

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 19.2-45 of the Code of Virginia, relating to powers of magistrates.*

3 [H 2364]

4 Approved

5 **Be it enacted by the General Assembly of Virginia:**6 **1. That § 19.2-45 of the Code of Virginia is amended and reenacted as follows:**

7 § 19.2-45. Powers enumerated.

8 A magistrate shall have the following powers only:

9 (1) To issue process of arrest in accord with the provisions of §§ 19.2-71 to 19.2-82 of the Code;

10 (2) To issue search warrants in accord with the provisions of §§ 19.2-52 to 19.2-60 of the Code;

11 (3) To admit to bail or commit to jail all persons charged with offenses subject to the limitations of
12 and in accord with general laws on bail;13 (4) The same power to issue warrants and subpoenas within such county or city as is conferred upon
14 district courts. ~~Such~~ *Upon the request of the attorney for the Commonwealth, a copy of any criminal*
15 *warrant issued at the request of a citizen shall be delivered to the attorney for the Commonwealth for*
16 *such county or city. All attachments, warrants and subpoenas shall be returnable before a district court or*
17 *any court of limited jurisdiction continued in operation pursuant to § 16.1-70.1;*18 (5) To issue civil warrants directed to the sheriff or constable of the county or city wherein the
19 defendant resides, together with a copy thereof, requiring him to summon the person against whom the
20 claim is, to appear before a district court on a certain day, not exceeding thirty days from the date
21 thereof to answer such claim. If there be two or more defendants and any defendant resides outside the
22 jurisdiction in which the warrant is issued, the summons for such defendant residing outside the
23 jurisdiction may be directed to the sheriff of the county or city of his residence, and such warrant may
24 be served and returned as provided in § 16.1-80;

25 (6) To administer oaths and take acknowledgments;

26 (7) To act as conservators of the peace;

27 (8), (9) [Repealed.]

28 (10) To perform such other acts or functions specifically authorized by law.

ENROLLED

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