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SENATE JOINT RESOLUTION NO. 1

Offered January 14, 1998

Prefiled November 19, 1997

Proposing an amendment to Section 2 of Article VII of the Constitution of Virginia, relating to the organization and government of localities.

Patrons—Hawkins; Delegate: Clement

Referred to the Committee on Privileges and Elections

WHEREAS, a proposed amendment to the Constitution of Virginia, hereinafter set forth, was agreed to by a majority of the members elected to each of the two houses of the General Assembly at the regular session of 1997 and referred to this, the next regular session held after the 1997 general election of members of the House of Delegates, as required by the Constitution of Virginia; now, therefore, be it

RESOLVED by the Senate, the House of Delegates concurring, That the following amendment to the Constitution of Virginia be, and the same hereby is, proposed in conformity with the provisions of Section 1 of Article XII of the Constitution of Virginia, namely:

Amend Section 2 of Article VII of the Constitution of Virginia as follows:

ARTICLE VII

LOCAL GOVERNMENT

Section 2. Organization and government.

The General Assembly shall provide by general law for the organization, government, powers, change of boundaries, consolidation, and dissolution of counties, cities, towns, and regional governments. The General Assembly may also provide by general law optional plans of government for counties, cities, or towns to be effective if approved by a majority vote of the qualified voters voting on any such plan in any such county, city, or town.

The General Assembly may also provide by special act for the organization, government, and powers of any county, city, town, or regional government, including such powers of legislation, taxation, and assessment as the General Assembly may determine, but no such special act shall be adopted which provides for the extension or contraction of boundaries of any county, city, or town.

Every law providing for the organization of a regional government shall, in addition to any other requirements imposed by the General Assembly, require the approval of the organization of the regional government by a majority vote of the qualified voters voting thereon in each county and city which is to participate in the regional government and of the voters voting thereon in a part of a county or city where only the part is to participate.

The General Assembly may provide by general law or special act for agreements between or among two or more counties, cities, or towns, or any combination thereof, to share the revenues and costs associated with the development and management of a particular land area to be designated in the agreement. The law shall provide for the establishment of a special governing body for the area to be comprised of members selected by the governing bodies of the participating localities. The law shall provide for the number of members of the special governing body and their terms and compensation and for the powers of the special governing body which may include one or more of the powers of county or city governing bodies and which shall pertain to the land area designated in the agreement. The powers provided to the special governing body may include any power granted to any of the participating localities pursuant to general law or special act. The law may provide for the adoption of the agreement upon the approval of the governing bodies of the participating localities. Fiscal commitments to finance the development and maintenance of areas under the jurisdiction of a special governing body and to share revenues derived from such areas shall not be considered debt, as defined in Section 10 of this article, of any participating locality.

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