

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 23.1-900 of the Code of Virginia, relating to certain institutions of*
3 *higher education; transcript notations; expungement.*

4
5 Approved

[H 103]

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

7 **1. That § 23.1-900 of the Code of Virginia is amended and reenacted as follows:**

8 **§ 23.1-900. Academic transcripts; suspension, permanent dismissal, or withdrawal from**
9 **institution.**

10 A. As used in this section, "sexual violence" means physical sexual acts perpetrated against a
11 person's will or against a person incapable of giving consent.

12 B. The registrar of each (i) private institution of higher education that is eligible to participate in the
13 Tuition Assistance Grant Program pursuant to the Tuition Assistance Grant Act (§ 23.1-628 et seq.) or to
14 receive project financing from the Virginia College Building Authority pursuant to Article 2
15 (§ 23.1-1220 et seq.) of Chapter 12 and (ii) public institution of higher education, or the other employee,
16 office, or department of the institution that is responsible for maintaining student academic records, shall
17 include a prominent notation on the academic transcript of each student who has been suspended for,
18 has been permanently dismissed for, or withdraws from the institution while under investigation for an
19 offense involving sexual violence under the institution's code, rules, or set of standards governing
20 student conduct stating that such student was suspended for, was permanently dismissed for, or withdrew
21 from the institution while under investigation for an offense involving sexual violence under the
22 institution's code, rules, or set of standards. Such notation shall be substantially in the following form:
23 "[Suspended, Dismissed, or Withdrew while under investigation] for a violation of [insert name of
24 institution's code, rules, or set of standards]." Each such institution shall (a) notify each student that any
25 such suspension, permanent dismissal, or withdrawal will be documented on the student's academic
26 transcript ~~and~~; (b) adopt a procedure for removing such notation from the academic transcript of any
27 student who is subsequently found not to have committed an offense involving sexual violence under the
28 institution's code, rules, or set of standards governing student conduct; *and (c) adopt a policy for the*
29 *expungement of such notation for good cause shown and after a period of three years.*

30 C. The institution shall remove from a student's academic transcript any notation placed on such
31 transcript pursuant to subsection B due to such student's suspension if the student (i) completed the term
32 and any conditions of the suspension and (ii) has been determined by the institution to be in good
33 standing according to the institution's code, rules, or set of standards governing such a determination.

34 D. The provisions of this section shall apply only to a student who is taking or has taken a course at
35 a public institution of higher education or private institution of higher education on a campus that is
36 located in the Commonwealth; however, the provisions of this section shall not apply to any public
37 institution of higher education established pursuant to Chapter 25 (§ 23.1-2500 et seq.).

ENROLLED

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