

1 SENATE BILL NO. 207

2 AMENDMENT IN THE NATURE OF A SUBSTITUTE

3 (Proposed by the Senate Committee on Education and Health

4 on January 22, 2026)

5 (Patron Prior to Substitute—Senator Pekarsky)

6 *A BILL to amend the Code of Virginia by adding a section numbered 32.1-283.9, relating to Sudden*
7 *Unexpected Death in Epilepsy; protocol; information.*8 **Be it enacted by the General Assembly of Virginia:**9 **1. That the Code of Virginia is amended by adding a section numbered 32.1-283.9 as follows:**10 *§ 32.1-283.9. Investigation of deaths involving Sudden Unexpected Death in Epilepsy; protocol;*
11 *information.*12 *A. For purposes of this section, "Sudden Unexpected Death in Epilepsy" or "SUDEP" means the sudden*
13 *and unexplained death of a healthy individual with epilepsy that is not by drowning, injury, or other known*
14 *causes.*15 *B. In any case involving a manner of death consistent with SUDEP, the Office of the Chief Medical*
16 *Examiner shall (i) in addition to other information it deems appropriate, disclose its investigation into the*
17 *cause of death in a full report, which shall include written findings pursuant to § 32.1-283, and (ii) within 30*
18 *days of such finding refer the case to a public or private institution, which shall provide to the decedent's next*
19 *of kin, if known, information regarding the benefits of and process for submitting the deceased's medical*
20 *information, including information about the deceased's history of epilepsy and seizures, to the North*
21 *American SUDEP Registry.*22 *C. The Office of the Chief Medical Examiner shall publish resources with information on SUDEP and a*
23 *SUDEP death investigation form on its website.*24 *D. These duties shall be performed up to the amount funded by public and private institutions.*