

Pursuant to § 24.2-103, § 24.2-109, and § 24.2-234.1, we, the State Board of Elections, do hereby petition the Circuit Court of _____ for the removal of electoral board member _____, as a member of the electoral board of _____, for failure to discharge the duties of their office in accordance with the law and/or for the reasons enumerated in § 24.2-233.

COMMONWEALTH OF VIRGINIA
**STATE BOARD OF
ELECTIONS PETITION FOR
REMOVAL OF A LOCAL
ELECTORAL BOARD MEMBER**

For the following (check those that apply):

Neglect of or refusal to carry out or perform any clear, ministerial duty of the office (This includes, but is not limited to, the conduct of elections and the ascertaining and certification of the results of elections)

Misuse of the office

Incompetence in the performance of the duties of the office where such neglect, misuse, or incompetence has a material adverse effect upon the conduct of the office

An unambiguous indication of a future refusal or failure to carry out the duties of the office where such refusal or failure would likely have a material adverse effect upon the conduct of the office

Please state the alleged facts for removal of the electoral board member noted above. If the alleged facts do not fit in this space, additional pages may be attached to this petition.

	SIGNATURES OF STATE BOARD OF ELECTIONS [PRINT NAME IN SPACE BELOW SIGNATURE]	RECORDED VOTE OF THE STATE BOARD OF ELECTIONS	DATE SIGNED
Chairperson	SIGN	Yay Nay	
	PRINT		
Vice Chairperson	SIGN	Yay Nay	
	PRINT		
Secretary	SIGN	Yay Nay	
	PRINT		
Member	SIGN	Yay Nay	
	PRINT		
Member	SIGN	Yay Nay	
	PRINT		

The meeting agenda or minutes of the public hearing of the State Board are attached.

Public Hearing

- Pursuant to Va. Code § 24.2-103(E), the State Board of Elections may institute circuit court removal proceedings only after a public hearing on related matters and a recorded majority vote by the State Board of Elections.
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Submitting the Petition

- This petition must be submitted to the Circuit Court in the same county or city that the local electoral board member serves.
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Record Keeping

- A copy of this petition should be kept in the records of the local electoral board, the State Board of Elections, and the office of the general registrar.
 - A copy of this petition should also be given to the local electoral board member subject to this petition.
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Representation

- Pursuant to Va. Code § 24.2-234.1, a local electoral board member against whom a petition for removal has been filed may apply to the Virginia Division of Risk Management to assign counsel to their defense and any subsequent appeal.
- The Division shall assign counsel in accordance with the provisions of Va. Code § 24.2-121.