

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact §§ 16.1-69.9:3 and 17.1-511 of the Code of Virginia, relating to notice of*
3 *retirement.*

4 [S 328]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That §§ 16.1-69.9:3 and 17.1-511 of the Code of Virginia are amended and reenacted as follows:**

8 § 16.1-69.9:3. Investigation and certification of necessity before vacancies filled.

9 When a vacancy occurs in the office of any judge of any district, the vacancy shall not be filled
10 until, after investigation, the Committee on District Courts certifies that the filling of the vacancy is
11 necessary. The Committee shall publish notice of such certification in a publication of general
12 circulation among attorneys licensed to practice in the Commonwealth. *No notice of retirement*
13 *submitted under § 51.1-305 or § 51.1-307 shall be revoked after certification of the vacancy by the*
14 *Committee.* If the Committee certifies that the filling of the vacancy is not necessary, it shall direct the
15 manner of distributing the work created by the vacancy, and the vacancy shall not be filled if not
16 certified as necessary.

17 § 17.1-511. Investigation and certification of necessity before vacancies filled.

18 When a vacancy occurs in the office of judge of any court of record, the vacancy shall not be filled
19 until, after investigation, the Supreme Court certifies that the filling of the vacancy is or is not
20 necessary. If the Court certifies that the filling of the vacancy is necessary, the Court shall publish
21 notice of such certification in a publication of general circulation among attorneys licensed to practice in
22 the Commonwealth. *No notice of retirement submitted under § 51.1-305 or § 51.1-307 shall be revoked*
23 *after certification of the vacancy by the Court.* If the Court certifies that the filling of the vacancy is not
24 necessary, it shall recommend to the General Assembly the manner of distributing the work of the
25 judge; and the Governor shall not fill the vacancy.

ENROLLED

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