

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 19.2-187 of the Code of Virginia, relating to admission into evidence of*
3 *certificates of analysis.*

4
5 Approved

[S 262]

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

7 **1. That § 19.2-187 of the Code of Virginia is amended and reenacted as follows:**

8 § 19.2-187. Admission into evidence of certain certificates of analysis.

9 In any hearing or trial of any criminal offense or in any proceeding brought pursuant to Chapter 22.1
10 (§ 19.2-386.1 et seq.) of this title, a certificate of analysis of a person performing an analysis or
11 examination, performed in any laboratory operated by the Division of Consolidated Laboratory Services
12 or the Division of Forensic Science or authorized by such Division to conduct such analysis or
13 examination, or performed by the Federal Bureau of Investigation, the federal Postal Inspection Service,
14 the federal Bureau of Alcohol, Tobacco and Firearms, the Naval Criminal Investigative Service, the
15 National Fish and Wildlife Forensics Laboratory, the federal Drug Enforcement Administration, or the
16 United States Secret Service Laboratory when such certificate is duly attested by such person, shall be
17 admissible in evidence as evidence of the facts therein stated and the results of the analysis or
18 examination referred to therein, provided (i) the certificate of analysis is filed with the clerk of the court
19 hearing the case at least seven days prior to the hearing or trial and (ii) a copy of such certificate is
20 mailed or delivered by the clerk or attorney for the Commonwealth to counsel of record for the accused
21 at least seven days prior to the hearing or trial upon request made by such counsel to the clerk with
22 notice of the request to the attorney for the Commonwealth. *The request to the clerk shall be in writing*
23 *at least ten days prior to trial and shall clearly state in its heading "Request for Copy of Certificate of*
24 *Analysis."*

25 The certificate of analysis of any examination conducted by the Division of Forensic Science relating
26 to a controlled substance or marijuana shall be mailed or forwarded by personnel of the Division of
27 Forensic Science to the attorney for the Commonwealth of the jurisdiction where such offense may be
28 heard. The attorney for the Commonwealth shall acknowledge receipt of the certificate on forms
29 provided by the laboratory.

30 Any such certificate of analysis purporting to be signed by any such person shall be admissible as
31 evidence in such hearing or trial without any proof of the seal or signature or of the official character of
32 the person whose name is signed to it.

ENROLLED

SB262ER