

VIRGINIA ACTS OF ASSEMBLY -- 2010 SESSION

CHAPTER 438

An Act to amend and reenact § 19.2-215.3 of the Code of Virginia, relating to impaneling orders; multi-jurisdiction grand juries.

[H 1195]

Approved April 11, 2010

Be it enacted by the General Assembly of Virginia:

1. That § 19.2-215.3 of the Code of Virginia is amended and reenacted as follows:

§ 19.2-215.3. When impaneled; impaneling order.

Upon application by two or more attorneys for the Commonwealth, the Chief Justice of the Supreme Court, or any justice designated by the Chief Justice, may within twenty days thereafter order the impaneling of a multi-jurisdiction grand jury for a term of twelve months. The term of such a grand jury may be extended for successive periods of not more than six months by the Chief Justice, or by any justice designated by the Chief Justice, upon the petition of a majority of the members of the grand jury.

The impaneling order shall appoint a judge of a circuit court from one of the jurisdictions named on the application as the presiding judge and shall designate *the jurisdiction requested on the application as the jurisdiction* where the multi-jurisdiction grand jury shall be convened *and shall, unless all judges of that circuit have recused themselves, appoint a judge of the circuit court of that jurisdiction as the presiding judge.* The impaneling order shall also designate special counsel and each special counsel who will assist the multi-jurisdiction grand jury as listed in the application. The presiding judge shall substitute or appoint additional special counsel upon motion of special counsel.