

# VIRGINIA ACTS OF ASSEMBLY -- 1998 SESSION

## CHAPTER 345

*An Act to amend and reenact § 15.2-705 of the Code of Virginia, relating to the county manager plan of government; election of board; filling vacancies.*

[S 61]

Approved April 11, 1998

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

**1. That § 15.2-705 of the Code of Virginia is amended and reenacted as follows:**

§ 15.2-705. Election of members of board; filling vacancies.

A. In any county operating as of December 1, 1993, under the county manager plan provided for in this chapter, the members of the board shall be elected and vacancies on the board shall be filled as provided in this section. The members of the board shall be elected from the county at large.

B. Two board members shall be elected at the November 1995 election to succeed the members whose terms are expiring, and one member each shall be elected at the 1994, 1996, and 1997 November elections to succeed the members whose terms respectively are expiring. Thereafter at each regular November election one or more board members shall be elected to succeed the members whose terms expire on or before January 1 next succeeding such election. The members so elected shall be elected for terms of four years each, shall take office on January 1 next succeeding their election, and shall hold office until their successors are elected and qualify.

C. Notwithstanding the provisions of § 24.2-226, when any vacancy occurs in the membership of the board, the judge of the circuit court of the county shall call a special election for the remainder of the unexpired term to be held not less than forty-five days and not more than sixty days thereafter, *and the local electoral board shall determine and announce within three business days after such call the candidate filing deadline for that special election.* However, if any vacancy occurs within 180 days before the expiration of a term of office, the vacancy shall be filled by appointment by a majority vote of the remaining members of the board within thirty days of the occurrence of the vacancy after holding a public hearing on the appointment. The appointment shall be for the duration of the unexpired term.