

1732 CHAPTER 30.

1733 EASTERN VIRGINIA MEDICAL SCHOOL.

1734 **Drafting note: Eastern Virginia Medical School, established as the Norfolk Area**
1735 **Medical Center Authority by Chapter 471 of the Acts of Assembly of 1964, is**
1736 **recommended for inclusion in Title 23.1 as proposed Chapter 30. Sections of Chapter 471**
1737 **(1964) were amended as follows: by Chapter 396 of the Acts of Assembly of 1975 (§§ 1 and**
1738 **2; name changed to Eastern Virginia Medical Authority), Chapter 217 of the Acts of**
1739 **Assembly of 1979 (§ 2), Chapter 121 of the Acts of Assembly of 1981 (§ 2), Chapter 329 of**
1740 **the Acts of Assembly of 1987 (§§ 1 through 14, 16, 17, 18; name changed to Medical**
1741 **College of Hampton Roads), Chapter 386 of the Acts of Assembly of 1988 (§ 11), Chapter**
1742 **454 of the Acts of Assembly of 1991 (§§ 2 through 6, 8, 8.1 [added], 10 through 14, 16, 17),**
1743 **Chapters 87 and 478 of the Acts of Assembly of 2002 (§§ 1 through 8.1, 8.2 [added], 8.3**
1744 **[added], 9 through 19; name changed to Eastern Virginia Medical School), Chapter 658 of**
1745 **the Acts of Assembly of 2008 (§ 2), Chapters 820 and 844 of the Acts of Assembly of 2009**
1746 **(§ 2), and Chapter 168 of the Acts of Assembly of 2013 (§ 2). Amendments made by the**
1747 **foregoing acts of assembly are incorporated in this proposed chapter. Existing §§ 1**
1748 **through 19 are logically reorganized, and technical changes are made.**

1749 § 23.1-3000. Definitions.

1750 As used in this chapter, unless the context requires a different meaning:

1751 "Board of visitors" means the board of visitors of the Eastern Virginia Medical School.

1752 "Bonds" includes bonds, notes, revenue certificates, lease participation certificates, and
1753 other evidences of indebtedness, payment obligations, or deferred purchase financing
1754 arrangements.

1755 "Costs" means (i) costs of construction, reconstruction, renovation, site work, and
1756 acquisition of lands, structures, rights-of-way, franchises, easements, and other property rights
1757 and interests; (ii) costs of demolition, removal, or relocation of buildings or structures; (iii) costs
1758 of labor; (iv) costs of materials, machinery, and all other kinds of equipment; (v) financing

1759 charges; (vi) costs of issuance of bonds, including printing, engraving, advertising, legal, and
1760 other similar expenses; (vii) credit enhancement and liquidity facility fees; (viii) fees for interest
1761 rate caps, collars, and swaps; (ix) interest on bonds and other borrowing in connection with a
1762 project prior to and during construction of the project and for a period not exceeding one year
1763 after the completion of such construction; (x) costs of engineering, inspection, financial, legal,
1764 and accounting services, plans, specifications, studies, surveys, estimates of costs and revenues,
1765 and feasibility studies; (xi) administrative expenses, including administrative expenses during
1766 the start-up of any project; (xii) working capital to be used in connection with any project; (xiii)
1767 reserve funds and other reserves for the payment of principal of and interest on bonds; and (xiv)
1768 all other expenses necessary, desirable, or incidental to the construction, reconstruction,
1769 renovation, acquisition, financing, refinancing, or placing in operation of projects.

1770 "Medical School" means the Eastern Virginia Medical School.

1771 "Operating project" means any project (i) owned, in whole or in part, (ii) controlled,
1772 directly or indirectly, in whole or in part, or (iii) operated, directly or indirectly, by the Medical
1773 School, including parking, utility, and similar essential and related facilities operated by the
1774 Medical School or its agents either for itself or for itself and other health-related entities and
1775 institutions on a shared-support basis.

1776 "Project" means any medical educational institution and medical facility, including
1777 colleges, schools, and divisions offering undergraduate and graduate programs for the health
1778 professions and sciences and such other branches of learning as may be appropriate; medical
1779 and paramedical facilities; such other facilities deemed by the board of visitors as consistent
1780 with the powers and purposes of Eastern Virginia Medical School; all related and supporting
1781 facilities; and all necessary, desirable, or incidental lands, buildings, improvements, and other
1782 appurtenances and equipment.

1783 **Drafting note: Definitions for bonds, costs, operating project, and project,**
1784 **currently located in §§ 5 and 11 of Chapter 471 of the Acts of Assembly of 1964, as**

1785 amended, are consolidated in this section. Definitions for board of visitors and Medical
1786 School are provided for the chapter. Technical changes are made.

1787 § ~~1~~ 23.1-3001. Eastern Virginia Medical School established.

1788 ~~There Eastern Virginia Medical School is hereby created established as a public~~
1789 ~~instrumentality, public~~ body politic and corporate, and ~~a~~ political subdivision of the
1790 Commonwealth ~~to be known as the "Eastern Virginia Medical School" hereinafter referred to as~~
1791 ~~"the Medical School," with such public and corporate powers as are hereinafter set forth.~~ The
1792 primary offices and facilities of the Medical School ~~may sue and be sued, plead and be~~
1793 ~~impleaded, and shall have the power and authority to contract and be contracted with and to~~
1794 ~~exercise and discharge all the powers and duties imposed and conferred upon it, as hereinafter~~
1795 ~~provided~~ be located in the Hampton Roads area of the Commonwealth.

1796 **Drafting note: This proposed section is derived from § 1 and portions of § 3 of**
1797 **Chapter 471 of the Acts of Assembly of 1964, as amended. Powers of the Medical School in**
1798 **existing § 1 are relocated to proposed § 23.1-3003. Technical changes are made.**

1799 § ~~2~~ 23.1-3002. Board of visitors; membership; officers; meetings; committees.

1800 A. The Medical School shall be governed by a ~~Board~~ board of ~~Visitors (the Board)~~
1801 visitors composed of 17 members as follows: two nonlegislative citizen members ~~to be~~
1802 appointed at large by the Governor; two nonlegislative citizen members ~~to be~~ appointed at large
1803 by the Senate Committee on Rules; three nonlegislative citizen members ~~to be~~ appointed at
1804 large by the Speaker of the House of Delegates; six nonlegislative citizen members ~~to be~~
1805 appointed by the Eastern Virginia Medical School Foundation; and four nonlegislative citizen
1806 members ~~of whom shall be~~ appointed by their respective city councils as follows: two members
1807 for the City of Norfolk, one member for the City of Virginia Beach, and one member appointed
1808 by the following city councils in a rotating manner ~~beginning with:~~ the City of Chesapeake, the
1809 City of Hampton, the City of Portsmouth, the City of Suffolk, and the City of Newport News.

1810 ~~Effective June 30, 2009, as terms expire on the Board among those members previously~~
1811 ~~appointed by the region's city councils, the Commonwealth's three appointing bodies~~ B.

1812 ~~Members shall make appointments in a rotating manner, in the following order: in 2009, two~~
1813 ~~Governor's appointments and two Senate appointments; and in 2010, three House of Delegates~~
1814 ~~appointments. In 2011, four appointments shall be made by the region's city councils as~~
1815 ~~previously described. Thereafter, all Board appointments will be made by the initial appointing~~
1816 ~~body. Any vacancy that occurs prior to the completion of the term shall be appointed by the~~
1817 ~~appointing authority, for the remainder of the term only.~~

1818 ~~Appointments by the Eastern Virginia Medical School Foundation (the Foundation) shall~~
1819 ~~represent the broad involvement of the Medical School in the Commonwealth at large. All~~
1820 ~~appointments shall be for~~ serve for ~~terms of three years, commencing on the first day of July 1~~
1821 ~~of the appointment year. However, appointments to fill vacancies~~ Vacancies occurring other
1822 than by expiration of a term ~~shall be made~~ filled ~~by the appropriate original~~ appointing
1823 authority, as the case may be, to commence on appropriate dates ~~for the unexpired terms~~ term.
1824 ~~No person~~ member ~~shall be eligible to~~ serve for more than two ~~successive full~~ consecutive
1825 three-year terms; however, after the expiration of (i) a term of two years or less, or after the
1826 expiration of the remainder of a term to which the member was appointed to fill a vacancy, or
1827 after one year following the expiration of a second full three-year term, two additional three-
1828 year terms may be served by a member, if appointed. In addition, an officer of the Board may
1829 serve up to three additional one-year terms serve an unexpired term is eligible to serve two
1830 consecutive three-year terms immediately succeeding such unexpired term and (ii) an officer is
1831 eligible to serve up to three additional one-year terms. Except as otherwise provided in this
1832 subsection, no member who has served two consecutive three-year terms is eligible to serve on
1833 the board until at least one year has passed since the end of his second consecutive three-year
1834 term. Members shall continue to hold office until their successors have been appointed and
1835 confirmed.

1836 C. ~~Members shall receive no salaries but shall be entitled to reimbursement for necessary~~
1837 ~~traveling and other expenses incurred while engaged in the performance of their duties. Each~~
1838 ~~member shall continue to hold office until his successor has been appointed and qualified.~~

1839 D. Each appointing authority shall have the right to remove any member it appointed for
1840 malfeasance ~~or~~, misfeasance, incompetence, or gross neglect of duty.

1841 E. Each member shall take an appropriate oath of office before the clerk of any circuit
1842 court of the Commonwealth, and the oath shall be filed with such clerk.

1843 ~~Members of the Board~~ F. The board shall ~~elect, on an annual basis, one of their number~~
1844 ~~as annually elect a~~ rector ~~and another as,~~ vice-rector, treasurer, and ~~shall also elect a~~ secretary
1845 ~~and treasurer and such from among its membership and may elect~~ assistant secretaries and
1846 treasurers ~~as the Board may authorize for terms to be determined by them, who may or may are~~
1847 not required to be ~~one members~~ of the ~~members board~~. The same ~~person member~~ may serve as
1848 both secretary and treasurer.

1849 ~~The Board shall appoint a President, who shall be the chief executive officer, with such~~
1850 ~~duties as may be prescribed by the Board. The Board shall also appoint a dean, a provost, such~~
1851 ~~vice presidents, and other administrative and academic officers as the Board may authorize, and~~
1852 ~~such professors, teachers, staff members, and agents as it deems proper. The Board may~~
1853 ~~prescribe the duties of such staff and faculty, and provide for the employment of other personnel~~
1854 ~~as may be necessary. The Board shall generally direct the affairs of the Medical School.~~

1855 ~~The Board shall make such rules, regulations and bylaws for its own government and~~
1856 ~~procedures as it shall determine. The Board may generally, in respect to the government and~~
1857 ~~management of the Medical School adopt such rules and regulations as it may deem expedient,~~
1858 ~~which are not contrary to law. The Board~~ G. The board shall meet at least four times each year
1859 and may hold such special meetings as it deems necessary. The rector or any three members
1860 may call special meetings of the ~~Board~~ board.

1861 H. The ~~Board~~ board may appoint an executive committee composed of at least three ~~and~~
1862 but no more than five members for the transaction of business in the recess of the ~~Board~~ board.

1863 ~~The Board shall have the right to confer degrees, including honorary degrees, consistent~~
1864 ~~with the approval authority of the State Council of Higher Education pursuant to Title 23 of the~~
1865 ~~Code of Virginia.~~

1866 **Drafting note: This proposed section is derived from portions of § 2 of Chapter 471**
1867 **of the Acts of Assembly of 1964, as amended, related to board membership and**
1868 **organization. Subsection B conforms provisions on appointment and reappointment of**
1869 **members to the provisions of § 23.1-1300. Technical changes are made.**

1870 [§ 23.1-3003. Board of visitors; duties and powers.](#)

1871 [A. The board shall generally direct the affairs of the Medical School and adopt such](#)
1872 [regulations and bylaws for its own government and procedures as it shall determine.](#)

1873 [B. The board shall appoint a president of the Medical School who shall be the chief](#)
1874 [executive officer with such duties as may be prescribed by the board.](#)

1875 [C. The board shall appoint a dean and a provost of the Medical School.](#)

1876 [D. The board may appoint such vice presidents, administrative and academic officers,](#)
1877 [professors, teachers, staff members, agents, and other personnel as it deems proper and](#)
1878 [necessary for the transaction of its business within and outside the Commonwealth or the United](#)
1879 [States.](#)

1880 [E. The board may confer degrees, including honorary degrees, consistent with the](#)
1881 [approval authority of the Council pursuant to § 23.1-203.](#)

1882 **Drafting note: This proposed section is derived from portions of § 2 of Chapter 471**
1883 **of the Acts of Assembly of 1964, as amended, related to specific board duties and powers.**
1884 **Technical changes are made.**

1885 [§ 23.1-3004. Medical School; powers.](#)

1886 [A. ~~The Medical School shall be deemed to be a public instrumentality, having its~~](#)
1887 [primary offices and facilities located in the Hampton Roads area of the Commonwealth of](#)
1888 [Virginia. ~~The Medical School shall have the power to exercise and the purpose of exercising~~](#)
1889 [may:](#)

1890 [1. Exercise](#) public and essential governmental functions to provide for the public health,
1891 welfare, convenience, knowledge, benefit, and prosperity of the residents of the Commonwealth
1892 [of Virginia](#) and such other persons as may be served by the Medical School. ~~In the exercise of~~

1893 ~~such power and purpose, the Medical School shall deliver and support the delivery of high~~
1894 ~~quality medical and health care and related services to such residents and persons regardless of~~
1895 ~~their ability to pay, by providing educational opportunities and conducting and facilitating~~
1896 ~~research. Further, the Medical School is hereby authorized to exercise the powers conferred by~~
1897 ~~this chapter.;~~

1898 § 4. The 2. Adopt regulations for the government and management of the Medical
1899 School may identify that it deems expedient and that are not contrary to law;

1900 3. Sue and be sued;

1901 4. Plead and be impleaded;

1902 5. Contract and be contracted with;

1903 6. Identify, document₂, and evaluate needs, problems₂, and resources relating to medical
1904 and health care, education, and research; and ~~may~~ plan, develop₂, and implement programs to
1905 meet such needs on both an immediate and long-range basis.;

1906 ~~§ 5. The Medical School may plan~~ 7. Plan, design, construct, possess, own, remove,
1907 renovate, enlarge, equip, maintain₂, and operate projects ~~for the purpose of providing to provide~~
1908 medical and health care, education, ~~and~~ research, and related ~~and~~₂ supporting₂ ~~services,~~ and
1909 other appropriate ~~purposes.~~ The Medical School may lease services;

1910 8. Lease, sell, or otherwise convey any or all of its projects to others who agree to
1911 ~~provide for operate~~ the operation of the same projects if the Medical School determines that
1912 such lease, sale, or other conveyance will assist, promote, or further the purposes ~~and intent~~ of
1913 ~~this act.~~ chapter;

1914 ~~"Projects," as used in this act, mean any medical educational institutions and facilities,~~
1915 ~~including, but not limited to, colleges, schools, and divisions offering undergraduate and~~
1916 ~~graduate programs for the health professions and sciences and such other branches of learning~~
1917 ~~as may be appropriate; medical and paramedical facilities; and such other facilities as shall be~~
1918 ~~deemed by the Board as consistent with the powers and purposes of the Medical School,~~
1919 ~~together with all related and supporting facilities; and all lands, buildings, improvements, and~~

1920 ~~any other appurtenances and equipment necessary or desirable in connection therewith or~~
1921 ~~incidental thereto.~~

1922 "Operating project," as used in this act, means any project owned, in whole or in part, or
1923 controlled, directly or indirectly, in whole or in part, or operated, directly or indirectly, by the
1924 Medical School, and shall also include, without limitation, parking, utility, and similar essential
1925 and related facilities operated by the Medical School or an agent therefor, either for itself or for
1926 itself and other health-related entities and institutions on a shared support basis.

1927 ~~§ 6. The Medical School may acquire~~ 9. Acquire property, real or personal, and right,
1928 easement, or estate in such property that it deems necessary by purchase, lease, gift, devise ~~or by~~
1929 ~~the exercise of the power of,~~ or eminent domain, on such terms and conditions, and in such a
1930 manner as it may deem proper, ~~and such rights, easements or estates therein as may be~~
1931 ~~necessary for its purposes,~~ and sell, lease, and dispose of ~~the same,~~ such property or any portion
1932 thereof or interest ~~therein whenever it shall become expedient to do so in such property.~~ The
1933 Medical School shall exercise the power of eminent domain ~~shall be exercised~~ in accordance
1934 with Chapter ~~1.1 2~~ (§ ~~25-46.1 25.1-200~~ et seq.) of Title ~~25 of the Code of Virginia 25.1~~ and only
1935 (i) within the corporate limits of the City of Norfolk and ~~only for the purpose of acquiring (ii) to~~
1936 acquire property to be used for operating projects. ~~No~~ The Medical School shall not condemn,
1937 pursuant to this chapter, the property of any corporation ~~itself having that has~~ the power of
1938 eminent domain ~~may be condemned hereunder.;~~

1939 ~~§ 7. The Medical School may fix and~~ 10. Fix, revise ~~from time to time and,~~ charge, and
1940 collect ~~rates, rentals~~ revenues, fees, rents, and other charges for the services and facilities
1941 furnished by the Medical School, and establish and revise ~~from time to time~~ regulations, ~~in~~
1942 ~~respect to~~ regarding the use, occupancy, or operation of all or part of any such facility or part
1943 ~~thereof, or~~ service rendered.;

1944 ~~§ 8. The Medical School may accept~~ 11. Accept loans, grants, contributions, or
1945 assistance from the federal government, the Commonwealth ~~of Virginia,~~ any municipality
1946 ~~thereof of the Commonwealth,~~ or ~~from~~ any other sources, public or private, ~~to carry out any of~~

1947 ~~its purposes and may source and~~ enter into any agreement or contract regarding ~~or relating to~~ the
1948 acceptance ~~or~~, use₂, or repayment of any such loan, grant, contribution, or assistance_;

1949 ~~§ 8.1. The Medical School shall have the following powers to carry out the purposes and~~
1950 ~~intent of this act:~~

1951 ~~(a) To provide or assist in providing medical and health care, education, and research~~
1952 ~~and related and supporting services within or without the Commonwealth of Virginia or the~~
1953 ~~United States.~~

1954 ~~(b) To develop~~ 12. Develop, undertake, conduct, and provide programs, alone or in
1955 conjunction with any other public or private person or entity₂ for medical, biomedical, and
1956 health care research and any associated disciplines ~~relating related~~ to (i) the knowledge ~~about~~
1957 ~~and the~~₂ causes₂ and cures of diseases, conditions, syndromes, or disorders ~~or to~~, (ii) health care
1958 services₂, or (iii) the delivery of health care_;

1959 ~~(c) To foster~~ 13. Foster the utilization of information, discoveries, data, and material
1960 produced through medical, biomedical, and health care research; ~~to~~ obtain patents, copyrights,
1961 and trademarks for such intellectual ~~properties~~ property; ~~to~~ administer and manage such
1962 intellectual ~~properties~~ property or ~~to~~ contract for such administration and management by
1963 entities organized for such purpose; and ~~to~~ market, transfer, and convey, in whole or in part, any
1964 ~~interests~~ interest in such information, discoveries, data, materials, patents, copyrights,
1965 trademarks, or other intellectual ~~properties~~ property in any manner that is consistent with the
1966 Medical School's patent and copyright policies and the terms of any grants or contracts
1967 providing financial support for the relevant research_;

1968 ~~(d) To promote~~ 14. Promote, develop, improve, and increase the health, welfare,
1969 convenience, commerce, and prosperity of the Commonwealth ~~of Virginia~~_;

1970 ~~(e) To assist~~ 15. Assist in or provide for the creation of domestic or foreign stock and
1971 nonstock corporations; and ~~to~~ purchase, receive, subscribe for, or otherwise acquire, own, hold,
1972 vote, use, employ, sell, mortgage, lend, pledge, or otherwise dispose of_; (i) shares of or other
1973 interests in; or obligations of_; any domestic or foreign corporations, partnerships, associations,

1974 joint ventures, or other entities organized for any purpose, ~~or (ii)~~ direct or indirect obligations of
1975 the United States, ~~or of~~ any other government, state, territory, governmental district, or
1976 municipality, or ~~of (iii)~~ any other obligations of any association, partnership, or individual or
1977 any other domestic or foreign corporation organized for any purpose.;

1978 ~~(f) To provide~~ 16. Provide appropriate assistance in carrying out any activities
1979 authorized by this ~~act chapter~~ to any domestic or foreign ~~corporations corporation, partnerships~~
1980 ~~partnership, associations association,~~ joint ~~ventures venture,~~ or other ~~entities entity~~ owned in
1981 whole or in part or controlled, directly or indirectly, in whole or in part, by the Medical School,
1982 including, ~~but not limited to,~~ making loans and providing employees.;

1983 ~~(g) To make~~ 17. Make loans and provide other assistance to corporations, partnerships,
1984 associations, joint ventures, or other entities.;

1985 ~~(h) To make~~ 18. Make contracts or guarantees, incur liabilities, borrow money, or secure
1986 any obligations of others.;

1987 ~~(i) To transact~~ 19. Transact its business, establish and locate its offices, facilities, and
1988 any satellite offices and facilities, other than its primary Hampton Roads offices and facilities, at
1989 other locations within and ~~without outside~~ the Commonwealth ~~of Virginia~~ or the United States,
1990 and control, directly or through domestic or foreign stock or nonstock corporations or other
1991 entities, facilities that ~~will~~ assist or aid the Medical School in carrying out the purposes ~~and~~
1992 ~~intent set forth in of~~ this ~~act chapter~~, including, ~~but not limited to,~~ the power to own or operate,
1993 directly, or indirectly, medical educational and research institutions, medical, research, and
1994 paramedical facilities, ~~together with and~~ related and supporting facilities and projects, within or
1995 ~~without outside~~ the Commonwealth ~~of Virginia~~ or the United States.;

1996 ~~(j) To hire employees and staff as necessary for the transaction of its business within and~~
1997 ~~without the Commonwealth of Virginia and the United States.~~

1998 ~~(k) To participate~~ 20. Participate in joint ventures, within or ~~without outside~~ the
1999 Commonwealth ~~of Virginia~~ or the United States, with individuals, corporations, partnerships,
2000 associations, or other entities for providing such medical and health care, education, and

2001 research, or related services or other activities that the Medical School may determine to
2002 undertake;

2003 ~~(l) To conduct~~ 21. Conduct or engage, directly or indirectly, in any lawful business,
2004 activity, effort, or project, that is necessary, convenient, or desirable to assist the Medical School
2005 in carrying out its public purposes or for the exercise of any of its powers, within or ~~without~~
2006 outside the Commonwealth ~~of Virginia~~ or the United States, ~~so long as~~ provided that any private
2007 benefit resulting to any other corporation or other entity from any such business, activity, effort,
2008 or project is merely incidental to the resulting public benefit. ~~However, nothing contained in this~~
2009 ~~section shall be deemed a waiver of the sovereign immunity of the Commonwealth of Virginia~~
2010 ~~or of the Medical School;~~

2011 ~~(m) To have and exercise, in addition to its other powers,~~ 22. Exercise all the corporate
2012 powers granted to corporations by the provisions of Title 13.1 ~~of the Code of Virginia~~, except in
2013 those cases ~~where in which~~, by the express terms of the provisions ~~thereof of such title, it is such~~
2014 powers are confined to corporations created under such title; and, ~~further, to have the power to~~
2015 accept

2016 23. Accept, execute, and administer any trust in which it may have an interest under the
2017 terms of the instrument creating the trust.

2018 B. Nothing in this chapter shall be deemed a waiver of the sovereign immunity of the
2019 Commonwealth or the Medical School.

2020 **Drafting note: This proposed section is derived from the provisions of §§ 1 and 3**
2021 **through 8.1 of Chapter 471 of the Acts of Assembly of 1964, as amended, relating to**
2022 **Medical School powers. Portions of § 3 and the definitions of "projects" and "operating**
2023 **project" from § 5 of Chapter 471 (1964) are relocated to §§ 23.1-3000 and 23.1-3006.**
2024 **Technical changes are made.**

2025 § 23.1-3005. Medical School; exercise of powers.

2026 A. The exercise of the powers granted by this chapter are for the benefit of the residents
2027 of the Commonwealth and the promotion of their safety, health, welfare, knowledge, benefit,
2028 convenience, and prosperity.

2029 B. The operation and maintenance of any project that the Medical School is authorized
2030 to undertake constitutes the performance of an essential governmental function.

2031 **Drafting note: This proposed section is derived from the first paragraph of § 17 of**
2032 **Chapter 471 of the Acts of Assembly of 1964, as amended, relating to the exercise of**
2033 **powers by the Medical School. Technical changes are made.**

2034 § 23.1-3006. Medical School; duties.

2035 The Medical School shall deliver and support the delivery of high quality medical and
2036 health care and related services to residents of the Commonwealth and such other persons as
2037 may be served by the Medical School regardless of their ability to pay, provide educational
2038 opportunities, and conduct and facilitate research.

2039 **Drafting note: This proposed section is derived from a portion of § 3 of Chapter**
2040 **471 of the Acts of Assembly of 1964, as amended, relating to Medical School duties.**
2041 **Technical changes are made.**

2042 § 23.1-3007. Medical School; powers and duties; bonds.

2043 A. The Medical School may ~~borrow money and~~ issue bonds ~~as hereinafter provided.~~

2044 § 11. The Medical School is hereby authorized to issue bonds from time to time in its
2045 discretion for the purpose of paying to pay all or any part of the cost of any project within the
2046 Commonwealth of Virginia, ~~financing~~ finance and refinance any of its programs or its general
2047 operations, or ~~refunding~~ refund any outstanding bonds or other obligations of the Medical
2048 School ~~now or hereafter outstanding~~ whether or not the bonds or obligations to be refunded have
2049 matured or are ~~then~~ subject to redemption.

2050 ~~Refunding bonds~~ B. The Medical School may ~~be issued~~ issue refunding bonds in
2051 exchange for bonds or obligations being refunded; to pay (i) the principal, premium, if any, and
2052 interest accrued and to accrue on such bonds or obligations; or any portion ~~thereof, of such~~

2053 bonds or obligations to maturity or earlier date of redemption ~~or to pay, (ii)~~ the purchase price of
2054 any such bonds or obligations to be retired upon such purchase, ~~as may be determined by the~~
2055 Medical School, or (iii) any related payment in connection with such refunding bonds.

2056 C. The Medical School may issue such types of bonds as it may determine, including
2057 ~~(without limiting the generality of the foregoing)~~ bonds payable as to principal and interest from
2058 any one or more of the following sources: (i) its revenues generally; (ii) the income and
2059 revenues of a particular project ~~(, including revenues from the sale or lease of such project);~~ (iii)
2060 the income and revenues of certain designated projects, whether ~~or not~~ they are financed in
2061 whole or in part from the proceeds of such bonds; (iv) the proceeds of the sale or lease of any
2062 project ~~or projects~~, whether ~~or not they are~~ it is financed from the proceeds of such bonds; (v)
2063 funds realized from the enforcement of security interests or other liens securing such bonds; (vi)
2064 proceeds from the sale of bonds of the Medical School; (vii) payments due under letters of
2065 credit, policies of municipal bond insurance, guarantees, or other credit enhancements securing
2066 payment of bonds of the Medical School; (viii) any reserve or sinking funds created to secure
2067 such payment; or (ix) other available funds of the Medical School.

2068 ~~As used in this act, unless the context requires otherwise:~~

2069 ~~"Bonds" includes bonds, notes, revenue certificates, lease participation certificates, and~~
2070 ~~other evidences of indebtedness or deferred purchase financing arrangements.~~

2071 ~~"Cost" means costs of construction, reconstruction, renovation, site work, acquisition of~~
2072 ~~lands, structures, rights-of-way, franchises, easements, and other property rights and interests;~~
2073 ~~costs of demolition, removal, or relocation of buildings or structures; costs of labor, materials,~~
2074 ~~machinery, and all other kinds of equipment; financing charges; costs of issuance of the bonds,~~
2075 ~~including printing, engraving, advertising, legal, and other similar expenses; credit enhancement~~
2076 ~~and liquidity facility fees; fees for interest rate caps, collars, and swaps; interest on bonds and~~
2077 ~~other borrowing in connection with a project prior to and during construction thereof and for a~~
2078 ~~period not exceeding one year after the completion of such construction; costs of engineering~~
2079 ~~and inspections, financial, legal, and accounting services, plans, specifications, studies, surveys,~~

2080 ~~estimates of costs and of revenues, feasibility studies, administrative expenses, including~~
2081 ~~administrative expenses during the start up of any project; provisions for working capital to be~~
2082 ~~used in connection with any project; reserve funds and other reserves for the payment of~~
2083 ~~principal and interest on bonds; and all other expenses necessary, desirable, or incidental to the~~
2084 ~~construction, reconstruction, renovation, and acquisition of projects, the financing of same, or~~
2085 ~~placing of the same in operation.~~

2086 ~~Any such bonds may be additionally guaranteed by, or secured by a pledge of any grant,~~
2087 ~~contribution, or appropriation from, a participating political subdivision, the Commonwealth or~~
2088 ~~any political subdivision, agency or instrumentality thereof, any federal agency or any unit,~~
2089 ~~private corporation, copartnership, association, or individual, or a pledge of any income or~~
2090 ~~revenues of the Medical School, or a mortgage of, or a deed of trust or other lien or a security~~
2091 ~~interest in, any particular project or projects or other property of the Medical School or any~~
2092 ~~individual or entity referred to above.~~

2093 ~~Neither the members of the Board of the Medical School nor any person executing any~~
2094 ~~bonds issued under the provisions of this act shall be liable personally on the bonds by reason of~~
2095 ~~the issuance thereof. The bonds of the Medical School (and such bonds shall so state on their~~
2096 ~~face) shall not be a debt of the Commonwealth or any political subdivision thereof; neither the~~
2097 ~~Commonwealth nor any political subdivision thereof, other than the Medical School, shall be~~
2098 ~~liable thereon, nor shall such bonds be payable out of any funds or properties of the~~
2099 ~~Commonwealth or any political subdivision thereof, other than those of the Medical School. The~~
2100 ~~bonds shall not constitute indebtedness within the meaning of any debt limitation or restriction~~
2101 ~~on any Virginia local government. Bonds of the Medical School are declared to be issued for an~~
2102 ~~essential public and governmental purpose.~~

2103 ~~§ 12. Bonds of the Medical School shall be authorized by resolution and D. Bonds of the~~
2104 ~~Medical School may be (i) issued in one or more series, shall be dated, shall mature at such time~~
2105 ~~or times not exceeding forty years from their date or dates and shall bear interest payable at such~~
2106 ~~time or times at such rate or rates, as may be determined by the Medical School, or as may be~~

2107 ~~determined in such manner as the Medical School may provide, including the determination by~~
2108 ~~agents designated by the Medical School under guidelines established by the Medical School.~~
2109 ~~Such bonds may be and (ii) made redeemable or subject to tender before maturity, at the option~~
2110 ~~of the Medical School, at such price or prices and under such terms and conditions as may be~~
2111 ~~fixed by the Medical School prior to the issuance of the bonds and shall be authorized by~~
2112 ~~resolution, be dated, mature no later than 40 years of their date, and bear interest payable at such~~
2113 ~~time and rate as may be determined by the Medical School and in such a manner as may be~~
2114 ~~determined by the Medical School, including a determination by agents designated by the~~
2115 ~~Medical School pursuant to the Medical School's guidelines.~~

2116 E. The Medical School shall determine the form ~~of the bonds~~, including any interest
2117 coupons to be attached ~~thereto, and to the bonds,~~ the manner of execution ~~of the bonds, and~~
2118 ~~shall fix,~~ the denomination ~~or denominations of the bonds,~~ and the place ~~or places~~ of payment of
2119 principal and interest of the bonds, which may be at any bank ~~or,~~ trust company, or securities
2120 depository within or ~~without~~ outside the Commonwealth.

2121 ~~In case F. If~~ any officer whose signature or a facsimile of whose signature ~~shall appear~~
2122 appears on any ~~bonds bond~~ or ~~coupons shall cease coupon ceases~~ to be such officer before
2123 delivery of such bond or coupon, such signature or ~~such~~ facsimile ~~shall nevertheless be is~~ valid
2124 and sufficient for all purposes ~~the same~~ as if ~~he~~ such officer had remained in office until such
2125 delivery.

2126 G. Notwithstanding any ~~of the other provisions provision~~ of this ~~act chapter~~ or any
2127 recitals in any bonds issued under the provisions of this ~~act chapter~~, all ~~such bonds shall be~~
2128 ~~deemed to be~~ of the Medical School are negotiable instruments under the laws of the
2129 Commonwealth ~~of Virginia~~.

2130 H. The Medical School may (i) issue bonds ~~may be issued~~ in coupon or registered form
2131 or both, ~~as the Medical School may determine, and provision may be made (ii) provide~~ for (a)
2132 the registration of any coupon bonds as to principal alone and ~~also~~ as to both principal and
2133 interest; and ~~for (b) the reconversion into coupon bonds~~ of any bonds registered as to both

2134 principal and interest. ~~Bonds~~ into coupon bonds, and (iii) issue bonds issued in registered form
2135 ~~may be issued~~ under a system of book-entry for recording the ownership and transfer of
2136 ownership of rights to receive payments of principal of ~~and~~, premium, if any, and interest on
2137 such bonds.

2138 I. The Medical School may contract for the services of ~~one or more~~ banks, trust
2139 companies, financial institutions, or other entities or persons; within or outside the
2140 Commonwealth; for the authentication, registration, transfer, exchange, and payment of the
2141 bonds; or may ~~provide~~ perform such ~~services~~ actions itself.

2142 J. The Medical School may determine a price for its bonds and sell such bonds ~~in such~~
2143 ~~manner, either~~ at public or private sale; and for such price; as it ~~may determine~~ determines to be
2144 for the best interests of the Medical School.

2145 K. Prior to the preparation of definitive bonds, the Medical School may, under like
2146 restrictions, issue interim receipts or temporary bonds, with or without coupons, exchangeable
2147 for definitive bonds when such bonds ~~shall have been~~ are executed and ~~are~~ available for
2148 delivery.

2149 L. The Medical School may ~~also~~ provide for the replacement of any bonds that ~~shall~~
2150 ~~become~~ are mutilated ~~or shall be~~, destroyed, stolen, or lost.

2151 ~~Bonds~~ M. The Medical School may ~~be issued~~ issue bonds under the provisions of this
2152 ~~act~~ chapter without obtaining the consent of any commission, board, bureau, or agency of the
2153 Commonwealth or ~~of~~ any political subdivision; and ~~without~~ is not subject to any ~~other~~
2154 proceedings or ~~the happening of other~~ conditions ~~or things~~ in the issuance of such bonds other
2155 than those ~~proceedings, conditions or things that are specifically required by~~ set forth in this ~~act~~
2156 chapter.

2157 § 13. In the discretion of the ~~N. The~~ Medical School; may issue or secure any bonds
2158 ~~issued~~ under the provisions of this ~~act~~ may be issued chapter pursuant to ~~or secured by~~ (i) a trust
2159 indenture or other agreement by way of conveyance, deed of trust, or mortgage of any project or
2160 any other property of the Medical School, whether or not financed in whole or in part from the

2161 proceeds of such bonds, ~~or by (ii) a trust or other agreement by and~~ between the Medical School
2162 and ~~a corporate trustee (which may be either (a) any trust company or bank having the powers~~
2163 of a trust company within or ~~without outside~~ the Commonwealth) ~~or other acting as corporate~~
2164 trustee or another agent for bondholders, or a purchaser of any bonds or (b) a purchaser of any
2165 bond or ~~by both (iii) any combination of~~ such conveyance, deed of trust, or mortgage and
2166 indenture, trust, or other agreement. Such trust, indenture, trust, or other agreement, or the
2167 resolution providing for the issuance of such bonds, may pledge or assign revenues, fees, rents,
2168 and other charges to be received. Such trust indenture ~~or~~, trust, or other agreement, or the
2169 resolution providing for the issuance of such bonds, may contain such provisions for protecting
2170 and enforcing the rights and remedies of the bondholders as may be reasonable and proper and
2171 not in violation of law, including covenants (i) providing for the repossession and sale of any or
2172 part of any project by the Medical School or any trustees under any trust indenture or agreement
2173 ~~of any project, or part thereof,~~ upon any default under the lease or sale of such project, and (ii)
2174 setting forth (a) the duties of the Medical School in relation to the acquisition of property and
2175 the construction, improvement, maintenance, repair, operation, and insurance of any project or
2176 other property of the Medical School, (b) the amounts of revenues, fees, rents, and other charges
2177 to be charged, (c) the collection of such revenues, fees, rents, and other charges, ~~and (d) the~~
2178 custody, safeguarding, and application of all moneys of the Medical School, and (e) conditions
2179 or limitations with respect to the issuance of additional bonds.

2180 ~~It shall be lawful for any O. Any~~ national bank with its main office in the
2181 Commonwealth or any other state or any bank or trust company incorporated under the laws of
2182 the Commonwealth or another state that ~~may act~~ acts as depository of the proceeds of ~~such~~
2183 bonds or ~~of~~ other revenues of the Medical School ~~to may~~ furnish indemnifying bonds or ~~to~~
2184 pledge such securities as may be required by the Medical School.

2185 ~~Such~~ P. Each trust indenture, trust, or other agreement, or the resolution providing for
2186 the issuance of such bonds, may set forth the rights and remedies of the bondholders and ~~of the~~

2187 ~~any~~ trustee or other agent for the bondholders, ~~and may~~ restrict the individual right of action by
2188 bondholders.

2189 ~~In addition to the foregoing, such trust indenture, trust or other agreement or resolution~~
2190 ~~may, and~~ contain such other provisions as the Medical School ~~may deem~~ deems reasonable and
2191 proper for the security of the bondholders, including, ~~without limitation,~~ provisions for the
2192 assignment ~~to a corporate trustee or other agent for bondholders~~ of any rights of the Medical
2193 School in any project owned, operated, or controlled by, or leases or sales of any projects made
2194 by, the Medical School to a corporate trustee or other agent for bondholders or the purchaser of
2195 such bonds.

2196 Q. All expenses incurred in carrying out the provisions of such trust indenture ~~or, trust,~~
2197 or other agreement, or the resolution ~~or other agreements~~ providing for the issuance of such
2198 bonds, relating to any project, including those to which the Medical School may not be a party,
2199 may be treated as a part of the cost of a project.

2200 § 18-R. Bonds issued by the Medical School under the provisions of this ~~act~~ chapter are
2201 ~~hereby made~~ securities in which all public officers and public bodies of the Commonwealth and
2202 its political subdivisions, ~~all~~ insurance companies, trust companies, banking associations,
2203 investment companies, executors, administrators, trustees, and other fiduciaries may properly
2204 and legally invest funds, including capital in their control or belonging to them. Such bonds are
2205 ~~hereby made~~ securities ~~which that~~ may properly and legally be deposited with and received by
2206 any state or municipal officer or any agency or political subdivision of the Commonwealth for
2207 any purpose for which the deposit of bonds or obligation is ~~now or may hereafter be~~ authorized
2208 by law.

2209 § 16-S. Any (i) holder of bonds, issued under the provisions of this ~~act~~ chapter or ~~of any~~
2210 ~~of the~~ coupons appertaining ~~thereto, and the~~ to such bonds and (ii) trustee or other agent for
2211 bondholders under any trust indenture ~~or, trust,~~ or other agreement, or the resolution providing
2212 for the issuance of such bonds, except to the extent that the rights ~~herein~~ given in this subsection
2213 may be restricted by such trust indenture ~~or, trust,~~ or other agreement, or the resolution

2214 providing for the issuance of such bonds, may, either at law or in equity, by suit, action,
2215 injunction, mandamus, or other proceedings, protect and enforce any and all rights under the
2216 laws of the Commonwealth~~or,~~ granted by this~~act~~ chapter, or under such trust indenture~~or,~~
2217 trust, or other agreement, or the resolution~~authorizing~~ providing for the issuance of such bonds,
2218 and~~may~~ enforce and compel the performance of all duties required by this~~act~~ chapter or ~~by~~
2219 such trust indenture~~or,~~ trust, or other agreement, or the resolution providing for the issuance of
2220 such bonds, to be performed by the Medical School or ~~by~~ any officer or agent~~thereof of the~~
2221 Medical School, including the fixing, charging, and collection of revenues, fees, rents, and other
2222 charges.

2223 T. Any bond of the Medical School may be guaranteed or secured by a pledge of any (i)
2224 grant, contribution, or appropriation from a participating political subdivision, the
2225 Commonwealth, any political subdivision, agency, or instrumentality of the Commonwealth,
2226 any federal agency, or any unit, private corporation, copartnership, association, or individual,
2227 (ii) income or revenues of the Medical School, or (iii) mortgage of or deed of trust or other lien
2228 or security interest in any project or other property of the Medical School or any individual or
2229 entity referred to in clause (i). No member of the board or any person executing any bonds
2230 issued under the provisions of this chapter shall be liable personally on the bonds for issuing
2231 such bonds.

2232 U. The bonds of the Medical School shall not be a debt of the Commonwealth or any
2233 other political subdivision of the Commonwealth, and such bonds shall so state on their face.
2234 Neither the Commonwealth nor any political subdivision of the Commonwealth other than the
2235 Medical School shall be liable on the bonds. Such bonds shall not be payable out of any funds or
2236 properties of the Commonwealth or any political subdivision of the Commonwealth other than
2237 those of the Medical School. The bonds shall not constitute indebtedness within the meaning of
2238 any debt limitation or restriction on any locality in the Commonwealth.

2239 V. Bonds of the Medical School are issued for an essential public and governmental
2240 purpose.

2241 **Drafting note: This proposed section is derived from §§ 9, 11, 12, 13, 16, and 18 of**
2242 **Chapter 471 of the Acts of Assembly of 1964, as amended, relating to bonds. Technical**
2243 **changes are made.**

2244 § ~~14~~ 23.1-3008. Medical School; additional powers; revenues, fees, rents, and other
2245 charges for projects.

2246 A. The Medical School ~~is hereby authorized to~~ may fix, revise, charge, and collect
2247 revenues, fees, rents, and other charges for the use of any project. Such revenues, fees, rents,
2248 and other charges shall be ~~so~~ fixed and adjusted ~~as~~ to provide a fund sufficient with other
2249 revenues to pay the principal of and any interest on bonds secured by or otherwise to be paid by
2250 such revenues as ~~the same shall~~ such principal and interest become due and payable; ~~;~~ to create
2251 reserves for such purposes and for other purposes of the Medical School; and to pay the cost of
2252 maintaining, repairing, and operating the project. Such revenues, fees, rents, and charges ~~shall~~
2253 are not ~~be~~ subject to supervision or regulation by any commission, board, bureau, or agency of
2254 the Commonwealth or any such participating political subdivision.

2255 B. The revenues, fees, rents, and other charges received by the Medical School may be
2256 applied and ~~be~~ set aside ~~from time to time in the~~ such order and ~~in the~~ manner as may be
2257 provided in such ~~resolution or~~ trust indenture, trust, or other agreement, or the resolution
2258 providing for the issuance of such bonds, including application to a sinking fund that may be
2259 pledged to, and charged with, the payment of the principal of and the interest on such bonds as
2260 ~~the same shall~~ such principal and interest become due, and the redemption price or ~~the~~ purchase
2261 price of such bonds retired by call or purchase as ~~therein~~ provided in such trust indenture, trust,
2262 or other agreement, or the resolution providing for the issuance of such bonds.

2263 C. All pledges of such revenues, fees, rents, and other charges to payment of bonds ~~shall~~
2264 be are valid and binding from the time when the pledge is made.

2265 D. The revenues, fees, rents, and charges ~~so~~ pledged and ~~thereafter~~ received by the
2266 Medical School ~~shall are~~ immediately ~~be~~ subject to the lien of such pledge without any physical
2267 delivery ~~thereof~~ or further act, and the lien of any such pledge ~~shall be~~ is valid and binding as

2268 against all parties having claims of any kind in tort, contract, or otherwise against the Medical
2269 School, regardless of whether such parties have notice ~~thereof. Neither of~~ the lien.
2270 ~~resolution, any~~ E. No trust indenture, trust, ~~nor or~~ other agreement, or resolution
2271 authorizing the issuance of such bonds, by which a pledge is created ~~need is required to~~ be filed
2272 or recorded except in the records of the Medical School.

2273 F. The use and disposition of moneys to the credit of such sinking fund shall be subject
2274 to the provisions of ~~the resolution authorizing the issuance of such bonds or of~~ such trust
2275 indenture ~~or~~, trust, or other agreement, or the resolution providing for the issuance of such
2276 bonds. Except as ~~may~~ otherwise ~~be~~ provided in such ~~resolution or such~~, trust indenture ~~or~~, trust,
2277 or other agreement, or the resolution providing for the issuance of such bonds, such sinking fund
2278 ~~shall be is~~ a fund for all such bonds without distinction or priority of one over another.

2279 **Drafting note: This proposed section is derived from § 14 of Chapter 471 of the**
2280 **Acts of Assembly of 1964, as amended. Technical changes are made.**

2281 § ~~10~~ 23.1-3009. Cooperation of localities.

2282 In addition to the powers granted by general law or by its charter, any ~~county, city, or~~
2283 ~~town~~ locality in the Commonwealth ~~is empowered to~~ may cooperate with the Medical School ~~as~~
2284 ~~follows to:~~

2285 ~~(a) To make~~ 1. Make such appropriations and provide such funds by outright donation,
2286 loan, or agreement with the Medical School for ~~the operation~~ operating and carrying out the
2287 purposes of the Medical School as the local governing body may deem proper, ~~either by outright~~
2288 ~~donation or by loan, or the governing body may agree with the Medical School to take such~~
2289 ~~action;~~

2290 ~~(b) To dedicate~~ 2. Dedicate, sell, convey, or lease any of its interest in property, or grant
2291 liens, easements, licenses, or any other privileges ~~therein in~~ or ~~thereon~~ on the property to or for
2292 the benefit of the Medical School;

2293 ~~(c) To cause~~ 3. Cause parks, playgrounds, and recreational, community, educational,
2294 water, sewer, or drainage facilities, or any other works, ~~which that~~ it is otherwise empowered to

2295 may undertake, to be furnished adjacent to or in connection with any property ~~of or any~~, facility,
2296 or project of the Medical School;

2297 ~~(d) To furnish~~ 4. Furnish, dedicate, close, pave, install, grade ~~or~~, regrade, plan, or replan
2298 streets, roads, roadways, alleys, sidewalks, or other places, ~~which it is otherwise empowered to~~
2299 undertake;

2300 ~~(e) To plan or~~ 5. Plan, replan, zone, or rezone any part of ~~such county, city, or town the~~
2301 locality in connection with the use of any property of the Medical School or ~~any~~, property
2302 adjacent to the property of the Medical School ~~or any~~, facilities, or projects ~~that it is otherwise~~
2303 empowered to undertake, in accordance with general laws;

2304 ~~(f) To cause~~ 6. Furnish services to ~~be furnished to~~ the Medical School ~~of the character~~
2305 that such county, city, or town is empowered to furnish;

2306 ~~(g) To purchase~~ 7. Purchase any of the bonds of the Medical School or legally invest in
2307 such bonds any funds belonging to or within the control of ~~such county, city, or town the~~
2308 locality and exercise all the rights of any holder of such bonds;

2309 ~~(h) To do~~ 8. Do any and all things necessary or convenient to aid or cooperate in the
2310 planning, undertaking, construction, or operation of any of the plans, projects, or facilities of the
2311 Medical School; and

2312 ~~(i) To enter~~ 9. Enter into agreements with the Medical School ~~respecting regarding~~
2313 action to be taken by ~~such county, city, or town the~~ locality pursuant to any of the above powers
2314 set forth in this section.

2315 **Drafting note: This proposed section is derived from § 10 of Chapter 471 of the**
2316 **Acts of Assembly of 1964, as amended. Technical changes are made.**

2317 § ~~15~~ 23.1-3010. Proceeds; trust funds.

2318 All moneys received ~~pursuant to this act~~ by the Medical School pursuant to this chapter,
2319 whether as proceeds from the sale of bonds or as revenues, ~~shall be deemed to be~~ are trust funds
2320 to be held and applied solely as provided in this ~~act~~ chapter.

2321 **Drafting note: This proposed section is derived from § 15 of Chapter 471 of the**
2322 **Acts of Assembly of 1964, as amended. Technical changes are made.**

2323 [§ 8.3 23.1-3011. Discrimination prohibited.](#)

2324 In hiring practices and in the procurement of goods and services, the Medical School
2325 shall not discriminate against any person on the basis of race, color, religion, national origin,
2326 sex, pregnancy, childbirth or related medical conditions, age, marital status, or disability.

2327 **Drafting note: This proposed section is derived from § 8.3 of Chapter 471 of the**
2328 **Acts of Assembly of 1964, as amended. A section catchline is added.**

2329 [§ 8.2 23.1-3012. Exemptions.](#)

2330 The provisions of the [Virginia Personnel Act \(§ 2.2-2900 et seq.\)](#), the Administrative
2331 Process Act (§ 2.2-4000, et seq.), and the Virginia Public Procurement Act (§ 2.2-4300 et seq.)
2332 ~~of Title 2.2 of the Code of Virginia shall do~~ not apply to the ~~Eastern Virginia~~ Medical School in
2333 ~~the its~~ exercise of any power conferred under this chapter, ~~as amended~~.

2334 **Drafting note: This proposed section is derived from § 8.2 of Chapter 471 of the**
2335 **Acts of Assembly of 1964, as amended and a clarifying reference to the Virginia Personnel**
2336 **Act is proposed. Technical changes are made.**

2337 [§ 17 23.1-3013. Taxation.](#)

2338 ~~The exercise of the powers granted by this act shall be in all respects for the benefit of~~
2339 ~~the inhabitants of the Commonwealth, for the promotion of their safety, health, welfare,~~
2340 ~~knowledge, benefit, convenience and prosperity, and as the operation and maintenance of any~~
2341 ~~project that the Medical School is authorized to undertake will constitute the performance of an~~
2342 ~~essential governmental function, no authority~~ A. The Medical School shall not be required to
2343 pay any taxes or assessments upon any project acquired and constructed by ~~it~~ the Medical
2344 School under the provisions of this ~~act, and the chapter~~.

2345 B. The bonds issued under the provisions of this ~~act~~ chapter, their transfer ~~and~~, the
2346 income ~~therefrom~~ from such bonds, and the income from the transfer of such bonds, including

2347 any profit made on the sale ~~thereof of such bonds, shall at all times be free and are~~ exempt from
2348 taxation by the Commonwealth and ~~by~~ any political subdivision ~~thereof of the Commonwealth.~~

2349 **Drafting note: This proposed section is derived from § 17 of Chapter 471 of the**
2350 **Acts of Assembly of 1964, as amended, relating to exemption from taxes for projects and**
2351 **the bonds issued for such projects. General provisions in the first sentence of existing § 17**
2352 **are relocated to proposed § 23.1-3005.**

2353 § ~~19~~ 23.1-3014. Scope of chapter.

2354 This ~~act~~ chapter shall constitute full and complete authority for the Medical School,
2355 without regard to the provisions of any other law, ~~for the purposes, activities, and powers herein~~
2356 ~~authorized,~~ and shall be liberally construed to effect ~~the its~~ purposes ~~hereof. The provisions of~~
2357 ~~this act are severable, and if any of its provisions shall be held unconstitutional by any court of~~
2358 ~~competent jurisdiction, the decision of such court shall not affect or impair any of the other~~
2359 ~~provisions of this act.~~

2360 **Drafting note: This proposed section is derived from § 19 of Chapter 471 of the**
2361 **Acts of Assembly of 1964, as amended. Provisions that deal with severability are removed**
2362 **per the Code-wide application of § 1-243. Technical changes are made.**

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