

VIRGINIA ACTS OF ASSEMBLY -- 2011 SESSION

CHAPTER 327

An Act to amend and reenact § 2.2-3714 of the Code of Virginia, relating to the Virginia Freedom of Information Act; penalties for violation.

[H 1457]

Approved March 22, 2011

Be it enacted by the General Assembly of Virginia:

1. That § 2.2-3714 of the Code of Virginia is amended and reenacted as follows:

§ 2.2-3714. Violations and penalties.

In a proceeding commenced against ~~members~~ *any officer, employee, or member of a public bodies* ~~body~~ under § 2.2-3713 for a violation of § 2.2-3704, 2.2-3705.1 through 2.2-3705.8, 2.2-3706, 2.2-3707, 2.2-3708, 2.2-3708.1, 2.2-3710, 2.2-3711 or 2.2-3712, the court, if it finds that a violation was willfully and knowingly made, shall impose upon such *officer, employee, or member* in his individual capacity, whether a writ of mandamus or injunctive relief is awarded or not, a civil penalty of not less than ~~\$250~~ \$500 nor more than ~~\$1,000~~ \$2,000, which amount shall be paid into the State Literary Fund. For a second or subsequent violation, such civil penalty shall be not less than ~~\$1,000~~ \$2,000 nor more than ~~\$2,500~~ \$5,000.