255 ~~§ 23-130~~ 23.1-26xx. Curriculum.

256 The curriculum of the ~~Virginia Polytechnic Institute and State~~ University shall ~~embrace~~
257 ~~such branches of learning as relate to~~ include agriculture ~~and the mechanic arts, without~~
258 ~~excluding other scientific and studies,~~ engineering, and ~~including~~ military
259 tactics.

260 **Drafting note: Technical changes.**

261 ~~§ 23-131. School of mines continued.~~

262 ~~The school of mines now established at the Virginia Polytechnic Institute and State~~
263 ~~University is continued, and shall receive for its support such sums as may be appropriated by~~
264 ~~law for the purpose.~~

265 **Drafting note: The provisions of existing § 23-131 are stricken as obsolete.**

266 ~~§ 23-132.~~

267 **Drafting note: Repealed by Acts 1972, c. 48.**

268 § ~~23-155.05~~ 23.1-26xx. Purchase of electric power and energy; ~~duration of contracts;~~
269 ~~source of payments.~~

270 A. For purposes of this section:

271 "Other party" means any other entity, including ~~but not limited to any~~ (i) ~~another~~
272 ~~municipality or,~~ public institution of higher education, ~~or any~~ political subdivision, public
273 authority, agency, or instrumentality of the Commonwealth, ~~another or~~ state, or the United
274 States ~~of America~~ or (ii) ~~a~~ partnership, limited liability company, not-for-profit corporation,
275 electric cooperative, or investor-owned utility, whether created, incorporated, or otherwise
276 organized and existing under the laws of the Commonwealth or ~~another~~ state or the United
277 States ~~of America~~.

278 "Project" means any (i) system or facilities for the generation, transmission,
279 transformation, or supply of electrical power and energy by any means whatsoever, including
280 ~~but not limited to~~ fuel, fuel transportation, and fuel supply resources ~~and other related facilities,~~
281 ~~any one or more;~~ (ii) electric generating ~~units~~ unit situated at a particular site, in the continental
282 United States ~~of America, or any;~~ (iii) interest in ~~the foregoing such system, facilities, or unit,~~
283 whether an undivided interest as a tenant in common or otherwise; ~~or any~~ (iv) right to the
284 output, capacity, or services ~~thereof of such system, facilities, or unit.~~

285 B. ~~Virginia Polytechnic Institute and State~~ The University may contract with any other
286 party to buy power and energy ~~required for to meet~~ its present or future requirements. ~~Such~~
287 ~~contracts~~ Any such contract may provide that (i) the source of such power and energy is limited
288 to a specified project ~~or may include provision for;~~ (ii) replacement power and energy. ~~Any such~~
289 ~~contract may provide that shall be provided;~~ or (iii) the University shall be obligated to make
290 payments required by the contract whether ~~or not a~~ the project is completed, operable, or
291 operating and notwithstanding the suspension, interruption, interference, reduction, or
292 curtailment of the output of a project or the amount of power and energy contracted for, ~~and that~~
293 ~~such;~~ (iv) payments ~~under required by~~ the contract (a) shall not be subject to any reduction,

294 whether by offset or otherwise, ~~and (b)~~ shall not be conditioned upon the performance or
295 nonperformance ~~by of~~ any other party. ~~Such contracts, with respect to any project, may also~~
296 ~~provide, in the event of default by the University or any other party to any such contract for such~~
297 ~~project in the performance of its obligations thereunder, for the University or other party to any~~
298 ~~such contract for such project to succeed to the rights and interests and assume the obligations~~
299 ~~of the defaulting party, pro rata or otherwise as may be agreed upon in such contracts. Such~~
300 ~~contracts may provide that the other party is not obligated to provide power and energy in the~~
301 ~~event that the project specified to be the source of power and energy to be purchased and sold~~
302 ~~under such contracts is inoperable or in the case of the suspension, interference, reduction or~~
303 ~~curtailment of the output of such project or in events of force majeure.~~

304 ~~Notwithstanding the provisions of any other law or charter provision to the contrary, any~~
305 ~~such contract, with respect to the sale or purchase of capacity, output, power, or energy from a~~
306 ~~project, may extend for a period not exceeding 50 years from the date a project is estimated to~~
307 ~~be placed in normal continuous operation; and the execution and effectiveness thereof shall not~~
308 ~~be subject to any authorizations or approvals by the Commonwealth or any agency, commission,~~
309 ~~or instrumentality or political subdivision thereof except as specifically required by law.~~

310 ~~Any such contract shall provide that payments by the University under any such~~
311 ~~contract, (c) shall be made solely from, and may be secured by a pledge of and lien upon, the~~
312 ~~revenues derived by the University from the ownership and operation of the electric system of~~
313 ~~the University, (d) may be secured by a pledge of and such payments lien upon the electric~~
314 ~~system of the University, and (e) shall constitute an operating expense of such the electric~~
315 ~~system of the University; (v) in the event of default by the University or any other party to the~~
316 ~~contract in the performance of its obligations for any project, the University or any other party~~
317 ~~to the contract for such project shall succeed to the rights and interests and assume the~~
318 ~~obligations of the defaulting party, either pro rata or as may be otherwise agreed upon in the~~
319 ~~contract; or (vi) no other party shall be obligated to provide power and energy in the event that~~

320 (a) the project is inoperable, (b) the output of the project is subject to suspension, interference,
321 reduction or curtailment, or (c) a force majeure occurs.

322 C. Notwithstanding any other charter or provision of law to the contrary, no such
323 contract, with respect to the sale or purchase of capacity, output, power, or energy from a
324 project, shall exceed 50 years from the date that the project is estimated to be placed in normal
325 continuous operation.

326 D. The execution and effectiveness of any such contract shall not be subject to any
327 authorizations and approvals by the Commonwealth or any agency, commission,
328 instrumentality, or political subdivision of the Commonwealth except as specifically required by
329 law.

330 E. No obligation under any such contract shall constitute a legal or equitable pledge,
331 charge, lien, or encumbrance upon any property of the University or upon any of its income,
332 receipts, or revenues, except the revenues of its electric system, and the faith and credit of the
333 University ~~are not, or may shall~~ not be, pledged for the payment of any obligation under any
334 such contract.

335 F. The University shall ~~be obligated to~~ fix, charge, and collect rents, rates, fees, and
336 charges for electric power and energy and other services, facilities, and commodities sold,
337 furnished, or supplied through its electric system sufficient to provide revenues adequate to
338 meet its obligations under any such contract and to pay any and all other amounts payable from
339 or constituting a charge and lien upon such revenues, including amounts sufficient to pay the
340 principal of and interest on bonds of the University ~~heretofore or hereafter~~ issued for purposes
341 related to its electric system. Any pledge made by the University pursuant to this ~~paragraph~~
342 subsection shall be governed by the laws of the Commonwealth.

343 **Drafting note: The provisions of the single section in existing Article 7 (§ 23-155.05)**
344 **of Chapter 11 are logically relocated as proposed § 23.1-26xx of Article 1 of Chapter 26.**
345 **Technical changes are made.**

346 Article ~~1.1~~ 2.

347 Virginia Cooperative Extension and Agricultural Experiment Station Division; [Hampton Roads](#)
348 [Agricultural Research and Extension Center](#).

349 **Drafting note: Article 2 logically combines provisions on the closely related**
350 **Virginia Cooperative Extension and Agricultural Experiment Station Division and**
351 **Hampton Roads Agricultural Research and Extension Center. Technical changes are**
352 **made.**

353 § ~~23-132.1~~ [23.1-26xx](#). Virginia Cooperative Extension and Agricultural Experiment
354 Station Division established; Cooperative Extension Service recognized.

355 A. There is hereby established within the ~~Virginia Polytechnic Institute and State~~
356 University a division to be known as the Virginia Cooperative Extension and Agricultural
357 Experiment Station Division, ~~hereinafter referred to as~~ (the Division), which shall encompass
358 and administer the Virginia Cooperative Extension ~~Service~~ and the Agricultural Experiment
359 Station with appropriate supporting programs.

360 ~~Further, the~~ B. The Cooperative Extension Service ~~Program~~ within Virginia State
361 University, ~~hereinafter referred to as "~~ (the Service ~~Program,"~~) is hereby recognized. The
362 ~~Cooperative Extension~~ Service ~~Program~~ shall be operated cooperatively by ~~Virginia Polytechnic~~
363 ~~Institute and State~~ the University and Virginia State University, with ~~agreed upon~~ agreed-upon
364 areas of program and service emphasis as set forth in the unified plan submitted by the two
365 institutions to the U.S. Department of Agriculture.

366 **Drafting note: Technical changes.**

367 § ~~23-132.2~~ [23.1-26xx](#). Administration of the Division.

368 The board ~~of visitors of the Virginia Polytechnic Institute and State University~~ shall
369 provide for the administration of ~~such~~ the Division through the regular administrative and fiscal
370 officers of the ~~Virginia Polytechnic Institute and State~~ University and shall make appointments
371 to the administrative and research staff on recommendation of the president of the ~~Virginia~~
372 ~~Polytechnic Institute and State~~ University.

373 **Drafting note: Technical changes.**

374 § ~~23-132.3~~ 23.1-26xx. Duties of the Division; ~~how work to be performed and the~~
375 Service.

376 A. The ~~Virginia Cooperative Extension Division and the~~ Service shall provide the people
377 of the Commonwealth with information and knowledge on ~~subjects related to~~ agriculture,
378 including horticulture and silviculture, agribusiness, home economics, community resource
379 development, 4-H Clubs, and related subjects ~~relating thereto~~, through instruction and the
380 dissemination of useful and practical information through demonstrations, conferences, courses,
381 workshops, publications, meetings, and mass media. The necessary printing and distribution of
382 information in connection with ~~the foregoing and~~ this work shall be ~~carried on~~ performed in
383 such manner as may be mutually agreed upon by ~~Virginia Polytechnic Institute and State~~
384 University for the work of the Division, the Virginia State University for the work of the Service
385 Program, (i) the Governor or his ~~designated representative~~ designee, the ~~United States~~ U.S.
386 Secretary of Agriculture, the ~~United States~~ U.S. Secretary of Commerce, ~~and~~ other participating
387 bodies, and the University for the work of the Division and (ii) the Governor or his designee, the
388 U.S. Secretary of Agriculture, the U.S. Secretary of Commerce, other participating bodies, and
389 Virginia State University for the work of the Service.

390 B. ~~The Cooperative Extension Service Program shall also conduct educational programs~~
391 ~~and disseminate useful and practical information to the people of the Commonwealth~~ Personnel
392 of the Division shall inform local governing bodies of the Commonwealth whenever agricultural
393 conditions are present in such localities that would warrant the declaration of a disaster pursuant
394 to 42 U.S.C. § 5141.

395 C. Personnel of the Division shall provide farmers and local governing bodies with such
396 assistance and information as is available concerning federal and state disaster relief programs.

397 D. The Agricultural Experiment Station shall conduct research and investigations and
398 establish, publish, and distribute results in such forms as will tend to increase the economy,
399 efficiency, and safety of the various enterprises and activities of interest to the Commonwealth

400 and the nation, and promote the conservation and economic utilization of its natural and human
401 resources.

402 **Drafting note: Subsections B and C logically incorporate the provisions of existing**
403 **§ 3.2-503. Technical changes are made.**

404 ~~§ 23-132.4 23.1-26xx. Selection of personnel; rules and regulations; work may be~~
405 ~~conducted with both adults and youth~~ Personnel; local units.

406 ~~It shall be the duty of the Virginia Polytechnic Institute and State A. The~~ University and
407 ~~of the~~ Virginia State University, in cooperation with the departments and agencies of the federal
408 government, ~~to shall~~ exercise great care in the selection of personnel to carry out and supervise
409 ~~the work and to supervise the work to see that it is properly done throughout the Commonwealth~~
410 of the Division and the Service. The work shall be conducted under such ~~rules and~~ regulations
411 as may be adopted by the ~~Virginia Polytechnic Institute and State~~ University for the work of the
412 Division and ~~by the~~ Virginia State University, in cooperation with the U.S. Department of
413 Agriculture, for the work of the Service ~~in cooperative relation to the United States Department~~
414 of Agriculture Program.

415 B. The ~~Virginia Polytechnic Institute and State University through the~~ Division and the
416 ~~Virginia State University through the~~ Service are authorized to ~~conduct~~ work with both adults
417 and youth through local units to be known as "departments of extension and continuing
418 education."

419 **Drafting note: Technical changes are made, including use of "regulations" rather**
420 **than "rules and regulations" per recommendation of the Code Commission.**

421 ~~§ 23-132.5 23.1-26xx. Sources from which moneys may be received; disposition of~~
422 ~~receipts~~ Division; funding sources.

423 The Division may receive moneys from the Commonwealth, the federal government ~~or,~~
424 and private sources ~~and all.~~ All receipts of the Division shall be deposited to the credit of the
425 general fund of the state treasury and ~~are hereby~~ appropriated to the ~~Virginia Polytechnic~~
426 ~~Institute and State~~ University to be used exclusively for the purposes of the Division.

427 **Drafting note: Technical changes.**

428 ~~§ 23-132.6 23.1-26xx. Appropriations~~ The Division and the Service; appropriations by
429 the General Assembly.

430 ~~There is hereby authorized to be appropriated for the purposes of this chapter such sums~~
431 ~~as the~~ A. The General Assembly may ~~from time to time determine to be~~ appropriate such funds
432 to the Division and the Service as it deems necessary. Any ~~money that may be appropriated~~
433 ~~from the general fund of the state treasury, or received and appropriated~~ general funds and funds
434 received from any agency or department of the federal government for the purposes of carrying
435 out this ~~chapter article~~ shall be expended by the ~~Virginia Polytechnic Institute and State~~
436 University through the Division and by the Virginia State University through the Service,
437 Program and shall be accounted for in the manner prescribed by applicable law or regulations.

438 B. Funds appropriated by the General Assembly shall be used by the University or
439 Virginia State University for the purpose of conducting cooperative extension services in the
440 Commonwealth. Such funds may be used to defray all necessary expenses, including salaries,
441 travel expenses, equipment, supplies, or other authorized expenses.

442 **Drafting note: Subsection B incorporates the provisions of existing § 23-132.7 with**
443 **the exception of the explanatory provisions contained in that section. Technical changes**
444 **are made.**

445 ~~§ 23-132.7. For what purposes funds may be used.~~

446 ~~The funds appropriated by the General Assembly as provided in § 23-132.6 shall be used~~
447 ~~by the Virginia Polytechnic Institute and State University and by the Virginia State University~~
448 ~~for the purpose of conducting cooperative extension services in the Commonwealth of Virginia~~
449 ~~and in cooperation with the several counties, cities, and other participating bodies therein so far~~
450 ~~as said funds will permit. "Cooperative extension service" is the function traditionally associated~~
451 ~~with the term "extension," which is the joint federal, state, and local program designed to aid~~
452 ~~transfer of information and research capabilities of land grant universities to citizens.~~
453 ~~Traditionally, the cooperative extension services focus on agriculture, including horticulture and~~

454 ~~silviculture, agribusiness, home economics, community resource development, and 4-H Clubs.~~
455 ~~These funds may be used for defraying all necessary expenses, including the payment of salaries~~
456 ~~and travel expenses, buying of equipment and supplies, and for other authorized expenses in~~
457 ~~connection with carrying out the work.~~

458 **Drafting note: With the exception of explanatory statements, the provisions of**
459 **existing § 23.1-132.7 are stricken and incorporated into proposed § 23.1-26xx. Explanatory**
460 **statements are stricken.**

461 ~~§ 23-132.8 23.1-26xx. Appropriations~~ The Division; appropriations by local governing
462 bodies.

463 ~~The~~ Any local governing ~~bodies of the several counties and cities~~ body of the
464 Commonwealth ~~are hereby authorized and empowered to~~ may appropriate ~~out of the county or~~
465 ~~city funds for the support of such,~~ to be supplemented by funds appropriated by the General
466 Assembly to the University for the Division and such other funds as the University may
467 allocate, to support the activities of the Division ~~such sums as said governing bodies may deem~~
468 ~~proper; the sums so appropriated are to be used in cooperation with the Virginia Polytechnic~~
469 ~~Institute and State University for paying such portions of the expenses of the Division and in~~
470 such manner as may be agreed upon by the ~~Virginia Polytechnic Institute and State~~ University
471 and the local governing body. ~~Funds appropriated by the governing bodies of the county or city~~
472 ~~are to be supplemented by a sum or sums to be paid out of funds appropriated by the General~~
473 ~~Assembly to the Virginia Polytechnic Institute and State University for the Division and such~~
474 ~~funds as may be allotted from funds under its control.~~

475 **Drafting note: Technical changes.**

476 ~~§ 23-132.9 23.1-26xx. Soil~~ Agricultural Experiment Station; soil survey.

477 For the purpose of continuing a survey of the soils of the Commonwealth ~~which that~~ was
478 begun by the ~~United States~~ U.S. Department of Agriculture, ~~there is hereby authorized and~~
479 ~~directed to be made under the direction and supervision of such agricultural experiment station,~~
480 the Agricultural Experiment Station, in cooperation with the U.S. Department of Agriculture,

481 shall conduct a comprehensive soil survey of the Commonwealth of such a character and along
482 such lines as to obtain an inventory of the soil resources of the Commonwealth and to determine
483 their adaptability to various crops, forestry, and livestock enterprises ~~in order~~ to promote the
484 utilization of the lands of the Commonwealth in the most practical and economical way. ~~It is~~
485 ~~contemplated that the experiment station will make this survey in cooperation with the United~~
486 ~~States Department of Agriculture.~~

487 **Drafting note: Technical changes.**

488 § ~~23-132.10~~ 23.1-26xx. Agricultural Experiment Station; agricultural survey.

489 ~~There is authorized to be made under the direction and supervision of such agricultural~~
490 ~~experiment station, The Agricultural Experiment Station, in cooperation with similar agencies of~~
491 the federal government, may conduct a thorough and comprehensive agricultural survey of the
492 Commonwealth according to the most approved methods in practice, ~~or which may be devised,~~
493 for the purpose of gathering to gather facts and information ~~in regard to~~ on existing agricultural
494 conditions in ~~Virginia, the Commonwealth~~ and data upon which to base a study of agricultural
495 economics and a constructive program for the development of agriculture and agricultural
496 resources, ~~which survey shall include matters pertaining to. The survey shall examine (i)~~ soils
497 and soil fertility and management; (ii) soil erosion and drainage problems affecting soil fertility
498 and productivity; (iii) the adaptation of various soil types, elevations, and seasonable conditions
499 to crops produced or ~~which that~~ may suitably be produced; (iv) farm layout and selection ~~and;~~
500 (v) arrangement of fields for the use of labor-saving machinery, ~~and;~~ (vi) economy and
501 convenience in cultivation and farm operations; (vii) methods of cultivation, production, and
502 handling of crops, ~~and;~~ (viii) general farm management; (ix) the various crops produced on
503 farms, ~~and~~ their yield and gross value compared with the cost of production and courses of low
504 yield; (x) farm labor, ~~and~~ its distribution and efficiency; (xi) labor incomes of the various
505 classes of farm labor; (xii) the relation of various farm products to public needs and local and
506 general supply and demand; (xiii) farm incomes and income sources; (xiv) capital investment
507 and return; (xv) distribution of capital investment; (xvi) the character and extent of idle lands

508 and their suitability for cultivation or other agricultural purposes in the various localities and
509 what, if any, profitable use may be made of them through the introduction of livestock or crops
510 adapted to such soils, by individuals or on a community plan, with notations of elevation,
511 topography, temperatures, and seasonal conditions ~~as~~ affecting ~~fruit~~ production of fruit, cotton
512 ~~or, and~~ other crops; and (xvii) any other information or studies ~~which that~~ may seem advisable
513 in determining methods for the betterment of agricultural conditions and the development of the
514 agricultural resources of the Commonwealth.

515 ~~It is contemplated that in making the foregoing survey that the agricultural experiment~~
516 ~~station will, and is hereby authorized to, work in conjunction with and cooperate with similar~~
517 ~~agencies of the federal government whenever a suitable and satisfactory arrangement can be~~
518 ~~made for such cooperation.~~

519 **Drafting note: Technical changes.**

520 ~~Article 6.~~

521 ~~Virginia Truck and Ornaments Research Station.~~

522 **Drafting note: Existing Article 6 (§ 23-155.01 et seq.) of Chapter 11 is stricken and**
523 **its four sections are relocated to proposed Article 2 of this chapter with technical changes**
524 **to reflect its name in current use.**

525 ~~§ 23-155.01 23.1-26xx. Established Hampton Roads Agricultural Research and~~
526 ~~Extension Center established.~~

527 ~~The Virginia Truck and Ornaments Hampton Roads Agricultural Research Station is~~
528 ~~hereby abolished as a permanent state institution and is reestablished and Extension Center is~~
529 ~~established~~ as a component of the Virginia Agricultural Experiment Station ~~which is, by the~~
530 ~~provisions of § 23-132.1, part of the Research Division at the Virginia Polytechnic Institute and~~
531 ~~State University.~~

532 **Drafting note: Existing § 23-155.01 of Article 6 (§ 23-155.01 et seq.) of Chapter 11 is**
533 **logically relocated as proposed § 23.1-26xx. Technical changes are made, including**
534 **updating the name of the Hampton Roads Agricultural Research and Extension Center.**

535 § ~~23-155.02~~ 23.1-26xx. ~~Function~~ Hampton Roads Agricultural Research and Extension
536 Center; function.

537 The ~~Virginia Truck and Ornamentals~~ Hampton Roads Agricultural Research ~~Station, at~~
538 ~~times hereafter referred to as the "Station,"~~ and Extension Center shall conduct basic and
539 applied research in the fields of horticulture, plant breeding and variety testing, entomology,
540 nematology, plant pathology, plant physiology, and soil science which may bear directly on the
541 interests of commercial growers of vegetable and ornamental crops in the Tidewater ~~Virginia~~
542 region of the Commonwealth. The ~~station~~ Hampton Roads Agricultural Research and Extension
543 Center shall coordinate its research with related work of the Virginia Agricultural Experiment
544 Station to avoid unnecessary duplication of effort. The ~~information acquired~~ Hampton Roads
545 Agricultural Research and Extension Center shall disseminate the results of its research
546 conducted pursuant to this section ~~shall be disseminated~~. The Norfolk and Eastern Shore
547 branches of the ~~station will~~ Hampton Roads Agricultural Research and Extension Center shall
548 be retained as active research stations.

549 **Drafting note: Existing § 23-155.02 of Article 6 (§ 23-155.01 et seq.) of Chapter 11 is**
550 **logically relocated as proposed § 23.1-26xx. Technical changes are made.**

551 § ~~23-155.03~~. ~~Board of Directors.~~

552 ~~A Board of Directors shall serve as an advisory body representing local agricultural~~
553 ~~interests. The Board will consist of five members, all appointed by the Dean of the College of~~
554 ~~Agriculture and Life Sciences. Three of the appointive members shall be selected from the~~
555 ~~membership of the Association of Virginia Potato and Vegetable Growers, Incorporated. Two of~~
556 ~~the appointive members shall be selected from the membership of the Virginia Nurseryman's~~
557 ~~Association, Incorporated. The term of office of the appointive members shall be four years.~~
558 ~~The members of the Board shall name one of its members chairman and three members of the~~
559 ~~Board shall constitute a quorum for the transaction of business. The Board shall hold at least one~~
560 ~~meeting annually at either the Norfolk or Eastern Shore branch research stations and such other~~

561 ~~meetings as may be necessary at times and places as the chairman or any three members may~~
562 ~~designate.~~

563 **Drafting note: Existing § 23-155.03 is stricken as obsolete.**

564 § ~~23-155.04~~ 23.1-26xx. ~~Executive Director~~ Hampton Roads Agricultural Research and
565 Extension Center; executive director.

566 An ~~Executive Director~~ executive director shall be appointed to administer the Norfolk
567 and Eastern Shore branches of the ~~station~~ Hampton Roads Agricultural Research and Extension
568 Center and ~~to~~ carry out ~~the station's~~ its research program ~~of research~~. The ~~Executive Director~~
569 executive director shall serve at the pleasure of and be answerable to the Dean of the College of
570 Agriculture and Life Sciences of the University.

571 **Drafting note: Existing § 23-155.04 of Article 6 (§ 23-155.01 et seq.) of Chapter 11 is**
572 **logically relocated as proposed § 23.1-26xx. Technical changes are made.**

573 § ~~23-132.11~~ 23.1-26xx. ~~Reports~~ The Division and the Service; reports.

574 A. The ~~Virginia Polytechnic Institute and State~~ University shall file such reports on the
575 activities of the Division; ~~the Virginia State University shall file such reports on the activities of~~
576 ~~the Service Program~~ as may be required by law or requested by the Governor; ~~and the two~~
577 ~~institutions.~~

578 B. Virginia State University shall file such reports on the activities of the Service as may
579 be required by law or requested by the Governor.

580 C. The University and Virginia State University shall file such reports on the unified
581 plan as may be required by law or requested by the Governor.

582 **Drafting note: Technical changes.**

583 § ~~23-132.12~~ 23.1-26xx. Construction of acts relating to the ~~Virginia Cooperative~~
584 ~~Extension Service and Agricultural Experiment Station~~ Division of Virginia Polytechnic
585 Institute and State University.

586 All acts ~~and parts of acts~~ relating to the ~~Virginia Cooperative Extension Service and~~
587 ~~Agricultural Experiment Station~~ Division of the Virginia Polytechnic Institute and State

588 ~~University~~ shall be construed as relating to the Division as established by this article, and no
589 such act ~~or part of an act~~ shall be construed as limiting the provisions of this article.

590 **Drafting note: Technical changes.**

591 ~~Article 2.~~

592 ~~Research Division.~~

593 ~~§§ 23-133 through 23-135.7.~~

594 **Drafting note: Repealed by Acts 1994, c. 433.**

595 ~~Article 2.01 3.~~

596 Virginia Center for Coal and Energy Research.

597 **Drafting note: Technical changes.**

598 ~~§ 23-135.7:1 23.1-26xx. Created Virginia Center for Coal and Energy Research~~
599 ~~established.~~

600 The Virginia Center for Coal and Energy Research ~~(the Center)~~ is ~~hereby created to be~~
601 ~~located at Virginia Polytechnic Institute and State University, hereinafter referred to as the~~
602 ~~Center.~~

603 ~~§ 23-135.7:2. Function.~~

604 ~~The Center shall be established as~~ an interdisciplinary study, research, information, and
605 resource facility for the Commonwealth ~~of Virginia utilizing and shall utilize~~ the full
606 capabilities of faculty, staff, libraries, and laboratories for the benefit of Virginians and the
607 expansion of knowledge pertaining to coal and energy research and development. ~~The Center~~
608 ~~shall be located at the University.~~

609 **Drafting note: Existing §§ 23-135.7:1 and 23-135.7:2 are logically combined in**
610 **proposed § 23.1-26xx. Technical changes are made.**

611 ~~§ 23-135.7:3 23.1-26xx.~~ Control and supervision.

612 The Center shall be subject to the control and supervision of the board ~~of visitors of~~
613 ~~Virginia Polytechnic Institute and State University.~~

614 **Drafting note: Technical changes.**

615 § ~~23-135.7:4~~ 23.1-26xx. ~~Appointment of executive~~ Executive director.

616 The board ~~of visitors of Virginia Polytechnic Institute and State University~~ shall appoint
617 an executive director for the Center.

618 § ~~23-135.7:5~~. ~~Powers and duties of executive director.~~

619 ~~The executive director with~~ who, subject to the approval of the board ~~of visitors of~~
620 Virginia Polytechnic Institute and State University, shall ~~have the following powers and duties~~:

621 1. Exercise all powers and perform all duties imposed upon him by law; ~~and~~

622 2. Carry out the specific duties imposed upon him by the board ~~of visitors of Virginia~~
623 Polytechnic Institute and State University; and

624 3. Employ such personnel and contract for such services as may be required to carry out
625 the purposes of this article.

626 **Drafting note: Existing §§ 23-135.7:4 and 23-135.7:5 are logically combined in this**
627 **proposed § 23.1-26xx. Technical changes are made.**

628 § ~~23-135.7:6~~ 23.1-26xx. Powers and duties of the Center.

629 The Center, under the direction of the executive director, shall ~~have the following~~
630 powers and duties:

631 1. ~~To develop~~ Develop a degree program in energy production and conservation research
632 at the master's level in conjunction with the State Council ~~on Higher Education~~;

633 2. ~~To develop~~ Develop and provide programs of continuing education and in-service
634 training for persons who work in the ~~field~~ fields of coal or other energy research, development,
635 or production;

636 3. ~~To operate in conjunction~~ Collaborate with other departments of Virginia Polytechnic
637 Institute and State the University, including ~~but not limited to~~ the Department of Mining and
638 Minerals Engineering;

639 4. ~~To conduct~~ Conduct research in the fields of coal, coal utilization, migrating natural
640 gases such as methane and propane, and other ~~energy-related~~ energy-related work;

641 5. ~~To collect~~ Collect and maintain data on energy production, development, and
642 utilization;

643 6. ~~To foster~~ Foster the utilization of research information, discoveries, and data;

644 7. ~~To coordinate~~ Coordinate the functions of the Center with each of the Center's energy
645 research facilities to prevent duplication of effort;

646 8. ~~To apply~~ Apply for and accept grants from the United States federal government ~~and~~
647 ~~the~~ state government ~~and agencies and instrumentalities thereof~~, and ~~from~~ any other source ~~in~~
648 ~~carrying to carry~~ out the purposes of this article. ~~To these ends, the~~ The Center ~~shall have the~~
649 ~~power to may~~ comply with such conditions and execute such agreements as may be necessary to
650 accept such grants;

651 9. ~~To accept~~ Accept gifts, bequests, and any other thing of value ~~to be used for carrying~~
652 carry out the purposes of this article;

653 10. ~~To receive~~ Receive, administer, and expend all funds and other assistance made
654 available to the Center ~~for to carry out~~ the purposes of ~~carrying out~~ this article;

655 11. ~~To consult~~ Consult with the Division of Energy of the Department of Mines,
656 Minerals and Energy in the preparation of the Virginia Energy Plan pursuant to § 67-201; and

657 12. ~~To do~~ Do all things necessary or convenient for the proper administration of this
658 article.

659 **Drafting note: Technical changes.**

660 § ~~23-135.7:7~~ 23.1-26xx. ~~Advisory Committee continued as~~ Virginia Coal Research and
661 Development Advisory Board.

662 The ~~Virginia Coal Research and Development Advisory Committee is continued and~~
663 ~~shall hereafter be known as the~~ Virginia Coal Research and Development Advisory Board. ~~The~~
664 ~~(the~~ Advisory Board) shall serve in an advisory capacity to the ~~Executive Director~~ executive
665 director of the ~~Virginia~~ Center ~~for Coal and Energy Research~~.

666 ~~1. The Advisory Board shall be authorized to advise on those matters set forth in § 23-~~
667 ~~135.7:2.~~

668 ~~2-~~Representatives to the Advisory Board shall be appointed by the ~~Board of Visitors of~~
669 ~~Virginia Polytechnic Institute and State University board.~~

670 ~~3-~~The ~~Board of Visitors of Virginia Polytechnic Institute and State University board~~
671 shall ~~also~~ appoint such other individuals as ~~they deem it deems~~ necessary to the work of the
672 Advisory Board.

673 ~~4. Representatives~~ Members shall include representatives from the Department of
674 Conservation and ~~Historic Resources Recreation;~~ the Department of Small Business and
675 Supplier Diversity;~~;~~ the Department of Mines, Minerals and Energy;~~;~~ the Department of Labor
676 and Industry;~~;~~ the Virginia Port Authority, ~~the institutions; and each public institution~~ of higher
677 education, excluding ~~Virginia Polytechnic Institute and State the University, and the~~
678 ~~Community College System shall serve as the Advisory Board.~~

679 **Drafting note: Technical changes are made, including correcting the name of the**
680 **Department of Conservation and Recreation.**

681 Article ~~2.02~~ 4.

682 Virginia Water Resources Research Center.

683 **Drafting note: Technical changes.**

684 ~~§ 23-135.7:8. 23.1-26xx. Established Virginia Water Resources Research Center~~
685 ~~established.~~

686 The Virginia Water Resources Research Center, ~~which came into existence as the result~~
687 ~~of the Water Resources Research Act of 1964 (P.L. 88-379), (the Water Center) is hereby~~
688 ~~established as the Virginia Water Resources Research Center, hereinafter referred to as the~~
689 ~~Water Center, to be located at Virginia Polytechnic Institute and State University, for the~~
690 ~~purposes of developing, implementing and coordinating to develop, implement, and coordinate~~
691 water and related land research programs in the Commonwealth and ~~transferring transfer~~ the
692 results of research and new technology to potential users. The Water Center shall be located at
693 the University.

694 **Drafting note: Technical changes.**

695 § ~~23-135.7:10~~ 23.1-26xx. Control and supervision.

696 The Water Center ~~shall be is~~ a unit of ~~Virginia Polytechnic Institute and State the~~
697 University under the supervision and control of the ~~University's Board of Visitors~~ board.

698 **Drafting note: Technical changes.**

699 § ~~23-135.7:9~~ 23.1-26xx. Functions, powers, and duties ~~of the Water Center~~.

700 A. The Water Center shall: (i) consult with the General Assembly; federal, state, and
701 local agencies; water user groups; private industry; and other potential users of research; (ii)
702 establish and administer agreements with other ~~universities of institutions of higher education in~~
703 the Commonwealth ~~for the to~~ conduct ~~of~~ research projects; (iii) ~~[Repealed.] (iv)~~ disseminate
704 new information and facilitate the transfer and application of new technology; ~~(v) (iv)~~ be a
705 liaison between ~~Virginia the Commonwealth~~ and the federal research funding agencies ~~as an~~
706 and advocate for ~~Virginia's the Commonwealth's~~ water research needs; ~~(vi) and (v)~~ encourage
707 the development of academic programs in water resources management in conjunction with the
708 State Council on Higher Education.

709 B. ~~In addition, the The~~ Water Center shall facilitate and stimulate research that: (i) deals
710 with policy issues facing the General Assembly; (ii) supports the state water resource agencies;
711 and (iii) provides water planning and management organizations with tools to increase
712 efficiency and effectiveness of water planning and management.

713 **Drafting note: Technical changes.**

714 § ~~23-135.7:11~~ 23.1-26xx. ~~Appointment of an executive~~ Executive director.

715 A. The principal administrative officer of the Water Center shall be an executive
716 director, who shall be appointed by the ~~President~~ president of ~~Virginia Polytechnic Institute and~~
717 ~~State the~~ University ~~with, subject to~~ the approval of the ~~Board of Visitors, and who~~ board. The
718 executive director shall be under the supervision of the ~~President~~ president of ~~Virginia~~
719 ~~Polytechnic Institute and State the~~ University.

720 § ~~23-135.7:12~~. ~~Powers and duties of the Executive Director~~.

721 B. The ~~Executive Director~~ executive director shall exercise all powers imposed upon
722 him by law, carry out the specific duties imposed upon him by the ~~President~~ president of
723 ~~Virginia Polytechnic Institute and State~~ the University, and develop appropriate policies and
724 procedures, with the advice of the Virginia Water Resources Research Center Statewide
725 Advisory Board, for (i) identifying priority research problems; (ii) collaborating with the
726 General Assembly; federal, state, and local governmental agencies; and water user groups in the
727 formulation of its research programs; (iii) selecting projects to be funded; and (iv) disseminating
728 information and transferring technology designed to help resolve water and related land
729 problems of the Commonwealth. He shall employ such personnel and secure such services as
730 may be required to carry out the purposes of this article and expend appropriated funds and
731 accept moneys for cost-sharing on projects funded with federal and private funds.

732 **Drafting note: Existing §§ 23-135.7:11 and 23-135.7:12 are combined in proposed §**
733 **23.1-26xx. Technical changes are made.**

734 § ~~23-135.7:13~~ 23.1-26xx. ~~Statewide Advisory Committee continued as~~ Virginia Water
735 Resources Research Center Statewide Advisory Board.

736 The ~~Virginia Water Resources Research Center Statewide Advisory Committee is~~
737 ~~continued and shall hereafter be known as the~~ Virginia Water Resources Research Center
738 Statewide Advisory Board. ~~The~~ (the Statewide Advisory Board) shall serve in an advisory
739 capacity to the ~~Executive Director~~ executive director of the Water Center. Representatives of the
740 Statewide Advisory Board shall be appointed by the Governor, subject to confirmation by the
741 General Assembly, and shall include balanced representation from industries; federal, state, and
742 local agencies; water user groups; and concerned citizens. The Statewide Advisory Board shall
743 (i) recommend policy guidelines for implementing the functions of the Water Center ~~and,~~ (ii)
744 evaluate the programs of the Water Center; ~~and~~ (ii) ~~(iii)~~ ~~advise and counsel with~~ the ~~Executive~~
745 Director executive director of the Water Center and make recommendations to assist him in
746 carrying out the purposes of this article.

747 **Drafting note: Technical changes.**

748 Article ~~2.03~~ 5.

749 Virginia Center for Housing Research.

750 **Drafting note: Technical changes.**

751 § ~~23-135.7:14~~ 23.1-26xx. Virginia Center for Housing Research established.

752 The Virginia Center for Housing Research, ~~hereinafter referred to as~~ (the Housing
753 Center,) is ~~hereby created to established and shall~~ be located at ~~Virginia Polytechnic Institute~~
754 ~~and State the~~ University.

755 **Drafting note: Technical changes.**

756 § ~~23-135.7:15~~ 23.1-26xx. Functions, powers, and duties ~~of the Housing Center~~.

757 ~~A.~~ The Housing Center shall serve as an interdisciplinary study, research, and
758 information resource on housing for the Commonwealth ~~of Virginia~~. The Housing Center shall:
759 (i) consult with the General Assembly; federal, state, and local agencies; nonprofit
760 organizations; private industry; and other potential users of research; (ii) establish and
761 administer agreements with other ~~universities of institutions of higher education in~~ the
762 Commonwealth to carry out research projects; (iii) disseminate new information and research
763 results; ~~and~~ (iv) facilitate the application and transfer of new technologies to housing;

764 ~~B. In addition, the Housing Center shall; and (v)~~ stimulate and perform research that ~~(i)~~
765 deals with housing policy issues facing the General Assembly and ~~(ii)~~ aids the Commonwealth's
766 housing and housing finance agencies.

767 **Drafting note: Technical changes.**

768 § ~~23-135.7:16~~ 23.1-26xx. Control and supervision.

769 The Housing Center ~~shall be is~~ a unit of ~~Virginia Polytechnic Institute and State the~~
770 University under the supervision and control of the ~~University's Board of Visitors~~ board.

771 **Drafting note: Technical changes.**

772 § ~~23-135.7:17~~ 23.1-26xx. ~~Appointment of a~~ Director.

773 ~~A.~~ The president of the ~~Virginia Polytechnic Institute and State~~ University,
774 with the approval of the ~~Board of Visitors~~ board, shall appoint a director to serve as the

775 principal administrative officer of the Housing Center. The ~~Director~~ director shall be under the
776 supervision of the ~~President~~ president of the ~~Virginia Polytechnic Institute and State~~ University
777 or his designee.

778 ~~§ 23-135.7:18. Powers and duties of the Director.~~

779 B. The ~~Director~~ director shall exercise all powers imposed upon him by law, carry out
780 the specific duties imposed on him by the ~~President~~ president of ~~Virginia Polytechnic Institute~~
781 ~~and State~~ the University, and develop appropriate policies and procedures, with the advice of the
782 ~~Research Advisory~~ Board of Housing and Community Development, for (i) identifying priority
783 research problems; (ii) cooperating with the General Assembly; federal, state, and local
784 agencies; nonprofit organizations; and private industry in formulating its research programs; (iii)
785 selecting research projects to be funded; and (iv) disseminating information and transferring
786 technology related to housing and housing problems within the Commonwealth. The ~~Director~~
787 director shall employ such personnel and secure such services as may be required to carry out
788 the purposes of this article, expend appropriated funds, and accept moneys from federal or
789 private sources for cost-sharing on projects.

790 **Drafting note: Existing §§ 23-135.7:17 and 23-135.7:18 are combined as proposed §**
791 **23.1-26xx. Technical changes are made.**

792 ~~§ 23-135.7:19.~~

793 **Drafting note: Repealed by Acts 1992, c. 754.**

794 ~~§ 23-135.7:20 23.1-26xx. Board of Housing and Community Development to serve as~~
795 ~~advisory~~ Advisory board.

796 The Board of Housing and Community Development ~~established in § 36-135~~ shall ~~serve~~
797 ~~in an advisory capacity to advise~~ the ~~Director~~ director of the Housing Center ~~for Housing~~
798 ~~Research. The Board of Housing and Community Development shall be~~ and is authorized to
799 advise the director on all matters set forth in ~~§ 23-135.7:15~~ 23.1-26xx.

800 **Drafting note: Technical changes.**

801 ~~Article 2.1.~~

802 ~~Roanoke Technical Institute.~~

803 **Drafting note: Existing Article 2.1 (§ 23-135.8 et seq.) of Chapter 11 is stricken as**
804 **obsolete.**

805 ~~§ 23-135.8. Establishment and accreditation.~~

806 ~~There is hereby established within the Virginia Polytechnic Institute and State University~~
807 ~~a division to be known as the "Roanoke Technical Institute," hereinafter referred to as the~~
808 ~~Institute. Such Institute shall be in all respects subject to the judgment, control and supervision~~
809 ~~of the governing board of the Virginia Polytechnic Institute and State University in cooperation~~
810 ~~with the State Board of Education, which said Institute shall offer courses appropriate to~~
811 ~~establish accreditation practices in its field.~~

812 **Drafting note: Existing § 23-135.8 is stricken as obsolete.**

813 ~~§ 23-135.9. Purpose.~~

814 ~~The purpose of the Institute shall be to train technicians in the industrial, scientific,~~
815 ~~electrical and the mechanical arts and sciences in order to increase the economic efficiency and~~
816 ~~safety of the manufacturing, engineering, and industrial enterprises of the Commonwealth and~~
817 ~~to promote the economic utilization of its natural and human resources.~~

818 **Drafting note: Existing § 23-135.9 is stricken as obsolete.**

819 ~~§ 23-135.10. Administration.~~

820 ~~The board of visitors of the Virginia Polytechnic Institute and State University in~~
821 ~~cooperation with the State Board of Education shall provide for the administration of such~~
822 ~~Institute through such persons as they determine proper and shall make such appointments to the~~
823 ~~administrative and technical staff of the Institute as in their judgment appear best.~~

824 **Drafting note: Existing § 23-135.10 is stricken as obsolete.**

825 ~~§ 23-135.11. Contribution by City of Roanoke; gifts and donations.~~

826 ~~The City of Roanoke shall provide a suitable site without cost to the Commonwealth and~~
827 ~~assume an appropriate share of the cost of operation. For such purpose the city may accept and~~

828 ~~expend gifts and donations from private individuals, firms, corporations and organizations,~~
829 ~~which shall be considered for the purpose of this section as a contribution on the part of the city.~~

830 **Drafting note: Existing § 23-135.11 is stricken as obsolete.**

831 ~~Article 2.2.~~

832 ~~Clifton Forge Covington Branch.~~

833 **Drafting note: Existing Article 2.2 (§ 23-135.12 et seq.) of Chapter 11 is stricken as**
834 **obsolete.**

835 ~~§ 23-135.12. Establishment.~~

836 ~~There is hereby established within the Virginia Polytechnic Institute and State University~~
837 ~~a division to be known as the "Clifton Forge Covington Branch of the Virginia Polytechnic~~
838 ~~Institute and State University," hereinafter referred to as the division. Such division shall be in~~
839 ~~all respects subject to the judgment, control and supervision of the governing board of the~~
840 ~~Virginia Polytechnic Institute and State University.~~

841 **Drafting note: Existing § 23-135.12 is stricken as obsolete.**

842 ~~§ 23-135.13. Administration.~~

843 ~~The board of visitors of the Virginia Polytechnic Institute and State University shall have~~
844 ~~the same powers as to determining the fields of instruction to be offered; as to fixing tuition,~~
845 ~~fees and other charges; as to the appointment and removal of administrative officers, professors,~~
846 ~~agents and servants, and the making of rules and regulations as are now vested in said board~~
847 ~~with respect to Virginia Polytechnic Institute and State University. The board of visitors shall~~
848 ~~have the power of granting appropriate diplomas or certificates of successful completion of the~~
849 ~~two-year curriculum of such division.~~

850 **Drafting note: Existing § 23-135.13 is stricken as obsolete.**

851 ~~§ 23-135.14. Courses of instruction.~~

852 ~~The curriculum offered by the division shall be limited to courses of instruction which~~
853 ~~are offered by the Virginia Polytechnic Institute and State University to resident students during~~
854 ~~their first two years of enrollment and to such other terminal courses of no more than two years'~~

855 ~~duration as may be authorized by the board of visitors to meet the post-high school educational~~
856 ~~needs of the community.~~

857 **Drafting note: Existing § 23-135.14 is stricken as obsolete.**

858 ~~§ 23-135.15. Expenditure of appropriations.~~

859 ~~Appropriations, directly or indirectly, from the Commonwealth to the division shall be~~
860 ~~expended as directed by the board of visitors of the Virginia Polytechnic Institute and State~~
861 ~~University.~~

862 **Drafting note: Existing § 23-135.15 is stricken as obsolete.**

863 ~~§ 23-135.16. Care and preservation of property; acquisition of site; gifts and donations.~~

864 ~~The board of visitors of the Virginia Polytechnic Institute and State University shall be~~
865 ~~charged with the care and preservation of all property, real and personal, belonging to the~~
866 ~~division. To this end, the board is authorized to acquire, by gift or purchase, a suitable site for~~
867 ~~the division, and may accept and expend gifts and donations of any kind from individuals, firms,~~
868 ~~corporations and organizations.~~

869 **Drafting note: Existing § 23-135.16 is stricken as obsolete.**

870 ~~Article 2.3.~~

871 ~~Wytheville Branch.~~

872 **Drafting note: Existing Article 2.3 (§ 23-135.17 et seq.) of Chapter 11 of Title 23 is**
873 **stricken as obsolete.**

874 ~~§ 23-135.17. Establishment.~~

875 ~~There is hereby established within the Virginia Polytechnic Institute and State University~~
876 ~~a division to be known as the "Wytheville Branch of the Virginia Polytechnic Institute and State~~
877 ~~University," hereinafter referred to as the division. Such division shall be in all respects subject~~
878 ~~to the judgment, control and supervision of the governing board of the Virginia Polytechnic~~
879 ~~Institute and State University.~~

880 **Drafting note: Existing § 23-135.17 is stricken as obsolete.**

881 ~~§ 23-135.18. Administration.~~

882 ~~The board of visitors of the Virginia Polytechnic Institute and State University shall have~~
883 ~~the same powers as to determining the fields of instruction to be offered; as to fixing tuition,~~
884 ~~fees and other charges; as to the appointment and removal of administrative officers, professors,~~
885 ~~agents and servants, and the making of rules and regulations as are now vested in said board~~
886 ~~with respect to Virginia Polytechnic Institute and State University. The board of visitors shall~~
887 ~~have the power of granting appropriate diplomas or certificates of successful completion of the~~
888 ~~two-year curriculum of such division.~~

889 **Drafting note: Existing § 23-135.18 is stricken as obsolete.**

890 ~~§ 23-135.19. Courses of instruction.~~

891 ~~The curriculum offered by the division shall be limited to courses of instruction which~~
892 ~~are offered by the Virginia Polytechnic Institute and State University to resident students during~~
893 ~~their first two years of enrollment and to such other terminal courses of no more than two years'~~
894 ~~duration as may be authorized by the board of visitors to meet the post high school educational~~
895 ~~needs of the community.~~

896 **Drafting note: Existing § 23-135.19 is stricken as obsolete.**

897 ~~§ 23-135.20. Expenditure of appropriations.~~

898 ~~Appropriations, directly or indirectly, from the Commonwealth to the college shall be~~
899 ~~expended as directed by the board of visitors of the Virginia Polytechnic Institute and State~~
900 ~~University.~~

901 **Drafting note: Existing § 23-135.20 is stricken as obsolete.**

902 ~~§ 23-135.21. Care and preservation of property; acquisition of site; gifts and donations.~~

903 ~~The board of visitors of the Virginia Polytechnic Institute and State University shall be~~
904 ~~charged with the care and preservation of all property real and personal, belonging to the~~
905 ~~college. To this end, the board is authorized to acquire, by gift or purchase, a suitable site for the~~
906 ~~college, and may accept and expend gifts and donations of any kind from individuals, firms,~~
907 ~~corporations and organizations.~~

908 **Drafting note: Existing § 23-135.21 is stricken as obsolete.**

909 Article ~~3~~ 6.

910 Governmental and Individual Donations.

911 **Drafting note: Technical changes.**

912 § ~~23-136~~ 23.1-26xx. Institutions receiving interest accruing on proceeds of land scrip.

913 ~~The General Assembly having accepted the donation of lands proffered to Virginia by~~
914 ~~the act of Congress of July 2, 1862; and,~~

915 ~~The authorities of the Commonwealth having received the land scrip it was entitled to~~
916 ~~under such act of Congress; and,~~

917 ~~The Board of Education having, in conformity with the acts of February seventh, and~~
918 ~~March 19, 1872, made sale of the scrip and invested the proceeds in state bonds, which were~~
919 ~~directed to be set apart and to constitute an education fund;~~

920 The annual accruing interest from ~~such fund~~ the education fund resulting from the
921 donation of lands by act of Congress on July 2, 1862, and the sale of such lands and the
922 investment of the proceeds from such sale in state bonds by the Board of Education on February
923 7 and March 19, 1872, shall ~~henceforth until otherwise provided by law~~ be paid one-third
924 ~~thereof to the~~ Virginia State University; and two-thirds to the ~~board of visitors of the Virginia~~
925 ~~Polytechnic Institute and State~~ University.

926 **Drafting note: Technical changes.**

927 § ~~23-137~~ 23.1-26xx. Institutions receiving money allotted to Commonwealth under act
928 of Congress.

929 The Comptroller shall receive from the U.S. Secretary of the Interior ~~of the United States~~
930 such sums of money as shall be allotted to ~~Virginia~~ the Commonwealth under and in accordance
931 with the act of Congress approved August 30, 1890, and shall pay ~~over the same as follows:~~
932 one-third to the treasurer of ~~the~~ Virginia State University; and two-thirds to the treasurer of the
933 ~~Virginia Polytechnic Institute and State~~ University, who shall receive and disburse the ~~same~~
934 sums as required by section two of ~~the such~~ act of Congress ~~aforsaid~~.

935 **Drafting note: Technical changes.**

936 § ~~23-138~~ 23.1-26xx. Experimental farms.

937 A. A portion of the fund, not exceeding ~~ten per centum~~ 10 percent of ~~the proportion each~~
938 sum assigned to Virginia State University and ~~Virginia Polytechnic Institute and State the~~
939 University, may be expended, in the discretion of the ~~governing boards~~ board of visitors of ~~the~~
940 ~~institutions, respectively~~ each institution, in the purchase of lands for experimental farms ~~for~~
941 ~~each of them~~.

942 B. The respective governing boards may use a portion of the accruing interest from such
943 fund to purchase suitable and appropriate laboratories.

944 **Drafting note: Existing §§ 23-138 and 23-139 are logically combined as proposed §**
945 **23.1-26xx. Technical changes are made.**

946 § ~~23-139~~. Laboratories.

947 ~~A portion of the accruing interest from such fund may be, from time to time, expended~~
948 ~~by the respective governing boards of such institutions in the purchase of laboratories suitable~~
949 ~~and appropriate for the institutions.~~

950 **Drafting note: The provisions of existing § 23-139 are stricken and incorporated**
951 **into proposed § 23.1-26xx.**

952 § ~~23-140~~ 23.1-26xx. Reversion of property on withdrawal of annuity.

953 If at any time such annuity should be withdrawn from the ~~Virginia Polytechnic Institute~~
954 ~~and State~~ University, the property, real and personal, conveyed and appropriated to its use and
955 benefit by the trustees of the Preston and Olin Institute, and ~~by~~ the County of Montgomery,
956 under the provisions of Chapter 234 of the Acts of Assembly of 1871-1872, shall revert to the
957 trustees and ~~to~~ the county, respectively, from which it was conveyed and appropriated.

958 **Drafting note: Technical changes.**

959 § ~~23-141~~ 23.1-26xx. County subscriptions and individual donations.

960 ~~It shall be lawful for the~~ The board ~~of visitors of the Institute to may~~ accept (i) the
961 subscription of any county made under ~~an the~~ act to authorize subscriptions in aid of the
962 Institute, University approved March 21, 1872, and ~~also the donation of any individual,~~ (ii)

963 individual donations in aid of the purposes and objects of the ~~Institute; and such~~ University.
964 Such donations and subscriptions, ~~when made~~, shall be held by the board in trust for the benefit
965 of the ~~Institute, on condition that the same~~ University and shall revert to the ~~several~~ donors ~~of~~
966 and subscribers, ~~pari passu~~, if ~~at any time~~ the Commonwealth ~~should withdraw~~ withdraws from
967 the use of the ~~Institute~~ University the interest accruing on the proceeds of the land scrip, as
968 provided in § ~~23-136~~ 23.1-26xx.

969 **Drafting note: Technical changes.**

970 Article 3.1.

971 Program on Food and Nutrition.

972 §§ 23-141.1 through 23-141.5. Expired.

973 **Drafting note: Expired pursuant to Acts 1982, c. 283, cl. 2, effective June 30, 1986.**

974 Article 4.

975 Nautical School.

976 **Drafting note: Existing Article 4 (§ 23-142 et seq.) of Chapter 11 is stricken as**
977 **obsolete.**

978 § 23-142. Establishment, management, etc.

979 ~~There shall be established and maintained under the management, direction and control~~
980 ~~of the board of visitors and faculty of the Virginia Polytechnic Institute and State University, a~~
981 ~~nautical school for instruction in the science and practice of navigation, seamanship and~~
982 ~~engineering and any such other subjects, to be prescribed by the proper authorities of the~~
983 ~~University, as may be necessary for proper training for the position of deck or engine-room~~
984 ~~officers of the merchant marine. Such school shall be open to residents of the several counties~~
985 ~~and cities of this Commonwealth, but the authorities of the University shall have the right to~~
986 ~~limit the number of students attending the nautical school and to prescribe the necessary~~
987 ~~physical and educational entrance requirements and standards of admission therefor, and the~~
988 ~~government and discipline thereof, and to fix the terms and conditions upon which students shall~~

989 ~~be received and instructed in the school and be graduated, discharged and suspended therefrom,~~
990 ~~and to make all necessary requirements for its management.~~

991 **Drafting note: Existing § 23-142 is stricken as obsolete.**

992 ~~§ 23-143. Cost to students.~~

993 ~~The students admitted to the nautical school shall have the privilege of attending the~~
994 ~~same without charge for tuition, or for use of laboratories or public buildings, but the cost of~~
995 ~~such students in the school for board, room, medical care and other necessary expenses shall be~~
996 ~~the same as the cost to students in the engineering departments of the Institute.~~

997 **Drafting note: Existing § 23-143 is stricken as obsolete.**

998 ~~§ 23-144. Books and equipment; commander and instructors.~~

999 ~~The authorities of the Institute shall provide the necessary books, charts, instruments,~~
1000 ~~apparatus and supplies required in the work of the nautical school or they may accept gifts or~~
1001 ~~loans of the same, and shall appoint and may remove a commander and all necessary instructors~~
1002 ~~and fix their duties and compensation, or they may appoint as commander or as instructors~~
1003 ~~therein such officers of the United States Navy as may be designated or detailed for that~~
1004 ~~purpose.~~

1005 **Drafting note: Existing § 23-144 is stricken as obsolete.**

1006 ~~§ 23-145. Governmental aid; donations, endowments, etc.~~

1007 ~~The authorities of the Institute shall likewise accept from the Commonwealth and from~~
1008 ~~the federal government, or either, such aid in the maintenance and conduct of the nautical school~~
1009 ~~as may be offered and which may be for the best interest of the school, including a suitable~~
1010 ~~vessel with her apparel, charts, books and instruments of navigation, and may receive from other~~
1011 ~~proper sources such funds, properties, donations and endowments as may be given, subscribed,~~
1012 ~~loaned or bequeathed for the support and maintenance of the nautical school, and all moneys so~~
1013 ~~appropriated or donated, subscribed or bequeathed shall be used or expended in accordance with~~
1014 ~~the provisions governing the same, provided such use or expenditures shall further the purpose~~
1015 ~~of the school and promote its usefulness and service.~~

1016 **Drafting note: Existing § 23-145 is stricken as obsolete.**

1017 ~~§ 23-146. Practical training aboard ship.~~

1018 ~~The authorities of the Institute shall, moreover, make provision for the necessary~~
1019 ~~practical training aboard ship or ships of students attending the nautical school in the science of~~
1020 ~~navigation, seamanship and engineering and such other subjects as may be prescribed, and no~~
1021 ~~student shall be received in the school until such provision has been made, nor shall any student~~
1022 ~~be graduated from the school who has not had such practical training in these and in such other~~
1023 ~~subjects as may be prescribed.~~

1024 **Drafting note: Existing § 23-146 is stricken as obsolete.**

1025 ~~Article 5.~~

1026 ~~Radford College, Woman's Division of the Virginia Polytechnic Institute.~~

1027 ~~§§ 23-147 through 23-155.~~

1028 **Drafting note: Repealed by Acts 1964, c. 50.**

1029 ~~Article 7.~~

1030 ~~Purchase of Electric Power and Energy.~~

1031 **Drafting note: Existing Article 7 (§ 23-155.05) of Chapter 11 is stricken. Its single**
1032 **section is relocated to proposed § 23.1-26xx in Article 1 with technical changes.**

1033 #