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HOUSE BILL NO. 1923

Offered January 10, 2007

Prefiled January 4, 2007

A BILL to amend and reenact § 9.1-901 of the Code of Virginia, relating to sex offender registry; persons found not guilty by reason of insanity; penalty.

Patrons—Griffith, Athey, Cosgrove, Crockett-Stark, Landes, Saxman and Sherwood

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:**1. That § 9.1-901 of the Code of Virginia is amended and reenacted as follows:**

§ 9.1-901. Persons for whom registration required.

A. Every person convicted on or after July 1, 1994, including a juvenile tried and convicted in the circuit court pursuant to § 16.1-269.1, whether sentenced as an adult or juvenile, of an offense set forth in § 9.1-902 and every juvenile found delinquent of an offense for which registration is required under subsection C of § 9.1-902 shall register and reregister as required by this chapter. Every person serving a sentence of confinement on or after July 1, 1994, for a conviction of an offense set forth in § 9.1-902 shall register and reregister as required by this chapter. Every person under community supervision as defined by § 53.1-1 or any similar form of supervision under the laws of the United States or any political subdivision thereof, on or after July 1, 1994, resulting from a conviction of an offense set forth in § 9.1-902 shall register and reregister as required by this chapter.

B. *Every person found not guilty by reason of insanity on or after July 1, 2007, including a juvenile, of an offense set forth in § 9.1-902 shall register and reregister as required by this chapter. Every person in the custody of the Commissioner of Mental Health, Mental Retardation and Substance Abuse Services, or on conditional release on or after July 1, 2007, because of a finding of not guilty by reason of insanity of an offense set forth in § 9.1-902 shall register and reregister as required by this chapter.*

C. All provisions of the Sex Offender and Crimes Against Minors Registry Act shall apply retroactively except as provided under subsection C of § 9.1-902. This subsection is declaratory of existing law.

2. That the provisions of this act may result in a net increase in periods of imprisonment or commitment. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation cannot be determined for periods of imprisonment in state adult correctional facilities and is \$0 for periods of commitment to the custody of the Department of Juvenile Justice.

INTRODUCED

HB1923