

2002 SESSION

INTRODUCED

026318736

HOUSE BILL NO. 505

Offered January 9, 2002

Prefiled January 8, 2002

A BILL to amend and reenact § 9.1-505 of the Code of Virginia and to amend the Code of Virginia by adding in Chapter 3 of Title 9.1 a section numbered 9.1-305, relating to maximum period of suspension without pay.

Patrons—Drake, Cosgrove, Devolites, Joannou, Purkey and Rapp

Referred to Committee on Militia, Police and Public Safety

Be it enacted by the General Assembly of Virginia:

1. That § 9.1-505 of the Code of Virginia is amended and reenacted, and that the Code of Virginia is amended by adding in Chapter 3 of Title 9.1 a section numbered 9.1-305 as follows:

§ 9.1-305. Suspension without pay.

In no case shall a suspension without pay of a firefighter or emergency medical technician under investigation continue for more than ninety days pending completion of the hearing process.

§ 9.1-505. Immediate suspension.

Nothing in this chapter shall prevent the immediate suspension without pay of any law-enforcement officer whose continued presence on the job is deemed to be a substantial and immediate threat to the welfare of his agency or the public, nor shall anything in this chapter prevent the suspension of a law-enforcement officer for refusing to obey a direct order issued in conformance with the agency's written and disseminated regulations. In such a case, the law-enforcement officer shall, upon request, be afforded the rights provided for under this chapter within a reasonable amount of time set by the agency. *No such suspension shall continue for more than ninety days pending completion of the hearing process.*

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