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SENATE BILL NO. 693

Offered January 9, 2013

Prefiled September 18, 2012

A BILL to amend and reenact § 16.1-69.9:2 of the Code of Virginia, relating to appointment of judge by circuit court.

Patrons—Black; Delegates: Cole and Marshall, R.G.

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That § 16.1-69.9:2 of the Code of Virginia is amended and reenacted as follows:

§ 16.1-69.9:2. Vacancies in office of judges; terms of successor judges; appointment while General Assembly not in session.

Whenever a vacancy occurs in the office of a full-time district court judge the successor shall be elected for a full term of six years and upon qualification shall enter at once upon the discharge of the duties of his office. But subject to the provisions of § 16.1-69.9:3, the judges of the circuit having jurisdiction over the district shall have the power while the General Assembly is not in session to fill pro tempore vacancies in the office of full-time district court judges. Appointment to every such vacancy shall be by commission to expire at the end of ~~thirty~~ 30 days after the commencement of the next session of the General Assembly.

No person shall be appointed under the provisions of this section if such person was the subject of a special and continuing order and under the order such person failed in the House of Delegates or the Senate to receive a majority vote of the members elected to the respective house of the General Assembly.

INTRODUCED

SB693