

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding in Chapter 10 of Title 53.1 a section numbered*
3 *53.1-220.2, relating to transfer of incarcerated persons to Immigration and Customs Enforcement.*

4 [H 2043]

5 Approved

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

7 **1. That the Code of Virginia is amended by adding in Chapter 10 of Title 53.1 a section numbered**
8 **53.1-220.2 as follows:**

9 *§ 53.1-220.2. Transfer of certain incarcerated persons to Immigration and Customs Enforcement.*

10 *The Director, sheriff, or other official in charge of the facility in which an alien is incarcerated may,*
11 *upon receipt of a detainer from U.S. Immigration and Customs Enforcement, transfer custody of the*
12 *alien to U.S. Immigration and Customs Enforcement no more than five days prior to the date that he*
13 *would otherwise be released from custody. Upon transfer of custody, notwithstanding any other*
14 *provision of law, the alien shall receive credit for the number of days remaining before he would*
15 *otherwise have been released.*

ENROLLED

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