

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 22.1-295.1 of the Code of Virginia, relating to employee personnel*  
3 *records.*

4  
5 Approved

[H 434]

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

7 **1. That § 22.1-295.1 of the Code of Virginia is amended and reenacted as follows:**

8 § 22.1-295.1. Employee personnel files; maintenance of employee records.

9 *A. Personnel files of all school board employees may be produced and maintained in digital or*  
10 *paper format.*

11 *B. Information determined to be unfounded after a reasonable administrative review shall not be*  
12 *maintained in any employee personnel file, but may be retained in a separate sealed file by the*  
13 *administration if such information alleges civil or criminal offenses. Any dispute over such unfounded*  
14 *information exclusive of opinions retained in the personnel file, or in a separate sealed file,*  
15 *notwithstanding the provisions of the Privacy Protection Act, Chapter 38 (§ 2.2-3800 et seq.) of Title*  
16 *2.2, shall be settled through the employee grievance procedure as provided in §§ 22.1-306 and 22.1-308*  
17 *through 22.1-314.*

ENROLLED

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