

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 19.2-169.8 of the Code of Virginia, relating to competency to stand*
3 *trial; order for evaluation or treatment; copy to the Department of Behavioral Health and*
4 *Developmental Services.*

5
6 Approved

[H 738]

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

8 **1. That § 19.2-169.8 of the Code of Virginia is amended and reenacted as follows:**

9 **§ 19.2-169.8. Orders for evaluation or treatment; duties of clerk; copies.**

10 A. Whenever a court orders an evaluation pursuant to § 19.2-168.1, 19.2-169.1, or 19.2-169.5 or
11 orders treatment pursuant to § 19.2-169.2 or 19.2-169.6, the clerk of the court shall provide a copy of
12 the order to the appointed evaluator or to the director of the community services board, behavioral
13 health authority, or hospital named in the order as soon as practicable but no later than the close of
14 business on the next business day following entry of the order. The party requesting the evaluation
15 pursuant to § 19.2-168.1, 19.2-169.1, or 19.2-169.5, the attorney for the Commonwealth if treatment is
16 ordered pursuant to § 19.2-169.2, or the petitioner if treatment is ordered pursuant to § 19.2-169.6 shall
17 be responsible for providing to the court the name, address, and other contact information for the
18 appointed evaluator or the director of the community services board, behavioral health authority, or
19 hospital unless the court or clerk already has this information. The appointed evaluator or the director of
20 the community services board, behavioral health authority, or hospital shall acknowledge receipt of the
21 order to the clerk of the court on a form developed by the Office of the Executive Secretary of the
22 Supreme Court of Virginia as soon as practicable but no later than the close of business on the next
23 business day following receipt of the order. *The clerk shall also provide a copy of the order to the*
24 *Department of Behavioral Health and Developmental Services.*

25 B. No person shall be liable for any act or omission relating to the performance of any requirement
26 set forth in subsection A unless the person was grossly negligent or engaged in willful misconduct.

ENROLLED

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