

2009 SESSION

HOUSE SUBSTITUTE

094522250

SENATE BILL NO. 1307

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on Militia, Police and Public Safety
on February 20, 2009)

(Patron Prior to Substitute—Senator Hurt)

A BILL to amend and reenact § 19.2-108 of the Code of Virginia, relating to transport of prisoners; fugitives from the Commonwealth.

Be it enacted by the General Assembly of Virginia:

1. That § 19.2-108 of the Code of Virginia is amended and reenacted as follows:

§ 19.2-108. Fugitives from this Commonwealth; duty of Governor.

Whenever the Governor shall demand a person charged with crime or with escaping from confinement or breaking the terms of his bail, probation or parole in this Commonwealth, from the executive authority of any other state, or from the chief justice or an associate justice of the Supreme Court of the District of Columbia authorized to receive such demand under the laws of the United States, he shall issue a warrant under the seal of this Commonwealth to some agent commanding him to receive the person so charged if delivered to him and convey him to the proper officer of the county or city in this Commonwealth in which the offense was committed. *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 prisoner transportation company meeting the minimum qualifications set by the Department of Criminal Justice Services to perform such an arrest and return the person to the Commonwealth.*

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