

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 53.1-128 of the Code of Virginia, relating to inmate workforces;*
3 *eligibility for voluntary participation.*

4 [H 1935]
5 Approved

6 **Be it enacted by the General Assembly of Virginia:**
7 **1. That § 53.1-128 of the Code of Virginia is amended and reenacted as follows:**
8 **§ 53.1-128. Workforces and authorized work places.**

9 The local governing body of any county, city or town may establish workforces in the county, city or
10 town under such conditions as it may prescribe. Such workforces are authorized to work on (i) public
11 property or works owned, leased or operated by the Commonwealth or the county, city or town; (ii) a
12 privately operated national park on federal land; (iii) any property owned by a nonprofit organization
13 that is exempt from taxation under 26 U.S.C. § 501(c)(3) or (c)(4) and that is organized and operated
14 exclusively for charitable or social welfare purposes whether the same is located within such county,
15 city or town, or elsewhere; or (iv) private property (a) owned or occupied by an elderly or indigent
16 person or persons where such property has been identified by a citizens housing advisory committee as
17 needing rehabilitation or repair and the property owner has consented to such work or (b) classified as
18 or used as a cemetery where such property has been abandoned and where on such property exist
19 nuisances that have been identified by a municipal corporation for abatement or removal pursuant to
20 § 15.2-1115 or a similar local ordinance. Every person 18 years of age or older who is convicted and
21 confined for any violation of a local ordinance and who is confined as a punishment or for failure to
22 pay a required fine, shall be liable to work in such workforce. Every person 18 years of age or older
23 who is confined pending disposition of a ~~nonviolent criminal offense~~ or an offense under Chapter 5
24 (§ 20-61 et seq.) of Title 20 *or a criminal offense not listed in § 19.2-297.1* may work in such
25 workforce on a voluntary basis with the approval of and under the supervision of the sheriff *or his*
26 *designee.*

ENROLLED
HB1935ER