

How to Run for Virginia House of Delegates

Ballot Access Requirements for the June 17, 2025 Virginia House of Delegates Primary Elections and The November 4, 2025 Virginia House of Delegates General Elections

Definitions

<u>COMET</u> – Electronic campaign finance filing system offered by the Department of Elections.

Incumbent – An officeholder seeking reelection to the same office.

Independent – an individual who is seeking to run in a General Election without running as a Republican or Democrat (may include a recognized party or no party)

Non-primary party candidate – an individual who is seeking the nomination of a political party by a means other than a primary

Political party – An organization that, at either of the two preceding statewide general elections, received at least 10 percent of the total vote cast for any statewide office filled in that election

Primary candidate – an individual who is seeking the nomination of a political party by running in a primary

Qualified voter – A person who is entitled to vote under the Virginia Constitution and is properly registered to vote (see definition here)

Recognized political party – An organization that meets the requirements set out in Va. Code § 24.2-612

Va. Code – Virginia Code

VAC – Virginia Administrative Code

ELECT – The Virginia Department of Elections 1100 Bank Street, 1st Floor Richmond, VA 23219

Key Icons

Notes where to find information in the Code of Virginia or Virginia Administrative Code.

- Indicates beginning and/or ending deadlines for filing documents.

Indicates information on where to file documents.

ī - Indicates additional information that may be helpful.

How candidates get on the ballot in VA

Follow these instructions to get on the ballot for Virginia House of Delegates in:

- The Primary Election on Tuesday, June 17, 2025.
- The General Election on Tuesday, November 4, 2025.

Election Calendar 2025					
Candidates: Last Day to File					
Thursday, April 3, 2025, 5:00 p.m.					
Va. Code §§ 24.2-503, 24.2-522 and 24.2-524					
Tuesday, June 17, 2025, 7:00 p.m.					
Va. Code §§ 24.2-503 and 24.2-507					

Do you fulfill the basic qualifications to be a candidate?

- At least 21 years of age or will at the time of the election (Constitution of Virginia, Article IV, Section 4)
- □ A resident of the Commonwealth for the year immediately preceding the election (Va. Code § 24.2-500)
- □ A resident of the house district which you are seeking to represent or will be at the time of the election (Constitution of Virginia, Article IV, <u>Section 4</u>)
- □ Qualified to vote for and hold the office sought or will be at the time of the election (Constitution of Virginia, Article IV, <u>Section 4</u>; Va. Code § <u>24.2-500</u>)

What, when, and where do I file?

What do I need Where do I file this Notes or other When does filing What is the to file? information form? deadline to file? open? Certificate of Deemed to be filed by Virginia Department of Primary candidates: 1 Candidate the deadline if mailed to Elections Thursday, Thursday, 1100 Bank St, 1st Floor Qualification ELECT on or before the January 2, 2025 April 3, 2025, (General deadline, postage Richmond, VA 23219 5:00 p.m. Assembly) prepaid by registered or Non-primary party and independent ELECT-501(6) certified mail. Receipt candidates: must show date mailed. Thursday, Tuesday, Va. Code §§ January 2, 2025 June 17, 2025, 24.2-501 7:00 p.m. 24.2-503 Statement of Deemed to be filed by Virginia Department of Primary candidates: 2 Economic Interest the deadline if mailed to Elections Thursday, Thursday, ELECT on or before the (SOEI) - General January 2, 2025 April 3, 2025, Assembly deadline, postage Incumbents (officeholders 5:00 p.m. prepaid by registered or seeking reelection to the Non-primary party and independent Va. Code §§ certified mail. Receipt same office) who filed an candidates: 24.2-502 must show date mailed. SOEI pursuant to Va. Code Thursday, Tuesday, 24.2-503 §30-110 are not required January 2, 2025 June 17, 2025, to file with ELECT. 7:00 p.m. **Primary Filing Fee** Primary candidates: Primary candidates: Primary candidates: 3a Fees outlined below. Treasurer or Director of Thursday, Thursday, Va. Code §§ Finance of your locality of January 2, 2025 April 3, 2025, 24.2-523 residence. 5:00 p.m. 24.2-524 Non-primary party and independent candidates are not required to file. Primary candidates: Primary Filing Fee Primary candidates: Primary candidates: 3b Receipt Must be filed with your The political party chair Monday, Thursday, Declaration of Candidacy of your House district. March 17, 2025, April 3, 2025, Va. Code §§ (4) and Petitions of Noon (12:00 p.m.) 5:00 p.m. 24.2-522 Qualified Voters (5a). Non-primary party and independent 24.2-523 candidates are not required to file. 24.2-524 Declaration of Must be filed with your Primary candidates: Primary candidates: 4 Candidacy Petitions of Qualified The political party chair of Monday, Thursday, SBE-505/520 Voters (5a) and, if your House district. March 17, 2025, April 3, 2025, applicable, primary filing Noon (12:00 p.m.) 5:00 p.m. Independent candidates: Va. Code §§ fee receipt (3b). Non-primary party candidates **are not** 24.2-505 The general registrar of required to file. 24.2-507 your locality of residence. Independent candidates: 24.2-520 24.2-522 Thursday, Tuesday, January 2, 2025 June 17, 2025, 7:00 p.m.

This table is a summary. Find more information below.

	What do I need to file?	Notes or other information	Where do I file this form?	When does filing open?	What is the deadline to file?
5	Petitions of Qualified Voters ELECT-506/521 Va. Code §§ 24.2-506 24.2-507 24.2-521 24.2-522.	Candidates may begin collecting signatures on January 1, 2025. Petition pages are not required to be filed all at the same time; you may file pages throughout the filing window. However, the first petition page filed must	Primary candidates: The political party chair of your House district. Independent candidates: The <u>general registrar</u> of your locality of residence.	Primary candidates: Monday, March 17, 2025, Noon (12:00 p.m.) <i>Non-primary party ca</i> <i>required to file.</i> Independent candida Thursday, January 2, 2025	
	Va. Admin Code 1 VAC 20-50-20 1 VAC 20-50-30	a. Admin Code be filed with your VAC 20-50-20 Declaration of Candidacy		Monday, March 17, 2025, Noon (12:00 p.m.) Non-primary party an candidates are not re	
6	Statement of Organization Va. Code §§ 24.2 Chapter 9.3 24.2-947.1	Not required for ballot access but could affect it if past requirements are not met by June 17, 2025.	 Electronically in <u>COMET</u>, then print two copies, sign them, and submit to: 1. Virginia Department of Elections 2. The <u>general registrar</u> of your locality of residence 	Within 10 days of meeting specific conditions. <u>See conditions listed below</u> and in <u>Va. Code § 24.2-947.1.</u>	
7	Campaign Finance Reports §§ 24.2 Chapter 9.3	Not required for ballot access but could affect it if past requirements are not met by June 17, 2025.	Electronically in <u>COMET</u>	According to the <u>sche</u> the Department of Ele	

Follow these steps to file your candidacy:

1. Fill out and submit a Certificate of Candidate Qualification (ELECT-501(6))



Reference Virginia Code §§ 24.2-501 and 24.2-503.



Primary candidates:

File starting January 2, 2025. File ending April 3, 2025, at 5 pm.

Non-primary party and independent candidates: File starting **January 2, 2025.** File ending **June 17, 2025 at 7 pm.**

This form is deemed to be filed by the deadline if mailed to ELECT on or before the deadline, postage prepaid by registered or certified mail. Receipt must show date mailed. ELECT may request a scanned copy of the receipt.



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Mail or deliver this form to: Virginia Department of Elections. 1100 Bank Street, 1st Floor Richmond, VA 23219

The campaign contact information provided on this form will be included in the candidate list posted on ELECT's <u>website</u>.

2. Fill out and submit a Statement of Economic Interests (SOEI) - General Assembly



Reference Virginia Code §§ 24.2-502 and 24.2-503.



Primary candidates:

File starting January 2, 2025. File ending April 3, 2025, at 5 pm.

Non-primary party and independent candidates: File starting January 2, 2025. File ending June 17, 2025 at 7 pm.

This form is deemed to be filed by the deadline if mailed to ELECT on or before the deadline, postage prepaid by registered or certified mail. Receipt must show date mailed. ELECT may request a scanned copy of the receipt.



Mail or deliver this form to: Virginia Department of Elections. 1100 Bank Street, 1st Floor Richmond, VA 23219 i

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Incumbents (officeholders seeking reelection to the same office) who filed an SOEI pursuant to <u>Va. Code §</u> <u>30.110</u> are not required to file with ELECT.

Contact the Virginia Conflict of Interest and Ethics Advisory Council for help with completing your SOEI form.

- Email: <u>ethics@dls.virginia.gov</u>
- Phone Number: 804-698-1848

3 a, b Submit the primary filing fee and receipt

Non-primary party and independent candidates are not required to file.

Reference Virginia Code §§ 24.2-522, 24.2-523 and 24.2-524.

Filing fee:

File starting January 2, 2025. File ending April 3, 2025, at 5 pm.

Filing fee receipt:

File starting March 17, 2025 at noon (12 pm). File ending April 3, 2025, at 5 pm.

The primary filing fee receipt **must be filed with** your Declaration of Candidacy (4) and Petitions of Qualified Voters (5a).

The receipt must be **received** by the applicable deadline listed above. A postmark or other mailing service timestamp does not qualify.

Mail or deliver the primary filing fee to the Treasurer or Director of Finance of your locality.

Mail or deliver the receipt to the political party chair of your House district.

The primary filing fee equals 2% of one year's minimum salary attached to the office in effect in the year in which you file.

• Virginia House of Delegates salary = \$17,640.00 Filing Fee = \$352.80

What happens to my primary filing fee if I am disqualified, unopposed, or withdraw?

- If you are disqualified or unopposed your filing fee will be refunded.
- If you withdraw
 - **BEFORE** the party chair files the Party Certification of Primary Candidates form with ELECT your filing fee will be refunded.
 - **AFTER** the party chair files the Party Certification of Primary Candidates form with ELECT your filing fee will **NOT** be refunded.
 - The window for party chairs to file is April 3, 2025, through April 8, 2025.

4 Fill out and submit a <u>Declaration of Candidacy (SBE-505/520)</u>. Non-primary party candidates **are not required to file**.

Reference Virginia Code §§ 24.2-505, 24.2-507, 24.2-520, and 24.2-522.



Primary candidates:

File starting March 17, 2025, at noon (12:00 pm). File ending April 3, 2025, at 5 pm.

Independent candidates:

File starting January 2, 2025. File ending June 17, 2025 at 7 pm.

The Declaration of Candidacy **must be filed with** your primary filing fee receipt (3) if applicable, and Petitions of Qualified Voters (5a).

The form must be **received** by the applicable deadline listed above. A postmark or other mailing service timestamp does not qualify.



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Primary candidates:

Mail or deliver this form to the political party chair of your House district.

Independent candidates:

Mail or deliver this form to the general registrar of your locality of residence

Effective July 1, 2024 (<u>HB90/SB109</u>) the declaration of candidacy was revised to include a statement that if the signer's name appears on the primary ballot and they are not nominated then their name is not to be printed on the ballots for that office in the succeeding general election.

5 Collect petition signatures and submit <u>Petitions of Qualified Voters (SBE-506/521)</u>.

Non-primary party candidates are not required to file.

Reference:

- Virginia Code §§ <u>24.2-506</u>, <u>24.2-507</u>, <u>24.2-521</u>, and <u>24.2-522</u>.
- Virginia Administrative Code <u>1 VAC 20-50-20</u> and <u>1 VAC 20-50-30.</u>
- Local charters for additional or different requirements. Contact the local attorney for guidance.

Primary Candidates	Independent Candidates	
Collect signatures:	Collect signatures:	
January 1, 2025, through	January 1, 2025, through	
April 3, 2025	June 17, 2025	
Submit pages*:	Submit pages:	
March 17, 2025 at noon (12 pm) through	January 2, 2025, through	
April 3, 2025, at 5 pm.	June 17, 2025, 7 pm	
Mail or deliver the petition pages to:	Mail or deliver the petition pages to:	
The political party chair of your House	The general registrar of your locality	
district.	of residence.	

For a candidate for: Number of petition signatures you need from qualified voters

Virginia House of Delegates 125 signatures

Effective July 1, 2024 (<u>SB165</u>) candidates may begin collecting petition signatures on January first of the year in which the election is held.

Petition pages are not required to be filed all at the same time; you may file pages throughout the filing window. However, the first petition page filed must be filed with your Declaration of Candidacy (4) and, if applicable, primary filing fee receipt (3b).

The pages must be **received** by the applicable deadline listed above. A postmark or other mailing service timestamp does not qualify.

Independent candidates:

May request notification of any problems that can be corrected before the filing deadline. Make this request by email to the Virginia Department of Elections at <u>EA@Elections.Virginia.gov</u>. ELECT will provide the requested information when able but cannot guarantee a timely response as it will be dependent on the processing of the petition pages.

If notified by ELECT that the required number of qualified voter signatures was not submitted, an appeal can be submitted to the State Board of Elections at <u>EA@Elections.Virginia.gov</u>. The appeal must be submitted within 5 days of the disqualification notice being issued. You will need to prove that you have the correct number of signatures from qualified voters before the deadline. Find more information in 1 VAC 20-50-30.

Things to remember about petitions:

Petition Pages must...

- Be on the Virginia Department of Elections <u>form</u>. The form cannot be altered in any way.
- Be printed on one piece of paper, front and back. If the back is on a second piece of paper, the entire page (front and back) will be rendered invalid.
- Contain the signature, printed full name, and full registered residence address of each qualified voter and the date the voter signed. The last four (4) digits of the qualified voter's Social Security Number (SSN) would help in confirming the voter but is not required.

The petition circulator...

- Must be a legal resident of the United States.
- Cannot be a minor.
- Can be an individual who was convicted of a felony only if their voting rights are restored.
- Cannot be the circulator of the page on which they signed as a voter.
- Must sign the affidavit on each page they circulated in front of a notary.

When collecting your petition signatures, it is helpful to remember that...

- Because not all the people who sign petitions are qualified voters, ELECT recommends collecting at least 1 1/2 times the number of signatures required.
- Giving clear instructions on how a voter should fill out the page (provide all information in legible handwriting) will better the chances of a signature being accepted.
- <u>1VAC20-50-20</u> lists material omissions for petition signatures and pages. If your petition has a material omission, it may render the page or signature invalid.

The next two requirements relate to Campaign Finance accounts and reporting.

While these are not ballot access requirements, they could affect ballot access if past Campaign Finance requirements are not in full compliance by June 17, 2025. Candidates who have run for office in previous years should contact ELECT's Campaign Finance Team (<u>CampaignFinance@Elections.Virginia.gov</u>) to ensure full compliance.

Non-compliance will result in penalties and the inability to qualify for, perform the duties of, or receive a salary or emoluments from the office.

6. Fill out and submit a <u>Statement of Organization for a Candidate (SOO)</u>.



Reference

- Virginia Code Title 24.2 <u>Chapter 9.3</u>.
- Campaign Finance Laws and Policies



File within 10 days of performing one of the following:

- Accept a contribution.
- Spend any funds.
- Pay a filing fee.
- File a Certificate of Candidate Qualification.
- Appoint a campaign treasurer, campaign committee, or campaign depository.



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Complete electronically in <u>COMET</u>, print two copies, sign both, then mail or deliver according to the instructions in <u>COMET</u> to:

- The Virginia Department of Elections.
- The general registrar of your locality of residence.

Campaign finance filing requirements are not a requirement of ballot access. If you do not comply with all campaign finance requirements:

- You will have to pay penalties.
- You will not be permitted to qualify for any office, enter upon the duties thereof, or receive any salary or emoluments therefrom.

7. Submit Campaign Finance Reports

Reference

- Virginia Code Title 24.2 <u>Chapter 9.3</u>.
- Campaign Finance Laws and Policies



Submit reports according to the <u>schedule</u> published by the Virginia Department of Elections.



Complete electronically in <u>COMET</u>.

How do I withdraw my candidacy?



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Reference Virginia Code § 24.2-612.2

A withdrawing candidate should submit their withdrawal notice with enough time before absentee voting commences to ensure their name is removed from the ballot.



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Mail, deliver, or email to your local <u>General Registrar</u>'s Office. The General Registrar will notify other affected General Registrars and/or the Department of Elections, as appropriate.

To be withdrawn from the ballot you must submit a signed and notarized notice of withdrawal declaring your intent to withdraw from the election. Use the Department of Elections' <u>Candidate Withdrawal Form</u> (ELECT-612.2).

Effective January 1, 2025 (HB55/SB131)

- Withdrawal notices must now be notarized.
- If a candidate submits a notarized withdrawal notice to the general registrar between 44 days and 7 days before a primary election, and the result is only one remaining candidate that would then be unopposed, the remaining candidate will be declared the party's nominee for the office sought and the primary election will be cancelled.

Qualified Independent Candidate that Wishes to use Third-Party ID on the Ballot

The following two letters must be filed:

- 1. A letter signed by the State Chair stating the following:
 - The group has been in existence for at least six months prior to the filing of its nominee.
 - The group has a state central committee composed of registered voters from each of Virginia's 11 congressional districts in continual existence for the six months prior to the filing of its nominee.
 The group has a party plan and bylaws.
- A letter signed by the State Chair and signed by the candidate stating the following:
 - The Chair certifies the candidate is the nominee of the party.
 - The candidate accepts the nomination of the party.

Reference Virginia Code § <u>24.2-613</u>.

File starting January 2, 2025. File ending June 23, 2025.

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The Department of Elections recommends that the independent candidate provide this information to the State Chair of their party. This presumably will assure that the party will provide the nominee with what they need to file with the Department of Elections by the appropriate deadline.

General Disclaimer

The electronic version of this Candidate Bulletin can be found on the Department of Elections website: <u>https://www.elections.virginia.gov/candidatepac-info/candidate-bulletins/index.html</u>

Candidates are responsible for complying with all current applicable local, state, and federal laws and regulations.

This Candidate Bulletin provides an overview of Virginia electoral requirements only. It does not purport to provide legal advice or binding statements of official policy. Rather, the Candidate Bulletin describes election law found in the Code of Virginia. Applicable laws and regulations are subject to change in content and interpretation.