

2008 SESSION

INTRODUCED

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SENATE BILL NO. 771

Offered January 18, 2008

A BILL to amend and reenact § 19.2-92 of the Code of Virginia, relating to extradition.

Patrons—Hurt; Delegates: Marshall, D.W. and Merricks

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That § 19.2-92 of the Code of Virginia is amended and reenacted as follows:

§ 19.2-92. Issuance of Governor's warrant of arrest; its recitals.

If the Governor decides that a demand for the extradition of a person, charged with, or convicted of, crime in another state should be complied with, he shall sign a warrant of arrest, which shall be sealed with the state seal, and be directed to the sheriff or ~~sergeant~~ *police chief* of any county or city or to any peace officer or other person whom he may think fit to entrust with the execution thereof. *However, nothing herein shall prevent the sheriff or police chief of a county or city who has been directed to execute such warrant from authorizing a private citizen to perform such arrest.* The warrant must substantially recite the facts necessary to the validity of its issuance. Any electronically transmitted facsimile of a Governor's warrant shall be treated as an original document, provided the original is received within four days of receipt of the facsimile.

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