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HOUSE BILL NO. 2263

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee for Courts of Justice
on February 18, 2015)

(Patron Prior to Substitute—Delegate Habeeb)

A BILL to amend Chapter 140 of the Acts of Assembly of 1986 by adding a section numbered 10.1 and to repeal § 10, as amended, of Chapter 140 of the Acts of Assembly of 1986, relating to Roanoke Regional Airport Commission; Commission police department.

Be it enacted by the General Assembly of Virginia:

1. That Chapter 140 of the Acts of Assembly of 1986 is amended by adding a section numbered 10.1 as follows:

§ 10.1. Police powers.

The Commission may establish a police department with the authority to exercise full law-enforcement powers upon all facilities and property owned, operated, managed, leased, or maintained by or under the control of the Commission and within 100 yards of such facilities or property and employ police officers to enforce laws of the Commonwealth and all rules and regulations of the Commission and all other applicable statutes, ordinances, rules, and regulations on such facilities and property. The Commission police department shall have concurrent jurisdiction with the police department of the City of Roanoke on Commission facilities and property located in the City of Roanoke and shall have concurrent jurisdiction with the police department of the County of Roanoke on Commission facilities and property located in the County of Roanoke. The authority of the Commission police department shall not supersede the authority, duties, or jurisdiction vested by law with the local police department or sheriff's office, including as provided in §§ 15.2-1609 and 15.2-1704 of the Code of Virginia. The Commission police department and its police officers shall be subject to and comply with the United States Constitution; the Constitution of Virginia; the laws governing municipal police departments, including the provisions of §§ 9.1-600, 15.2-1705 through 15.2-1708, 15.2-1719, 15.2-1721, and 15.2-1722 of the Code of Virginia; and any regulations adopted by the Criminal Justice Services Board that the Department of Criminal Justice Services designates as applicable to private police departments. Any person employed as a police officer for the Commission police department pursuant to this act shall meet all requirements, including the minimum compulsory training requirements, for law-enforcement officers pursuant to Chapter 1 (§ 9.1-100 et seq.) of Title 9.1 of the Code of Virginia. Such police officers may issue summons to appear, or arrest on view or information without warrant as permitted by law, and conduct before any judicial officer or court of competent jurisdiction any person violating any law of the Commonwealth or rule or regulation of the Commission or other applicable statute, ordinance, rule, or regulation. The Commission police department may use the word "police" to describe its sworn officers and may join a regional criminal justice academy created pursuant to Article 5 (§ 15.2-1747 et seq.) of Chapter 17 of Title 15.2 of the Code of Virginia.

The Department of State Police shall exercise the same powers upon Commission facilities and property as elsewhere within the Commonwealth.

The Commission may enter into reciprocal or mutual aid agreements with a participating political subdivision in which the Commission's facilities or property is located, the Commonwealth, or the United States government, or any agency thereof, or any combination of the foregoing, for cooperation in the furnishing of police services.

For the purpose of enforcing such statutes, ordinances, rules, and regulations, the court or courts having jurisdiction for the trial of criminal offenses of the participating political subdivision wherein the offense was committed shall have jurisdiction to try a person charged with the violating of any such statutes, ordinances, rules, and regulations.

2. That § 10, as amended, of Chapter 140 of the Acts of Assembly of 1986 is repealed.

SENATE SUBSTITUTE

HB2263S1