

VIRGINIA ACTS OF ASSEMBLY -- 2002 SESSION

CHAPTER 37

An Act to amend and reenact § 15.2-1505 of the Code of Virginia, relating to residency requirements.

[H 1180]

Approved February 22, 2002

Be it enacted by the General Assembly of Virginia:

1. That § 15.2-1505 of the Code of Virginia is amended and reenacted as follows:

§ 15.2-1505. Employment based on residency prohibited for certain employees.

Notwithstanding any contrary provision of general or special law, no locality, or any agency thereof, including school boards, or any local housing or redevelopment authority created pursuant to § 36-4, that receives any funds from the Commonwealth, shall condition employment or any feature of employment, including promotion, on the basis of residency in a particular locality.

This section shall not apply to (i) appointees of elected groups or individuals, (ii) officials and employees who by charter or other law serve at the will or pleasure of an appointing authority, (iii) deputies and executive assistants to the chief administrative officer of a locality, or (iv) agency heads, department heads or their equivalents or chief executive officers of government operations.

In any city with a population between 22,000 and 23,500 or between 38,000 and 40,000 the Cities of Hopewell and Petersburg, this section shall not apply to (i) employees participating in a local police or fire cadet program or (ii) employees participating in a local homesteading program. The provisions of this paragraph shall expire on July 1, 2002 2004.