

# Issue Analysis Form



**Date:** November 23, 2021  
Ordinance Ordaining Section  
30-2 Stating Officers of  
Election Shall be Retained by  
the County as Independent  
Contractors

**Item:**

**Lead Department(s):** County Attorney

**Contact Person(s):** Dan Whitten

## Description and Current Status

The County Code currently does not specify whether Officers of Election are County employees or independent contractors. The Virginia Code gives authority to localities to classify Officers of Election as independent contractors.

The proposed Ordinance (Section 30-2 of the County Code) will specify that Officers of Election shall be retained by the County as Independent Contractors pursuant to the Code of Virginia Section 24.2-122; status of members of electoral boards, registrars, and officers of election.

A draft ordinance is attached for consideration; a motion approving the ordinance is requested.

This Ordinance shall be effective immediately.

Sample Motion: I move that the Board approve an Ordinance ordaining Section 30-2 stating Officers of Election shall be retained by the County as Independent Contractors.

## Government Path

- |                                                       |                                         |                                        |
|-------------------------------------------------------|-----------------------------------------|----------------------------------------|
| <b>Does this require IDA action?</b>                  | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No |
| <b>Does this require BZA action?</b>                  | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No |
| <b>Does This require Planning Commission Action?</b>  | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No |
| <b>Does this require Board of Supervisors action?</b> | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            |
| <b>Does this require a public hearing?</b>            | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No |
| <b>If so, before what date?</b>                       | <input type="checkbox"/> Yes            | <input type="checkbox"/> No            |

ORDINANCE TO AMEND "THE CODE OF THE COUNTY OF  
PRINCE GEORGE, VIRGINIA", 2005, AS AMENDED, BY  
ORDAINING § 30-2 TO STATE THAT OFFICERS OF ELECTION SHALL BE RETAINED  
BY THE COUNTY AS INDEPENDENT CONTRACTORS

BE IT ORDAINED by the Board of Supervisors of Prince George County:

*(1) That The Code of the County of Prince George, Virginia, 2005, as amended, is amended  
by ordaining § 30-2, as follows:*

CHAPTER 30 ELECTIONS

ARTICLE I. IN GENERAL

**Sec. 30-2. – Status of officers of election.**

**Officers of election are retained by the County as independent contractors.**

**State Law reference – Code of Virginia, 24.2-122; status of members of electoral boards,  
registrars, and officers of election**

*(2) That the Ordinance shall be effective immediately.*

**NOTICE OF PUBLIC  
HEARING  
COUNTY OF PRINCE  
GEORGE**

Notice is hereby given to all interested persons that the Prince George Board of Supervisors will hold a public hearing on November 23, 2021 beginning at 7:30 p.m. in the Board of Supervisors Meeting Room, Third Floor of the County Administration Building, 6602 Courts Drive, Prince George, Virginia, (located at the intersection of Laurel Springs Road and Courts Drive in the County Government Complex) pursuant to § 15.2-1427, Code of Virginia (1950), as amended, to consider:

Ordinance Amending Section 6-149 Authorizing the Board of Supervisors to Approve the Schedule of Charges for Animals Confined at the Animal Shelter on an Annual Basis.

Ordinance Ordaining Section 30-2 Stating Officers of Election Shall be Retained by the County as Independent Contractors.

Copies of the proposed Ordinances are available for review in the County Administrator's Office (Tel. 722-8600), 6602 Courts Drive, Prince George, Virginia. All interested persons shall be given an opportunity to be heard.

Percy C. Ashcraft  
County Administrator