

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding a section numbered 19.2-87.1, relating to reproductive*
3 *health care services; prohibitions on extradition for certain crimes.*

4
5 Approved

[S 15]

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. That the Code of Virginia is amended by adding a section numbered 19.2-87.1 as follows:**

8 **§ 19.2-87.1. Extradition of persons charged with certain criminal violations; prohibition.**

9 *A. As used in this section, "reproductive health care services" means medical, pharmaceutical,*
10 *surgical, counseling, or referral services relating to the human reproductive system, including services*
11 *relating to pregnancy, contraception, or abortion.*

12 *B. Notwithstanding the provisions of this article, no demand for extradition of a person charged with*
13 *a criminal violation of law of another state shall be recognized by the Governor if such alleged criminal*
14 *violation involves the receipt or provision of or assistance with reproductive health care services within*
15 *the Commonwealth unless the alleged criminal violation would also constitute a criminal offense under*
16 *the laws of the Commonwealth; however, the Governor may request that the state demanding extradition*
17 *attest to the factual and legal basis of such alleged violation of the law of another state.*

18 *C. The provisions of this section shall not apply when the person who is subject to such demand for*
19 *extradition by another state was physically present in the demanding state at the time of the commission*
20 *of the alleged offense and thereafter fled from such state, except that an affirmation under oath by such*
21 *person that he was present in the Commonwealth at the time of the commission of the alleged offense*
22 *shall create a presumption that he was not present in the demanding state at the time of the commission*
23 *of such alleged offense. Such presumption may be rebutted by clear and convincing evidence by the*
24 *demanding state in the circuit or general district court of the jurisdiction where such person subject to*
25 *such demand is a resident or is being held pending extradition.*

ENROLLED

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