

23105102D

HOUSE BILL NO. 2054

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee for Courts of Justice
on January 23, 2023)

(Patron Prior to Substitute—Delegate Hope)

A BILL to amend the Code of Virginia by adding in Article 2 of Chapter 4.1 of Title 16.1 a section numbered 16.1-69.29:1, by adding in Article 9 of Chapter 11 of Title 16.1 a section numbered 16.1-290.2, by adding in Chapter 5 of Title 17.1 a section numbered 17.1-525, and by adding in Chapter 5 of Title 37.2 a section numbered 37.2-513, relating to information to certain defendants; services of community services boards.

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding in Article 2 of Chapter 4.1 of Title 16.1 a section numbered 16.1-69.29:1, by adding in Article 9 of Chapter 11 of Title 16.1 a section numbered 16.1-290.2, by adding in Chapter 5 of Title 17.1 a section numbered 17.1-525, and by adding in Chapter 5 of Title 37.2 a section numbered 37.2-513 as follows:

§ 16.1-69.29:1. *Certain information to be made available to certain defendants found not guilty.*

In any case in which a defendant is found not guilty of any offense after a trial in a general district court at which evidence of the defendant's mental condition at the time of the alleged offense was introduced in accordance with § 19.2-271.6, the court shall make available to the defendant information provided by the community services board in accordance with § 37.2-513 regarding services provided by the community services board and how such services may be accessed.

§ 16.1-290.2. *Certain information to be made available to certain defendants found not guilty.*

In any case in which a defendant is found not guilty of any offense after a trial in a juvenile and domestic relations district court at which evidence of the defendant's mental condition at the time of the alleged offense was introduced in accordance with § 19.2-271.6, the court shall make available to the defendant information provided by the community services board in accordance with § 37.2-513 regarding services provided by the community services board and how such services may be accessed.

§ 17.1-525. *Certain information to be made available to certain defendants found not guilty.*

In any case in which a defendant is found not guilty of any offense after a trial in a circuit court at which evidence of the defendant's mental condition at the time of the alleged offense was introduced in accordance with § 19.2-271.6, the court shall make available to the defendant information provided by the community services board in accordance with § 37.2-513 regarding services provided by the community services board and how such services may be accessed.

§ 37.2-513. *Information about services to be made available to courts.*

Each community services board shall develop, regularly update, and make available to all juvenile and domestic relations district courts, general district courts, and circuit courts in the locality served by the community services board information regarding the services provided by the community services board, including services for individuals with mental illness, intellectual or developmental disabilities, or autism spectrum disorder, and information about how to access such services.