

**Caroline County  
Board of Supervisors Agenda  
Executive Summary**

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**Meeting Date:**        **May 25, 2021**

**Title:**                **Consent Agenda – Request for Waiver of Elimination of Split  
Voting Precincts**

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*(Check Mark)*

<input checked="" type="checkbox"/> Consent	<input type="checkbox"/> Closed Meeting
<input checked="" type="checkbox"/> Action	<input type="checkbox"/> Public Hearing
<input type="checkbox"/> No Action (Information Only)	<input type="checkbox"/> Ordinance
<input type="checkbox"/> Resolution	<input type="checkbox"/> PowerPoint Presentation

**Summary:** Caroline County currently has voting precincts in Bowling Green, Sparta, Milford and Woodford that serve voters from two separate House of Delegates districts (known as a “split precinct”). Under §24.2-307 of the Code of Virginia, the governing bodies of localities are now required to establish precincts that are wholly contained within a single congressional district, Senate district, House of Delegates district and local election district.

This must be done prior to the November 2021 elections unless the governing body of the locality requests a waiver. General Registrar Kathryn McVay has indicated that Caroline County cannot comply with this requirement prior to November. As a result, Ms. McVay is requesting that the Board of Supervisors adopt a resolution seeking a waiver from the Virginia Department of Elections to permit the County to conduct any election held in 2021 in accordance with its current electoral map, including the identified split precincts.

Ms. McVay has indicated that she believes the problem will be largely solved once redistricting from the 2020 census is implemented.

**Budget Impact:** N/A

**Action(s) Requested of Board:** Adopt attached resolution prepared by County Attorney Ben Emerson

**RESOLUTION OF THE BOARD OF SUPERVISORS OF CAROLINE COUNTY,  
VIRGINIA REQUESTING A WAIVER FROM THE VIRGINIA  
DEPARTMENT OF ELECTIONS ALLOWING IT TO CONDUCT THE 2021  
ELECTION WITH SPLIT PRECINCTS**

**WHEREAS**, pursuant to §24.2-307 of the Code of Virginia (1950), as amended, all precincts must be contained within a single congressional district, Senate district, House of Delegates district, and election district used for the election of one or more members of the governing body or school board for Caroline County; and

**WHEREAS**, pursuant to § 24.2-307 all governing bodies shall establish precinct boundaries to be consistent with any subsequent changes to the congressional districts, Senate districts, House of Delegates districts, or local election districts for the November 2021 election; and

**WHEREAS**, the following split precincts exist in Caroline County:

- 101 - Bowling Green Precinct has voters in House Districts #55 and #99;
- 102 - Sparta Precinct has voters in House Districts #55 and #99;
- 302 - Woodford Precinct has voters in House Districts #54 and #55;
- 502 - Milford Precinct has voters in House Districts #55 and #99; and

**WHEREAS**, the full and complete 2020 Census data required by Caroline County to comply with the procedural requirements of Title 24.2 generally, and the deadline mandated by § 24.2-307, specifically, are unavailable; and

**WHEREAS**, the Virginia Department of Elections has the authority to grant a waiver to the County of Caroline to allow for split precincts to be used for the November 2021 election;

**NOW, THEREFORE BE IT RESOLVED** that the Caroline County Board of Supervisors hereby formally requests the Virginia Department of Elections to grant it a waiver and permit it to conduct any election held in 2021 in accordance with its current electoral map, including the split precincts set forth above, and further authorizes and requests that the Director of Elections and General Registrar apply to the Virginia Department of Elections for such a waiver.

Adopted this 25<sup>th</sup> day of May, 2021.

A true copy, teste;

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Charles M. Culley, Jr., Clerk  
Caroline County Board of Supervisors



★ VIRGINIA ★  
DEPARTMENT *of* ELECTIONS

**Official ELECT Advisory**

**DATE:** May 6, 2021

**SUBJECT:** Waiver to Administer an Existing Split Precinct

**WHY THIS IS NEEDED:** The Code of Virginia § 24.2-307 requires the elimination of split precincts for elections held in November, 2021 and all subsequent elections.

**HOW THIS AFFECTS YOU:** The governing bodies of localities are required to establish precincts that are wholly contained within a single congressional district, Senate district, House of Delegates district, and local election district. If a governing body is unable to establish a precinct with the minimum number of registered voters without splitting the precinct, it may apply for a waiver. Additionally, if precinct boundaries that are consistent with any Congressional district, Senate district, House of Delegates district, and local election district that will be adopted by the appropriate authority, cannot be established before the 60 day precinct change prohibition pursuant to § 24.2-306, a governing body may request a waiver.

**ACTIONS NEEDED:** As delegated by the State Board of Elections on March 31, 2021, ELECT has created a simple waiver application for localities to request to administer a split precinct(s), which the governing body **must** approve to apply for.

Once approved by the governing body, a general registrar can fill out the waiver application and attach the governing body's meeting minutes or resolution. A locality may only administer a split precinct for elections held in the year the waiver is granted.

The waiver application can be accessed here: (<https://fs28.formsite.com/vaelect/SplitWaiver/index.html>).

**CONTACT: For technical matters:**

Submit questions via JIRA ticket to the System Support Team

**For all other matters:**

Regions 1 & 3 (Tidewater & North Central) Zakia Williams:  
[Zakia.Williams@elections.virginia.gov](mailto:Zakia.Williams@elections.virginia.gov); (804) 864-8954

Regions 2 & 5 (South Central & Northern) Taylor Melton:  
[Taylor.Melton@elections.virginia.gov](mailto:Taylor.Melton@elections.virginia.gov); (804) 593-2274

Region 6 (Western) Garry Ellis:  
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Regions 4 & 7 (Southwest & Southern) Tanya Pruet:  
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**ADVISORY NUMBER:**

**CAB-530 - Waiver to Administer an Existing Split Precinct** **PUBLISH ADVISORY**