

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 16.1-255 of the Code of Virginia and to amend the Code of Virginia by*
3 *adding a section numbered 16.1-235.1, relating to juvenile court intake.*

4 [H 298]

5 Approved

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

7 **1. That § 16.1-255 of the Code of Virginia is amended and reenacted, and that the Code of**
8 **Virginia is amended by adding a section numbered 16.1-235.1 as follows:**

9 *§ 16.1-235.1. Provision of court services; replacement intake officers.*

10 *The chief judge may make arrangements for a replacement intake officer from another court service*
11 *unit to ensure the capability of a prompt response in matters under § 16.1-255 or § 16.1-260 during*
12 *hours the court is closed. The replacement intake officer shall have all the authority and power of an*
13 *intake officer of that district when authorized in writing by the appointing authority and by the chief*
14 *judge of that district. The arrangements shall conform to policy governing the use of replacement intake*
15 *officers established by the State Board of Juvenile Justice.*

16 *§ 16.1-255. Limitation on issuance of detention orders for juveniles.*

17 *No detention order shall be issued for any juvenile except when authorized by the judge or intake*
18 *officer of a juvenile court or by a magistrate as provided in § 16.1-256.*

19 *In matters involving the issuance of detention orders each state or local court service unit shall*
20 *ensure the capability of a prompt response by an intake officer who is either on duty or on call.*

21 *A child may appear before an intake officer either (i) by personal appearance before the intake*
22 *officer or (ii) by the use of two-way electronic video and audio communication. All communications and*
23 *proceedings shall be conducted in the same manner and the intake officer shall have the same powers*
24 *as if the appearance were in person. Any documents filed may be transmitted by facsimile and the*
25 *facsimile and any signatures thereon shall serve, for all purposes, as an original document. Any*
26 *two-way electronic video and audio communication system used shall comply with the provisions of*
27 *subsection B of § 19.2-3.1.*

ENROLLED

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