

# VIRGINIA ACTS OF ASSEMBLY -- 1995 RECONVENED SESSION

## CHAPTER 730

*An Act to amend and reenact § 2.1-116.1 of the Code of Virginia, relating to Law-Enforcement Officers' Procedural Guarantees Act.*

[H 1677]

Approved April 6, 1995

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

**1. That § 2.1-116.1 of the Code of Virginia is amended and reenacted as follows:**

§ 2.1-116.1. Definitions.

As used in this chapter, the following terms have the following meanings:

1. "Law-enforcement officer" means any person, other than a Chief of Police or the Superintendent of the Department of State Police, who, in his official capacity, is (i) authorized by law to make arrests and ~~who is~~ (ii) a nonprobationary ~~member~~ officer of one of the following ~~law-enforcement~~ agencies:

(a) The Department of State Police, *the Division of Capitol Police, the Virginia Marine Resources Commission, the Virginia Port Authority, the Department of Alcoholic Beverage Control, or the Department of Motor Vehicles; or*

(b) The police department, bureau or force of any political subdivision *or the campus police department of any public institution of higher education* of the Commonwealth of Virginia where such department, bureau or force has ten or more law-enforcement officers; however, this shall not include the sheriff's department of any city or county.

This term also means any game warden as defined in § 9-169 (9).

2. "Agency" means:

(a) The Department of State Police, *the Division of Capitol Police, the Virginia Marine Resources Commission, the Virginia Port Authority, the Department of Alcoholic Beverage Control, or the Department of Motor Vehicles; or*

(b) The political subdivision *or the campus police department of any public institution of higher education* of the Commonwealth of Virginia employing the law-enforcement officer.