

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 2.2-3802 of the Code of Virginia, relating to the Government Data*  
3 *Collection and Dissemination Practices Act; exemptions; Virginia Racing Commission.*

4 [H 1739]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 2.2-3802 of the Code of Virginia is amended and reenacted as follows:**

8 § 2.2-3802. Systems to which chapter inapplicable.

9 The provisions of this chapter shall not apply to personal information systems:

- 10 1. Maintained by any court of the Commonwealth;  
11 2. Which may exist in publications of general circulation;  
12 3. Contained in the Criminal Justice Information System as defined in §§ 9.1-126 through 9.1-137;  
13 4. Contained in the Virginia Juvenile Justice Information System as defined in §§ 16.1-222 through  
14 16.1-225;  
15 5. Maintained by agencies concerning persons required by law to be licensed in the Commonwealth  
16 to engage in the practice of any profession, in which case the names and addresses of persons applying  
17 for or possessing the license may be disseminated upon written request to a person engaged in the  
18 profession or business of offering professional educational materials or courses for the sole purpose of  
19 providing the licensees or applicants for licenses with informational materials relating solely to available  
20 professional educational materials or courses, provided the disseminating agency is reasonably assured  
21 that the use of the information will be so limited;  
22 6. Maintained by the Parole Board, the Crime Commission, the Judicial Inquiry and Review  
23 Commission, *the Virginia Racing Commission*, and the Department of Alcoholic Beverage Control;  
24 7. Maintained by the Department of State Police; police departments of cities, counties, and towns;  
25 and the campus police departments of public institutions of higher education as established by Chapter  
26 17 (§ 23-232 et seq.) of Title 23, and that deal with investigations and intelligence gathering relating to  
27 criminal activity; and maintained by local departments of social services regarding alleged cases of child  
28 abuse or neglect while such cases are also subject to an ongoing criminal prosecution;  
29 8. Maintained by the Virginia Port Authority as provided in § 62.1-134.1 or § 62.1-132.4;  
30 9. Maintained by the Virginia Tourism Authority in connection with or as a result of the promotion  
31 of travel or tourism in the Commonwealth, in which case names and addresses of persons requesting  
32 information on those subjects may be disseminated upon written request to a person engaged in the  
33 business of providing travel services or distributing travel information, provided the Virginia Tourism  
34 Authority is reasonably assured that the use of the information will be so limited;  
35 10. Maintained by the Division of Consolidated Laboratory Services of the Department of General  
36 Services and the Division of Forensic Science of the Department of Criminal Justice Services, which  
37 deal with scientific investigations relating to criminal activity or suspected criminal activity, except to  
38 the extent that § 9.1-121 may apply;  
39 11. Maintained by the Department of Corrections that deal with investigations and intelligence  
40 gathering by persons acting under the provisions of § 53.1-16; and  
41 12. Maintained by the Department of the State Internal Auditor or internal audit departments of state  
42 agencies or institutions that deal with communications and investigations relating to the State Employee  
43 Fraud, Waste and Abuse Hotline.

ENROLLED

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