

2007 SESSION

HOUSE SUBSTITUTE

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HOUSE BILL NO. 1856

AMENDMENT IN THE NATURE OF A SUBSTITUTE
(Proposed by the House Committee on Militia, Police, and Public Safety
on January 26, 2007)

(Patron Prior to Substitute—Delegate Wittman)

A BILL to amend and reenact § 15.2-1609.1 of the Code of Virginia, relating to number of deputies.

Be it enacted by the General Assembly of Virginia:

1. That § 15.2-1609.1 of the Code of Virginia is amended and reenacted as follows:

§ 15.2-1609.1. Number of deputies.

Except as provided *herein and* in § 15.2-1603, the respective number of full-time deputies appointed by the sheriff of a county or city shall be fixed by the Compensation Board after receiving such recommendation of the board of supervisors of the county or the council of the city, as the case may be, as the board of supervisors or city council may desire to make. Such recommendation, if any, shall be made to the Compensation Board on or before April 1 of each year. In any county without a police force, upon the request of the board of supervisors of such county, the number of such law-enforcement deputies shall be fixed at not less than one such deputy for each 1,500 population in such county excluding the population served by state educational institution police departments if the sheriff's department does not provide the majority of the law-enforcement activities to such population according to uniform crime reports compiled by the Department of State Police. The Compensation Board shall also consider any agreement the sheriff may have pursuant to § 15.2-1726 and any obligation he may have pursuant to this section to provide law enforcement for towns in fixing the number of deputies. The governing body of any county or city may employ a greater number of law-enforcement deputies than fixed by the Compensation Board, provided that the county or city shall pay the total compensation and all employer costs for such additional deputies.

In any locality in which a local correctional facility or a state correctional facility, as those terms are defined in § 53.1-1, is situated, and the operation of such local correctional facility is not under the control of the sheriff of the locality, then upon the request of the sheriff of the locality, the Compensation Board shall allocate additional full-time deputies to serve process in the locality. Such additional full-time deputies shall be fixed by the Compensation Board at not more than one deputy for each 750 inmates of average daily population confined in the local or state correctional facility. This number shall be exclusive of, and in addition to, the number of full-time deputies of such county fixed by the Compensation Board pursuant to the preceding paragraph.

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