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HOUSE BILL NO. 704

House Amendments in [] — January 23, 2014

A *BILL to amend the Code of Virginia by adding a section numbered 17.1-128.1, relating to recording evidence and incidents of trial in misdemeanor cases.*

Patron Prior to Engrossment—Delegate Gilbert

Referred to Committee for Courts of Justice**Be it enacted by the General Assembly of Virginia:****1. That the Code of Virginia is amended by adding a section numbered 17.1-128.1 as follows:****§ 17.1-128.1. Recording evidence and incidents of trial in certain misdemeanor cases.**

In any misdemeanor case in circuit court for which no recording verbatim of the evidence and incidents of trial either by a court reporter or by mechanical or electronic devices approved by the court will be used, the court shall allow the defendant [~~and~~ ,] the Commonwealth [, or both] to record the evidence and incidents of trial by mechanical or electronic device to aid counsel in producing a thorough, complete, and accurate written statement of facts in lieu of transcript for purposes of any appeal. The recording shall not be made a part of the record unless otherwise permitted.

ENGROSSED

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