

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding a section numbered 19.2-169.8, relating to orders for*
3 *mental health evaluations and treatment of certain criminal defendants.*

4 [S 342]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That the Code of Virginia is amended by adding a section numbered 19.2-169.8 as follows:**8 ***§ 19.2-169.8. Orders for evaluation or treatment; duties of clerk; copies.***

9 *A. Whenever a court orders an evaluation pursuant to § 19.2-168.1, 19.2-169.1, or 19.2-169.5 or*
10 *orders treatment pursuant to § 19.2-169.2 or 19.2-169.6, the clerk of the court shall provide a copy of*
11 *the order to the appointed evaluator or to the director of the community services board, behavioral*
12 *health authority, or hospital named in the order as soon as practicable but no later than the close of*
13 *business on the next business day following entry of the order. The party requesting the evaluation*
14 *pursuant to § 19.2-168.1, 19.2-169.1, or 19.2-169.5, the attorney for the Commonwealth if treatment is*
15 *ordered pursuant to § 19.2-169.2, or the petitioner if treatment is ordered pursuant to § 19.2-169.6 shall*
16 *be responsible for providing to the court the name, address, and other contact information for the*
17 *appointed evaluator or the director of the community services board, behavioral health authority, or*
18 *hospital unless the court or clerk already has this information. The appointed evaluator or the director*
19 *of the community services board, behavioral health authority, or hospital shall acknowledge receipt of*
20 *the order to the clerk of the court on a form developed by the Office of the Executive Secretary of the*
21 *Supreme Court of Virginia as soon as practicable but no later than the close of business on the next*
22 *business day following receipt of the order.*

23 *B. No person shall be liable for any act or omission relating to the performance of any requirement*
24 *set forth in subsection A unless the person was grossly negligent or engaged in willful misconduct.*

ENROLLED

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