

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 19.2-72 of the Code of Virginia, relating to execution of arrest*  
3 *warrants by sheriffs.*

4  
5 Approved

[H 820]

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

7 **1. That § 19.2-72 of the Code of Virginia is amended and reenacted as follows:**

8 § 19.2-72. When it may issue; what to recite and require.

9 On complaint of a criminal offense to any officer authorized to issue criminal warrants he shall  
10 examine on oath the complainant and any other witnesses, or when such officer shall suspect that an  
11 offense punishable otherwise than by a fine has been committed he may, without formal complaint,  
12 issue a summons for witnesses and shall examine such witnesses. If upon such examination such officer  
13 finds that there is probable cause to believe the accused has committed an offense, such officer shall  
14 issue a warrant for his arrest. The warrant shall (i) be directed to an appropriate officer or officers, (ii)  
15 name the accused or, if his name is unknown, set forth a description by which he can be identified with  
16 reasonable certainty, (iii) describe the offense charged with reasonable certainty, (iv) command that the  
17 accused be arrested and brought before a court of appropriate jurisdiction in the county, city or town in  
18 which the offense was allegedly committed, and (v) be signed by the issuing officer. The warrant shall  
19 require the officer to whom it is directed to summon such witnesses as shall be therein named to appear  
20 and give evidence on the examination. But in a city or town having a police force, the warrant shall be  
21 directed "To any policeman, sheriff or his deputy sheriff of such city (or town)," and shall be executed  
22 by the policeman, sheriff or his deputy sheriff into whose hands it shall come or be delivered. *A sheriff*  
23 *or his deputy may execute an arrest warrant throughout the county in which he serves and in any city*  
24 *surrounded thereby.*

ENROLLED

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