

SENATE BILL NO. 683

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on Health and Human Services

on _____)

(Patron Prior to Substitute--Senator McDougle)

A BILL to amend and reenact §§ 63.2-2101, 63.2-2102, and 63.2-2103 of the Code of Virginia, relating to Family and Children's Trust Fund; membership; powers and duties; counsel.

Be it enacted by the General Assembly of Virginia:

1. That §§ 63.2-2101, 63.2-2102, and 63.2-2103 of the Code of Virginia are amended and reenacted as follows:

§ 63.2-2101. Members of Board of Trustees; terms; vacancies; meetings.

A. The Family and Children's Trust Fund shall be administered by a Board of Trustees. The Board of Trustees shall consist of ~~fifteen~~ 15 appointed members and one ex officio member. The 15 appointed members shall consist of six nonlegislative citizen members appointed by the Governor and subject to confirmation by the General Assembly, five nonlegislative citizen members appointed by the Speaker of the House of Delegates, and four nonlegislative citizen members appointed by the Senate Committee on Rules. The Board members shall represent the Commonwealth at large and shall have knowledge and experience in child abuse and neglect, adult abuse and neglect, and domestic violence programs, finance and fiscal management, appointment as a guardian ad litem, social work with affected youth and families, youth policy, and other related areas. The Commissioner or his designee shall serve ~~as a permanent member of the Board of Trustees ex officio with nonvoting privileges~~. The Board shall elect a chairman. Board members shall be reimbursed for all reasonable and necessary expenses incurred in the performance of their duties as provided by §§ 2.2-2813 and 2.2-2825. Such expenses shall be paid from funds appropriated to the Department.

B. ~~Initially, five appointments to the Board shall be for a term of four years, five appointments shall be for a term of three years, and five appointments shall be for a term of two years; thereafter, all~~ All

27 appointments shall be for terms of four years. Appointments to fill vacancies other than by expiration of
 28 term shall be for the unexpired term. No member shall be eligible to serve more than two successive four-
 29 year terms. The remainder of any term to which a member is appointed to fill a vacancy other than by
 30 expiration of term shall not constitute a term in determining the member's eligibility for reappointment.

31 C. The Board shall meet as frequently as necessary to fulfill its duties but not less than once a year.

32 **§ 63.2-2102. Powers and duties of the Board of Trustees.**

33 The Board of Trustees shall have the authority to:

34 1. Encourage, approve, and accept gifts, contributions, bequests, or grants in cash or otherwise
 35 from any source, public or private, to carry out the purposes of the Family and Children's Trust Fund;

36 2. Administer and disburse any funds available to the Family and Children's Trust Fund;

37 3. Engage in ~~fund-raising~~ fundraising activities to expand and perpetuate the Family and Children's
 38 Trust Fund;

39 4. Establish a nonprofit organization to assist in the details of administering its affairs and in raising
 40 funds;

41 5. Monitor the use of funds to ensure the accountability of the recipients of funds;

42 ~~5-6.~~ Advise the Department, the Board of Social Services, and the Governor on matters concerning
 43 programs for the prevention of child abuse and neglect and family violence, the treatment of abused and
 44 neglected children and their families, and such other issues related to child abuse and neglect and family
 45 violence as identified by the Commissioner;

46 ~~6-7.~~ Communicate to the Departments of Behavioral Health and Developmental Services,
 47 Corrections, Criminal Justice Services, Education, Health, and Juvenile Justice, other state agencies as
 48 appropriate, and the Attorney General activities of the Board of Trustees related to efforts to prevent and
 49 treat child abuse and neglect and violence within families;

50 ~~7-8.~~ Encourage public awareness activities concerning child abuse and neglect and violence within
 51 families;

52 ~~8-9.~~ Adopt bylaws and other internal rules for the efficient management of the Family and
 53 Children's Trust Fund; and

