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**SENATE BILL NO. 236**

Offered January 14, 2004

Prefiled January 13, 2004

*A BILL to amend and reenact §§ 9.1-102, 16.1-253.2, 16.1-279.1, 18.2-57.3, 19.2-81.4, and 63.2-1502 of the Code of Virginia, relating to family abuse and sexual assault, and violation of provisions of protective orders; penalty.*

Patron—Norment

Referred to Committee for Courts of Justice

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

**1. That §§ 9.1-102, 16.1-253.2, 16.1-279.1, 18.2-57.3, 19.2-81.4, and 63.2-1502 of the Code of Virginia are amended and reenacted as follows:**

§ 9.1-102. Powers and duties of the Board and the Department.

The Department, under the direction of the Board, which shall be the policy-making body for carrying out the duties and powers hereunder, shall have the power and duty to:

1. Adopt regulations, pursuant to the Administrative Process Act (§ 2.2-4000 et seq.), for the administration of (i) this chapter including the authority to require the submission of reports and information by law-enforcement officers within the Commonwealth or (ii) §§ 18.2-268.6, 18.2-268.9, 19.2-188.1, 19.2-310.5 and for any provisions of the Code as they relate to the responsibilities of the Division of Forensic Science. Any proposed regulations concerning the privacy, confidentiality, and security of criminal justice information shall be submitted for review and comment to any board, commission, or committee or other body which may be established by the General Assembly to regulate the privacy, confidentiality, and security of information collected and maintained by the Commonwealth or any political subdivision thereof;

2. Establish compulsory minimum training standards subsequent to employment as a law-enforcement officer in (i) permanent positions, and (ii) temporary or probationary status, and establish the time required for completion of such training;

3. Establish minimum training standards and qualifications for certification and recertification for law-enforcement officers serving as field training officers;

4. Establish compulsory minimum curriculum requirements for in-service and advanced courses and programs for schools, whether located in or outside the Commonwealth, which are operated for the specific purpose of training law-enforcement officers;

5. Establish (i) compulsory minimum training standards for law-enforcement officers who utilize radar or an electrical or microcomputer device to measure the speed of motor vehicles as provided in § 46.2-882 and establish the time required for completion of the training and (ii) compulsory minimum qualifications for certification and recertification of instructors who provide such training;

6. Establish compulsory training courses for law-enforcement officers in laws and procedures relating to entrapment, search and seizure, evidence, and techniques of report writing, which training shall be completed by law-enforcement officers who have not completed the compulsory training standards set out in subdivision 2, prior to assignment of any such officers to undercover investigation work. Failure to complete the training shall not, for that reason, constitute grounds to exclude otherwise properly admissible testimony or other evidence from such officer resulting from any undercover investigation;

7. Establish compulsory minimum entry level, in-service and advanced training standards for those persons designated to provide courthouse and courtroom security pursuant to the provisions of § 53.1-120, and to establish the time required for completion of such training;

8. Establish compulsory minimum entry level, in-service and advanced training standards for deputy sheriffs designated to serve process pursuant to the provisions of § 8.01-293, and establish the time required for the completion of such training;

9. Establish compulsory minimum entry-level, in-service, and advanced training standards for persons employed as deputy sheriffs and jail officers by local criminal justice agencies and for correctional officers employed by the Department of Corrections under the provisions of Title 53.1, and establish the time required for completion of such training;

10. Establish compulsory minimum training standards for all dispatchers employed by or in any local or state government agency, whose duties include the dispatching of law-enforcement personnel. Such training standards shall apply only to dispatchers hired on or after July 1, 1988;

11. Consult and cooperate with counties, municipalities, agencies of the Commonwealth, other state and federal governmental agencies, and with universities, colleges, community colleges, and other

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59 institutions, whether located in or outside the Commonwealth, concerning the development of police  
60 training schools and programs or courses of instruction;

61 12. Approve institutions, curricula and facilities, whether located in or outside the Commonwealth,  
62 for school operation for the specific purpose of training law-enforcement officers; but this shall not  
63 prevent the holding of any such school whether approved or not;

64 13. Establish and maintain police training programs through such agencies and institutions as the  
65 Board deems appropriate;

66 14. Establish compulsory minimum qualifications of certification and recertification for instructors in  
67 criminal justice training schools approved by the Department;

68 15. Conduct and stimulate research by public and private agencies which shall be designed to  
69 improve police administration and law enforcement;

70 16. Make recommendations concerning any matter within its purview pursuant to this chapter;

71 17. Coordinate its activities with those of any interstate system for the exchange of criminal history  
72 record information, nominate one or more of its members to serve upon the council or committee of any  
73 such system, and participate when and as deemed appropriate in any such system's activities and  
74 programs;

75 18. Conduct inquiries and investigations it deems appropriate to carry out its functions under this  
76 chapter and, in conducting such inquiries and investigations, may require any criminal justice agency to  
77 submit information, reports, and statistical data with respect to its policy and operation of information  
78 systems or with respect to its collection, storage, dissemination, and usage of criminal history record  
79 information and correctional status information, and such criminal justice agencies shall submit such  
80 information, reports, and data as are reasonably required;

81 19. Conduct audits as required by § 9.1-131;

82 20. Conduct a continuing study and review of questions of individual privacy and confidentiality of  
83 criminal history record information and correctional status information;

84 21. Advise criminal justice agencies and initiate educational programs for such agencies with respect  
85 to matters of privacy, confidentiality, and security as they pertain to criminal history record information  
86 and correctional status information;

87 22. Maintain a liaison with any board, commission, committee, or other body which may be  
88 established by law, executive order, or resolution to regulate the privacy and security of information  
89 collected by the Commonwealth or any political subdivision thereof;

90 23. Adopt regulations establishing guidelines and standards for the collection, storage, and  
91 dissemination of criminal history record information and correctional status information, and the privacy,  
92 confidentiality, and security thereof necessary to implement state and federal statutes, regulations, and  
93 court orders;

94 24. Operate a statewide criminal justice research center, which shall maintain an integrated criminal  
95 justice information system, produce reports, provide technical assistance to state and local criminal  
96 justice data system users, and provide analysis and interpretation of criminal justice statistical  
97 information;

98 25. Develop a comprehensive, statewide, long-range plan for strengthening and improving law  
99 enforcement and the administration of criminal justice throughout the Commonwealth, and periodically  
100 update that plan;

101 26. Cooperate with, and advise and assist, all agencies, departments, boards and institutions of the  
102 Commonwealth, and units of general local government, or combinations thereof, including planning  
103 district commissions, in planning, developing, and administering programs, projects, comprehensive  
104 plans, and other activities for improving law enforcement and the administration of criminal justice  
105 throughout the Commonwealth, including allocating and subgranting funds for these purposes;

106 27. Define, develop, organize, encourage, conduct, coordinate, and administer programs, projects and  
107 activities for the Commonwealth and units of general local government, or combinations thereof, in the  
108 Commonwealth, designed to strengthen and improve law enforcement and the administration of criminal  
109 justice at every level throughout the Commonwealth;

110 28. Review and evaluate programs, projects, and activities, and recommend, where necessary,  
111 revisions or alterations to such programs, projects, and activities for the purpose of improving law  
112 enforcement and the administration of criminal justice;

113 29. Coordinate the activities and projects of the state departments, agencies, and boards of the  
114 Commonwealth and of the units of general local government, or combination thereof, including planning  
115 district commissions, relating to the preparation, adoption, administration, and implementation of  
116 comprehensive plans to strengthen and improve law enforcement and the administration of criminal  
117 justice;

118 30. Do all things necessary on behalf of the Commonwealth and its units of general local  
119 government, to determine and secure benefits available under the Omnibus Crime Control and Safe  
120 Streets Act of 1968 (P.L. 90-351, 82 Stat. 197), as amended, and under any other federal acts and

programs for strengthening and improving law enforcement, the administration of criminal justice, and delinquency prevention and control;

31. Receive, administer, and expend all funds and other assistance available to the Board and the Department for carrying out the purposes of this chapter and the Omnibus Crime Control and Safe Streets Act of 1968, as amended;

32. Apply for and accept grants from the United States government or any other source in carrying out the purposes of this chapter and accept any and all donations both real and personal, and grants of money from any governmental unit or public agency, or from any institution, person, firm or corporation, and may receive, utilize and dispose of the same. Any arrangements pursuant to this section shall be detailed in the annual report of the Board. Such report shall include the identity of the donor, the nature of the transaction, and the conditions, if any. Any moneys received pursuant to this section shall be deposited in the state treasury to the account of the Department. To these ends, the Board shall have the power to comply with conditions and execute such agreements as may be necessary;

33. Make and enter into all contracts and agreements necessary or incidental to the performance of its duties and execution of its powers under this chapter, including but not limited to, contracts with the United States, units of general local government or combinations thereof, in Virginia or other states, and with agencies and departments of the Commonwealth;

34. Adopt and administer reasonable regulations for the planning and implementation of programs and activities and for the allocation, expenditure and subgranting of funds available to the Commonwealth and to units of general local government, and for carrying out the purposes of this chapter and the powers and duties set forth herein;

35. Certify and decertify law-enforcement officers in accordance with §§ 15.2-1706 and 15.2-1707;

36. Provide forensic laboratory services as detailed in Article 2 (§ 9.1-117 et seq.) of this chapter;

37. Establish training standards and publish a model policy for law-enforcement personnel in the handling of family abuse and, domestic violence, *sexual assault and stalking* cases;

38. Establish training standards and publish a model policy for law-enforcement personnel in communicating with and facilitating the safe return of individuals diagnosed with Alzheimer's disease;

39. Establish compulsory training standards for basic training and the recertification of law-enforcement officers to ensure sensitivity to and awareness of cultural diversity and the potential for biased policing;

40. Review and evaluate community-policing programs in the Commonwealth, and recommend where necessary statewide operating procedures, guidelines, and standards which strengthen and improve such programs, including sensitivity to and awareness of cultural diversity and the potential for biased policing;

41. Publish and disseminate a model policy or guideline that may be used by state and local agencies to ensure that law-enforcement personnel are sensitive to and aware of cultural diversity and the potential for biased policing;

42. (Effective until July 1, 2005) Assist, as necessary, in the administration of the Live In Our Community Police Housing Program and Fund established pursuant to Chapter 8.1 (§ 36-140.1 et seq.) of Title 36;

43. Establish a Virginia Law-Enforcement Accreditation Center. The Center shall, in cooperation with Virginia law-enforcement agencies, provide technical assistance and administrative support, including staffing, for the establishment of voluntary state law-enforcement accreditation standards. The Center may provide accreditation assistance and training, resource material, and research into methods and procedures that will assist the Virginia law-enforcement community efforts to obtain Virginia accreditation status;

44. Promote community policing philosophy and practice throughout the Commonwealth by providing community policing training and technical assistance statewide to all law-enforcement agencies, community groups, public and private organizations and citizens; developing and distributing innovative policing curricula and training tools on general community policing philosophy and practice and contemporary critical issues facing Virginia communities; serving as a consultant to Virginia organizations with specific community policing needs; facilitating continued development and implementation of community policing programs statewide through discussion forums for community policing leaders, development of law-enforcement instructors; promoting a statewide community policing initiative; and serving as a statewide information source on the subject of community policing including, but not limited to periodic newsletters, a website and an accessible lending library;

45. Establish, in consultation with the Department of Education and the Virginia State Crime Commission, compulsory minimum standards for employment and job-entry and in-service training curricula and certification requirements for school security officers, which training and certification shall be administered by the Virginia Center for School Safety pursuant to § 9.1-184. Such training standards shall include, but shall not be limited to, the role and responsibility of school security officers, relevant

182 state and federal laws, school and personal liability issues, security awareness in the school environment,  
183 mediation and conflict resolution, disaster and emergency response, and student behavioral dynamics.  
184 The Department shall establish an advisory committee consisting of local school board representatives,  
185 principals, superintendents, and school security personnel to assist in the development of these standards  
186 and certification requirements; and

187 46. *Establish training standards and publish a model policy and protocols for local and regional*  
188 *sexual assault response teams;*

189 47. *Develop standards for the approval of education and treatment programs for persons accused of*  
190 *assault and battery against a family or household member pursuant to § 18.2-57.3, to approve such*  
191 *programs and to make available to the courts a list of approved programs; and*

192 48. Perform such other acts as may be necessary or convenient for the effective performance of its  
193 duties.

194 § 16.1-253.2. Violation of provisions of protective orders; penalty.

195 In addition to any other penalty provided by law, any person who violates any provision of a  
196 protective order issued pursuant to §§ 16.1-253, 16.1-253.1, 16.1-253.4, 16.1-278.14, 16.1-279.1 or  
197 subsection B of § 20-103, which prohibits such person from going or remaining upon land, buildings or  
198 premises or from further acts of family abuse, or which prohibits contacts between the respondent and  
199 the respondent's family or household member as the court deems appropriate is guilty of a Class 1  
200 misdemeanor. *Upon conviction of a third or subsequent offense of any of the above in any combination*  
201 *the person is guilty of a Class 6 felony. If the respondent commits an assault and battery upon any*  
202 *party protected by the protective order, resulting in bodily injury to the party, he is guilty of a Class 6*  
203 *felony. Any person who violates such a protective order by furtively entering the home of any protected*  
204 *party while the party is present, or by entering and remaining in the home of the protected party until*  
205 *the party arrives, is guilty of a Class 6 felony, in addition to any other penalty provided by law. Upon*  
206 *conviction of any of the above, the person shall be sentenced to a term of confinement and in no case*  
207 *shall the entire term imposed be suspended. Upon conviction, the court shall, in addition to the sentence*  
208 *imposed, enter a protective order pursuant to § 16.1-279.1 for a specified period not exceeding two years*  
209 *from the date of conviction.*

210 § 16.1-279.1. Protective order in cases of family abuse.

211 A. In cases of family abuse, the court may issue a protective order to protect the health and safety of  
212 the petitioner and family or household members of the petitioner. A protective order issued under this  
213 section may include any one or more of the following conditions to be imposed on the respondent:

214 1. Prohibiting acts of family abuse;

215 2. Prohibiting such contacts by the respondent with the petitioner or family or household members of  
216 the petitioner as the court deems necessary for the health or safety of such persons;

217 3. Granting the petitioner possession of the residence occupied by the parties to the exclusion of the  
218 respondent; however, no such grant of possession shall affect title to any real or personal property;

219 4. Granting the petitioner temporary possession or use of a motor vehicle owned by the petitioner  
220 alone or jointly owned by the parties to the exclusion of the respondent; however, no such grant of  
221 possession or use shall affect title to the vehicle;

222 5. Requiring that the respondent provide suitable alternative housing for the petitioner and, if  
223 appropriate, any other family or household member;

224 6. Ordering the respondent to participate in treatment, counseling or other programs as the court  
225 deems appropriate; and

226 7. Any other relief necessary for the protection of the petitioner and family or household members of  
227 the petitioner, including a provision for temporary custody or visitation of a minor child, *and temporary*  
228 *child support as provided under §§ 20-108.1 and 20-108.2. A provision for temporary child support*  
229 *ordered under this section shall be for a period not longer than 90 days and shall terminate upon a full*  
230 *hearing on the issue of determining child support under § 20-108.1, Title 16.1 or Title 63.2.*

231 B. The protective order may be issued for a specified period; however, unless otherwise authorized  
232 by law, a protective order may not be issued under this section for a period longer than two years. A  
233 copy of the protective order shall be served on the respondent and provided to the petitioner as soon as  
234 possible. The clerk shall, upon receipt, forward forthwith an attested copy of the order to the local  
235 police department or sheriff's office which shall, upon receipt, enter the name of the person subject to  
236 the order and other appropriate information required by the Department of State Police into the Virginia  
237 Criminal Information Network system established and maintained by the Department pursuant to Chapter  
238 2 (§ 52-12 et seq.) of Title 52. Where practical, the court may transfer information electronically to the  
239 Virginia Criminal Information Network system. If the order is later dissolved or modified, a copy of the  
240 dissolution or modification order shall also be attested, forwarded and entered in the system as described  
241 above.

242 C. Except as otherwise provided in § 16.1-253.2, a violation of a protective order issued under this  
243 section shall constitute contempt of court.

D. The court may assess costs and attorneys' fees against either party regardless of whether an order of protection has been issued as a result of a full hearing.

E. Any judgment, order or decree, whether permanent or temporary, issued by a court of appropriate jurisdiction in another state, the United States or any of its territories, possessions or Commonwealths, the District of Columbia or by any tribal court of appropriate jurisdiction for the purpose of preventing violent or threatening acts or harassment against or contact or communication with or physical proximity to another person, including any of the conditions specified in subsection A, shall be accorded full faith and credit and enforced in the Commonwealth as if it were an order of the Commonwealth, provided reasonable notice and opportunity to be heard were given by the issuing jurisdiction to the person against whom the order is sought to be enforced sufficient to protect such person's due process rights and consistent with federal law. A person entitled to protection under such a foreign order may file the order in any juvenile and domestic relations district court by filing with the court an attested or exemplified copy of the order. Upon such a filing, the clerk shall forward forthwith an attested copy of the order to the local police department or sheriff's office which shall, upon receipt, enter the name of the person subject to the order and other appropriate information required by the Department of State Police into the Virginia Criminal Information Network system established and maintained by the Department pursuant to Chapter 2 (§ 52-12 et seq.) of Title 52. Where practical, the court may transfer information electronically to the Virginia Criminal Information Network system.

Upon inquiry by any law-enforcement agency of the Commonwealth, the clerk shall make a copy available of any foreign order filed with that court. A law-enforcement officer may, in the performance of his duties, rely upon a copy of a foreign protective order or other suitable evidence which has been provided to him by any source and may also rely upon the statement of any person protected by the order that the order remains in effect.

F. Either party may at any time file a written motion with the court requesting a hearing to dissolve or modify the order. Proceedings to dissolve or modify a protective order shall be given precedence on the docket of the court.

G. As used in this section, "copy" includes a facsimile copy.

H. Neither a law-enforcement agency, the attorney for the Commonwealth, a court nor the clerk's office, nor any employee of them, may disclose, except among themselves, the residential address, telephone number, or place of employment of the person protected by the order or that of the family of such person, except to the extent that disclosure is (i) required by law or the Rules of the Supreme Court, (ii) necessary for law-enforcement purposes, or (iii) permitted by the court for good cause.

I. No fee shall be charged for filing or serving any petition or order pursuant to this section.

§ 18.2-57.3. Persons charged with first offense of assault and battery against a family or household member may be placed on probation; conditions; education and treatment programs; costs and fees; violations; discharge.

When a person who is no younger than 18 years of age or who is considered an adult at the time of conviction has not previously been convicted of any offense under this article or under any statute of the United States or of any state or any ordinance of any local government relating to assault and battery against a family or household member or has not previously had a proceeding against him for violation of such an offense dismissed as provided in this section, pleads guilty to or enters a plea of not guilty to a violation of § 18.2-57.2, the court, upon such plea if the facts found by the court would justify a finding of guilt, without entering a judgment of guilt and with the consent of the accused, may defer further proceedings and place him on probation upon terms and conditions.

As a term or condition, the court may require the accused to be screened, assessed, or evaluated and, with or without any evaluation, may require the accused to enter an education or treatment program, if available, such as, in the opinion of the court, may be best suited to the needs of the accused.

The court shall require the person entering such education or treatment program under the provisions of this section to pay all or part of the costs of the program, including the costs of any screening, evaluation, testing, education and treatment, based upon the accused's ability to pay unless the person is determined by the court to be indigent. *The education or treatment program shall be one that has been approved by the Department of Criminal Justice Services.*

As a condition of local probation, if such probation is available, the court shall require the accused to successfully complete all treatment and/or education programs required. The court shall further order the defendant to be of good behavior for a period of not less than two years following the finding of facts that would justify a finding of guilt.

The court shall, unless done at arrest, order the accused to report to the original arresting law-enforcement agency to submit to fingerprinting.

Upon violation of a term or condition, the court may enter an adjudication of guilt and proceed as otherwise provided. Upon fulfillment of the terms and conditions, the court shall discharge the person and dismiss the proceedings against him. Discharge and dismissal under this section shall be without

305 adjudication of guilt and is a conviction only for the purposes of applying this section in subsequent  
306 proceedings. As such, no charges dismissed pursuant to this section shall be eligible for expungement  
307 under § 19.2-392.2.

308 Notwithstanding any other provision of this section, whenever a court places an individual on  
309 probation upon terms and conditions pursuant to this section, such action shall be treated as a conviction  
310 for purposes of § 18.2-308.

311 § 19.2-81.4. Policies and procedures for the Virginia State Police and local law-enforcement officials.

312 The Virginia State Police and each local police and sheriff's department shall establish an arrest  
313 policy and procedures to implement this section. Any local police or sheriff's department is authorized to  
314 adopt an arrest policy that prescribes additional requirements under this section. Any policies and  
315 procedures established under this section shall at a minimum provide guidance to law-enforcement  
316 officers on the following:

317 1. The department's arrest policy;

318 2. The standards for determining who is the primary physical aggressor including (i) the intent of the  
319 law to protect the health and safety of family and household members, (ii) prior complaints of family  
320 abuse by the allegedly abusing person involving the family or household members ~~and~~, (iii) the relative  
321 severity of the injuries inflicted on persons involved in the incident ~~and~~, (iv) whether any injuries were  
322 inflicted in self-defense, (v) *witness statements*, and (vi) *other observations, including, but not limited to,*  
323 *the apparent fear between the parties*;

324 3. The standards for completion of a required incident report to be filed with the department  
325 including the existence of any special circumstances which would dictate a course of action other than  
326 arrest;

327 4. The department's policy on providing transportation to an allegedly abused person; ~~and~~

328 5. The legal and community resources available to allegedly abused persons in the department's  
329 jurisdiction;

330 6. *The department's policy on domestic violence incidents involving law-enforcement officers; and*

331 7. *The department's policy on the handling of cases involving repeat offenders of family abuse or*  
332 *domestic violence.*

333 § 63.2-1502. Establishment of Child-Protective Services Unit; duties.-

334 There is created a Child-Protective Services Unit in the Department that shall have the following  
335 powers and duties:

336 1. To evaluate and strengthen all local, regional and state programs dealing with child abuse and  
337 neglect.

338 2. To assume primary responsibility for directing the planning and funding of child-protective  
339 services. This shall include reviewing and approving the annual proposed plans and budgets for  
340 protective services submitted by the local departments.

341 3. To assist in developing programs aimed at discovering and preventing the many factors causing  
342 child abuse and neglect.

343 4. To prepare and disseminate, including the presentation of, educational programs and materials on  
344 child abuse and neglect.

345 5. To provide educational programs for professionals required by law to make reports under this  
346 chapter.

347 6. To establish standards of training and provide educational programs to qualify workers in the field  
348 of child-protective services.

349 7. To establish standards of training and educational programs to qualify workers to determine  
350 whether complaints of abuse or neglect of a child in a private or state-operated hospital, institution or  
351 other facility, or public school, are founded.

352 8. To maintain staff qualified pursuant to Board regulations to assist local department personnel in  
353 determining whether an employee of a private or state-operated hospital, institution or other facility or  
354 an employee of a school board, abused or neglected a child in such hospital, institution, or other facility,  
355 or public school.

356 9. To monitor the processing and determination of cases where an employee of a private or  
357 state-operated hospital, institution or other facility, or an employee of a school board, is suspected of  
358 abusing or neglecting a child in such hospital, institution, or other facility, or public school.

359 10. To help coordinate child-protective services at the state, regional, and local levels with the efforts  
360 of other state and voluntary social, medical and legal agencies.

361 11. To maintain a child abuse and neglect information system that includes all cases of child abuse  
362 and neglect within the Commonwealth.

363 12. To provide for methods to preserve the confidentiality of all records in order to protect the rights  
364 of the child, and his parents or guardians.

365 13. *To establish minimum training requirements for workers and supervisors on family abuse and*  
366 *domestic violence, including the relationship between domestic violence and child abuse and neglect.*

- 367 2. That the provisions of this act amending § 18.2-57.3 shall become effective January 1, 2005.
- 368 3. That the provisions of this act may result in a net increase in periods of imprisonment or
- 369 commitment. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation is
- 370 \$1,542,730 for periods of imprisonment in state adult correctional facilities and is \$0 for periods of
- 371 commitment to the custody of the Department of Juvenile Justice.
- 372 4. That in establishing training standards and model policies regarding sexual assault for use by
- 373 law-enforcement personnel pursuant to subdivision 37 of § 9.1-102 of the Code of Virginia, the
- 374 Department of Criminal Justice Services shall include information on the impact of sexual assault
- 375 on its victims, investigative techniques, the use of polygraph examinations in sexual assault cases,
- 376 and the availability of forensic examinations in any instance where there is an allegation of sexual
- 377 assault.
- 378 5. That a model policy for law-enforcement personnel in the handling of family abuse and
- 379 domestic violence cases established pursuant to subdivision 37 of § 9.1-102 of the Code of Virginia
- 380 shall include information on repeat offenders of family abuse or domestic violence.
- 381 6. That the Department of Criminal Justice Services shall promote the use of local and regional
- 382 sexual assault response team policy and protocol, established pursuant to subdivision 46 of
- 383 § 9.1-102 of the Code of Virginia, as an integral part of an effective coordinated community
- 384 response to sexual assaults.
- 385 7. That the Board and Department of Criminal Justice Services shall promulgate all necessary and
- 386 appropriate rules and regulations for the establishment of standards that address the intervention
- 387 of abusive and violent behavior and promote accountability for the accused, safety for victims and
- 388 community collaboration and for the approval of education and treatment programs for persons
- 389 accused of assault and battery of a family member pursuant to § 18.2-57.3.