

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 16.1-305.1 of the Code of Virginia and to amend the Code of Virginia*  
3 *by adding a section numbered 22.1-277.02, relating to pupil suspensions and expulsions.*

4 [H 1802]

5 Approved

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

7 **1. That § 16.1-305.1 of the Code of Virginia is amended and reenacted and that the Code of**  
8 **Virginia is amended by adding a section numbered 22.1-277.02 as follows:**

9 § 16.1-305.1. Disclosure of disposition in certain delinquency cases.

10 Upon disposition of a proceeding in a court of competent jurisdiction in which a juvenile is  
11 adjudicated delinquent or convicted of a crime based upon a violation of the law involving (i) the  
12 unlawful purchase, possession or use of a weapon pursuant to Article 4 (§ 18.2-279 et seq.) of Chapter 7  
13 of Title 18.2, (ii) homicide, pursuant to Article 1 (§ 18.2-31 et seq.) of Chapter 4 of Title 18.2, (iii)  
14 felonious assault and bodily wounding, pursuant to Article 4 (§ 18.2-51 et seq.) of Chapter 4 of Title  
15 18.2, (iv) criminal sexual assault, pursuant to Article 7 (§ 18.2-61 et seq.) of Chapter 4 of Title 18.2, (v)  
16 manufacture, sale, gift, distribution or possession of Schedule I or II controlled substances, pursuant to  
17 Article 1 (§ 18.2-247 et seq.) of Chapter 7 of Title 18.2, (vi) manufacture, sale ~~or~~, gift, distribution, or  
18 possession of marijuana pursuant to Article 1 (§ 18.2-247 et seq.) of Chapter 7 of Title 18.2, (vii) arson  
19 and related crimes, pursuant to Article 1 (§ 18.2-77 et seq.) of Chapter 5 of Title 18.2, or (viii) burglary  
20 and related offenses, pursuant to §§ 18.2-89 through 18.2-93, the clerk of the court in which the  
21 disposition is entered shall, within fifteen days if there has been no notice of an appeal, provide written  
22 notice of the disposition ordered by the court, including the nature of the offense upon which the  
23 adjudication or conviction was based, to the superintendent of the school division in which the child is  
24 enrolled at the time of the disposition or, if he is not then enrolled in school, the division in which he  
25 was enrolled at the time of the offense. Further disclosure of this information by the superintendent to  
26 school personnel is authorized only as provided in § 22.1-288.2.

27 § 22.1-277.02. *Suspension and expulsion upon receipt of certain reports.*

28 *Any student for whom the division superintendent of the school division in which such student is*  
29 *enrolled has received a report pursuant to § 16.1-305.1 of an adjudication of delinquency or a*  
30 *conviction for an offense involving the manufacture, sale, gift, distribution or possession of Schedule I*  
31 *or II controlled substances or marijuana may be suspended or expelled from school attendance pursuant*  
32 *to § 22.1-277.*

ENROLLED

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