

2009 SESSION

INTRODUCED

085923600

HOUSE BILL NO. 51

Offered January 9, 2008

Prefiled December 5, 2007

A BILL to amend the Code of Virginia by adding a section numbered 8.01-226.12, relating to immunity for enforcement of immigration laws.

Patrons—Lingamfelter, Frederick, Athey, Cole, Cosgrove, Gilbert, Kilgore, Massie, Merricks, Miller, J.H., Morgan and Sherwood

Referred to Committee on Rules

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 8.01-226.12 as follows:

§ 8.01-226.12. Immunity for enforcement of immigration laws.

The Commonwealth or any political subdivision thereof, or any officers, agents, or employees of the Commonwealth or any political subdivision thereof, shall be immune from liability for the acts or omissions of an employee arising out of the enforcement of any immigration law, so long as such employee (i) was acting pursuant to federal, state, or local authority, (ii) was acting within the scope of the employee's official duties, and (iii) did not commit a violation of federal, state, or local criminal law in the course of enforcing such immigration law.

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