

# VIRGINIA ACTS OF ASSEMBLY -- 2020 SESSION

## CHAPTER 127

*An Act to amend Chapter 147 of the Acts of Assembly of 1962, which provided a charter for the City of Virginia Beach, by adding a section numbered 3.02:3, relating to resignation of council members to run for new seat.*

[H 464]

Approved March 4, 2020

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

**1. That Chapter 147 of the Acts of Assembly of 1962 is amended by adding a section numbered 3.02:3 as follows:**

*§ 3.02:3. Council member resignation to run for new seat.*

*A. In the event that any council member from one of the residence districts shall decide during his term of office to be a candidate for an at-large seat, the council member shall tender his resignation as a council member not less than 10 days prior to the date for the filing of petitions as required by general law. Such resignation shall be effective on December 31, shall constitute the council member's intention to run for the at-large seat, shall require no formal acceptance by the remaining council members, and shall be final and irrevocable when tendered. The unexpired portion of the term of any council member who has resigned to run for an at-large seat shall be filled at the same general election, or by special election if the at-large seat is to be filled by special election.*

*B. In the event that any council member from one of the at-large seats shall decide during his term of office to be a candidate for a residence district seat, the council member shall tender his resignation as a council member not less than 10 days prior to the date for the filing of petitions as required by general law. Such resignation shall be effective on December 31, shall constitute the council member's intention to run for the residence district seat, shall require no formal acceptance by the remaining council members, and shall be final and irrevocable when tendered. The unexpired portion of the term of any council member who has resigned to run for a residence district seat shall be filled at the same general election, or by special election if the residence district seat is to be filled by special election.*