

1 HOUSE BILL NO. 814
 2 AMENDMENT IN THE NATURE OF A SUBSTITUTE
 3 (Proposed by the House Committee on General Laws
 4 on _____)
 5 (Patron Prior to Substitute--Delegate Mundon King)

6 A BILL to amend and reenact § 2.2-2318 of the Code of Virginia, relating to Virginia Tourism Authority;
 7 powers; historically accurate advertising.

8 **Be it enacted by the General Assembly of Virginia:**

9 **1. That § 2.2-2318 of the Code of Virginia is amended and reenacted as follows:**

10 **§ 2.2-2318. Powers of Authority.**

11 The Authority, acting through the Executive Director, shall be granted all powers necessary or
 12 appropriate to carry out and to effectuate its purposes, including the following to:

- 13 1. Have perpetual succession as a public body corporate and as a political subdivision of the
 14 Commonwealth;
- 15 2. Adopt, amend, and repeal bylaws, rules, and regulations, not inconsistent with this article for
 16 the administration and regulation of its affairs, to carry into effect the powers and purposes of the Authority
 17 and the conduct of its business;
- 18 3. Sue and be sued in its own name;
- 19 4. Have an official seal and alter it at will although the failure to affix this seal shall not affect the
 20 validity of any instrument executed on behalf of the Authority;
- 21 5. Maintain an office at any place within or without the Commonwealth that it designates;
- 22 6. Make and execute contracts and all other instruments and agreements necessary or convenient
 23 for the performance of its duties and the exercise of its powers and functions under this article;
- 24 7. Acquire real or personal property, or any interest therein, by purchase, exchange, gift,
 25 assignment, transfer, foreclosure, lease, or otherwise, including rights or easements, and hold, manage,
 26 operate, or improve such property;

27 8. Sell, convey, mortgage, pledge, lease, exchange, transfer, and otherwise dispose of all or any
28 part of its properties and assets;

29 9. Employ officers, employees, agents, advisers, and consultants, including without limitation,
30 financial advisers and other technical advisers and public accountants and, the provisions of any other law
31 to the contrary notwithstanding, to determine their duties and compensation without the approval of any
32 other agency or instrumentality;

33 10. Procure insurance, in amounts and from insurers of its choice, or provide self-insurance,
34 against any loss, cost, or expense in connection with its property, assets, or activities, including insurance
35 or self-insurance against liability for its acts or the acts of its directors, employees, or agents and for the
36 indemnification of the members of its Board and its employees and agents;

37 11. Receive and accept from any source aid, grants, and contributions of money, property, labor,
38 or other things of value to be held, used, and applied to carry out the purposes of this article subject to the
39 conditions upon which the aid, grants, or contributions are made;

40 12. Enter into agreements with any department, agency, or instrumentality of the United States,
41 the Commonwealth, the District of Columbia, or any state for purposes consistent with its mission;

42 13. Establish and revise, amend and repeal, and charge and collect, fees and charges in connection
43 with any activities or services of the Authority;

44 14. Make grants to local governments with any funds of the Authority available for this purpose;

45 15. Develop policies and procedures generally applicable to the procurement of goods, services,
46 and construction based on competitive principles;

47 16. Issue periodicals and carry and charge for advertising therein;

48 17. Raise money in the corporate, nonprofit, and nonstate communities to finance the Authority's
49 activities;

50 18. Support and encourage each locality to foster its own tourism development programs;

51 19. Enter into agreements with public or private entities that provide participating funding to
52 establish and operate tourism centers, funded jointly by the entity and the Authority, as shall be determined
53 by the Executive Director, and as approved by the Authority;

54 20. Encourage, stimulate, and support tourism in the Commonwealth by promoting, marketing,
55 and advertising the Commonwealth's many tourist attractions and locations;

56 21. Encourage, stimulate, and support the film industry in the Commonwealth;

57 22. Do all things necessary or proper to administer and manage the Cooperative Tourism
58 Advertising Fund and the Governor's Motion Picture Opportunity Fund;

59 23. Update a travel guide for the disabled in the first year of every biennium beginning in fiscal
60 year 2003;

61 24. Develop a comprehensive plan to promote destinations of historical and other significance
62 located throughout the Commonwealth in anticipation of the 400th anniversary of the Jamestown
63 settlement;~~and~~

64 25. In consultation with the Library of Virginia, the Virginia African American Advisory Board,
65 established pursuant to § 2.2-2491, and other subject matter experts as deemed appropriate by the
66 Authority, create guidelines for the Authority's publications and advertising materials to ensure the
67 accurate representation in such publications and advertising materials of the experiences of enslaved
68 persons at and the contributions of enslaved persons to properties in the Commonwealth with a historic
69 link to slave ownership; and

70 26. Do any act necessary or convenient to the exercise of the powers granted or reasonably implied
71 by this article and not otherwise inconsistent with state law.

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