

HOUSE BILL NO. 1096
FLOOR AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by
on)

(Patron Prior to Substitute—Delegate Singh)

A BILL to amend and reenact § 19.2-387.3 of the Code of Virginia, relating to Substantial Risk Order Reporting System established.

SENATE BILL NO. _____ HOUSE BILL NO. _____

Be it enacted by the General Assembly of Virginia:

1. That § 19.2-387.3 of the Code of Virginia is amended and reenacted as follows:

§ 19.2-387.3. Substantial Risk Order Registry; maintenance; access; Substantial Risk Order Reporting System.

A. The Department of State Police shall keep and maintain a computerized Substantial Risk Order Registry (the Registry) for the entry of orders issued pursuant to § 19.2-152.13 or 19.2-152.14. The Department of State Police shall make the Registry information available, upon request, to criminal justice agencies, including local law-enforcement agencies, through the Virginia Criminal Information Network.

The Department of State Police may make the Registry information available upon request to institutions of higher education and other research organizations or institutions in the Commonwealth. The Department of State Police shall remove the names and other personal identifying information from the data before it is released to the institution of higher education or research organization or other institution.

Registry information provided under this section shall be used only for the purposes of the administration of criminal justice as defined in § 9.1-101, except as otherwise provided in this ~~subsection~~ section.

B. *The Department of State Police shall also establish a Substantial Risk Order Reporting System for the purpose of tracking and reporting the entry of orders issued pursuant to § 19.2-152.13 or 19.2-152.14 by locality. Such report by locality shall be published monthly by the Department of State Police and distributed in an electronic format to the General Assembly and the Office of the Governor. The Department of State Police shall remove the names and other personal identifying information from the data before the reports are published.*

C. No liability shall be imposed upon any law-enforcement official who disseminates information or fails to disseminate information in good faith compliance with the requirements of this section, but this provision shall not be construed to grant immunity for gross negligence or willful misconduct.