

1995 SESSION

INTRODUCED

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HOUSE BILL NO. 1677

Offered January 17, 1995

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

Patron—Moore

Referred to Committee on Militia and Police

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 employee or 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, the Department of Motor Vehicles, or the State Corporation Commission; or

(b) The police department, bureau or force of any political subdivision or 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, the Department of Motor Vehicles, and the State Corporation Commission; or

(b) The political subdivision or institution of higher education of the Commonwealth of Virginia employing the law-enforcement officer.

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