

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 53.1-56 of the Code of Virginia, relating to construction and*  
3 *maintenance of highways; inmate labor.*

4 [H 2040]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 53.1-56 of the Code of Virginia is amended and reenacted as follows:**

8 § 53.1-56. Construction and maintenance of highways; grass cutting; acquisition of quarries, etc.; use  
9 of materials for county roads.

10 Persons sentenced to the Department shall, so far as practicable, be employed in the construction and  
11 maintenance of the State Highway System and secondary system of state highways, and to this end may  
12 be used in rock quarries, gravel pits and other plants in the preparation of materials for construction and  
13 maintenance of roads and in the maintenance of any or all medians and other nontraveled portions of  
14 such highways. *Persons sentenced to the Department may also be employed in the maintenance of the*  
15 *rest areas along the Interstate Highway System, providing that such maintenance activities are jointly*  
16 *approved by the Department and the Virginia Department of Transportation based on the safety of the*  
17 *traveling public.*

18 The Commonwealth Transportation Board may acquire out of the proceeds of the money, now or  
19 hereafter available for construction and maintenance of the State Highway System and secondary system,  
20 such quarries, gravel pits or plants as may in its opinion be necessary for such work. The Board shall on  
21 the request of any county road authorities allow such county road authorities to take from such quarries  
22 or gravel pits or shall sell to such county road authorities at cost of production such materials as may be  
23 required to be used for the construction and maintenance of county roads. This arrangement shall in no  
24 way interfere with the furnishing of materials by the Board for the maintenance or construction of the  
25 State Highway System and secondary system.

26 The Commonwealth Transportation Board shall make requisition from time to time upon the Director  
27 for the number of prisoners it deems necessary for the work on the State Highway System or secondary  
28 system or for the preparation of road material for road construction and maintenance ~~and~~, in the  
29 maintenance of any or all medians and other nontraveled portions of such highways, *and in the*  
30 *maintenance of the rest areas along the Interstate Highway System.* The number of prisoners so  
31 requisitioned shall be furnished subject to availability as determined by the Director of the Department  
32 of Corrections.

33 Fifteen days prior to a prisoner's participation in the program, the Director shall give the chief of  
34 police, sheriff or local chief law-enforcement official of the locality in which the prisoner will work,  
35 notice of the prisoner's participation. Such notice shall include the name, address and criminal history of  
36 the prisoner, in addition to other information the chief of police or such officer may request. The  
37 transmission of information shall be confidential and not subject to the Virginia Freedom of Information  
38 Act (§ 2.2-3700 et seq.).

ENROLLED

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