

## 2022 SESSION

### SENATE SUBSTITUTE

22104898D

#### SENATE BILL NO. 253

#### AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee on Local Government  
on January 31, 2022)

(Patron Prior to Substitute—Senator Locke)

*A BILL to amend and reenact § 3.01:2 of Chapter 167 of the Acts of Assembly of 1979, which provided a charter for the City of Hampton, relating to election of mayor.*

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

**1. That § 3.01:2 of Chapter 167 of the Acts of Assembly of 1979 is amended and reenacted as follows:**

§ 3.01:2. Election of mayor.

No candidate for election to the office of mayor shall simultaneously run for election to any other position on the council.

In the event that a councilmember other than a sitting mayor desires to be a candidate for mayor, the councilmember not elected on the same election cycle as the mayor is eligible to do so but must tender his or her resignation as a councilmember at least ten days prior to the final date for filing petitions and notices of acceptance filing deadline for all documents necessary to qualify as a candidate for the office of mayor as specified by general law, with such resignation to be effective on June 30 of the election year the last day before the commencement of the term of the councilmember's elected successor. Such resignation shall state the councilmember's intention to be a candidate for mayor, require no formal acceptance by the remaining councilmembers, and be final and irrevocable as of the date it is tendered.

The vacancy resulting from any such resignation shall be filled for the remaining two-year term at the same succeeding general municipal election at which the office for mayor is filled. Such two-year term shall begin on the first day of July next following the date of such election.

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