

1996 SESSION

INTRODUCED

962377358

HOUSE BILL NO. 1419

Offered January 22, 1996

A BILL to amend and reenact § 46.2-1313 of the Code of Virginia, relating to incorporation of state laws in local ordinances.

Patrons—Mims and McClure; Senator: Ticer

Referred to Committee on Transportation

Be it enacted by the General Assembly of Virginia:

1. That § 46.2-1313 of the Code of Virginia is amended and reenacted as follows:

§ 46.2-1313. Incorporation of provisions of this title, Article 9 (§ 16.1-278 et seq.) of Chapter 11 of Title 16.1 and Article 2 (§ 18.2-266 et seq.) of Chapter 7 of Title 18.2 in ordinances.

Ordinances enacted by local authorities pursuant to this article may incorporate appropriate provisions of this title, of Article 9 (§ 16.1-278 et seq.) of Chapter 11 of Title 16.1, and of Article 2 (§ 18.2-266 et seq.) of Chapter 7 of Title 18.2 into such ordinances by reference. Nothing contained in this title shall require the readoption of ordinances heretofore validly adopted. Local authorities may adopt ordinances incorporating by reference the appropriate provisions of state law before the effective date of such state law; provided that such local ordinances do not become effective before the effective date of the state law. The provisions of this section are declaratory of existing law.

Virginia Code provisions listed on a summons to appear in court or a warrant of arrest which are clearly prefixed with the capital letter "L" or the word "LOCAL" shall mean that the individual listed on such document is being charged with or cited for a violation of a local ordinance paralleling a provision or provisions of the Virginia Code referenced in this section.

INTRODUCED

HB1419