

VIRGINIA ACTS OF ASSEMBLY -- 2003 SESSION

CHAPTER 130

An Act to amend and reenact § 4.1-352 of the Code of Virginia, relating to certificate of forensic scientist as evidence.

[H 1918]

Approved March 16, 2003

Be it enacted by the General Assembly of Virginia:

1. That § 4.1-352 of the Code of Virginia is amended and reenacted as follows:

§ 4.1-352. Certificate of forensic scientist as evidence; requiring forensic scientist to appear.

The certificate of any ~~chemist~~ *forensic scientist* employed by the Commonwealth on behalf of the Board or the Division of ~~Consolidated Laboratory Services~~ *Forensic Science*, when signed ~~and sworn to~~ by him, shall be evidence in all prosecutions for violations of this title and all controversies in any judicial proceedings touching the mixture analyzed by him. On motion of the accused or any party in interest, the court may require the ~~chemist~~ *forensic scientist* making the analysis to appear as a witness and be subject to cross-examination, provided such motion is made within a reasonable time prior to the day on which the case is set for trial.