

# 2017 SESSION

## HOUSE SUBSTITUTE

17105151D

### HOUSE BILL NO. 1546

#### AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee for Courts of Justice  
on February 3, 2017)

(Patron Prior to Substitute—Delegate Collins)

A *BILL to amend and reenact § 19.2-263.3 of the Code of Virginia, relating to juror information; confidentiality.*

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

**1. That § 19.2-263.3 of the Code of Virginia is amended and reenacted as follows:**

**§ 19.2-263.3. Juror information confidential.**

A. The court may, upon motion of either party or its own motion, and for good cause shown, issue an order regulating the disclosure of the ~~personal information~~ *name and home address* of a juror who has been impaneled in a criminal trial to any person, other than to counsel for either party. ~~Good~~ *For the purposes of this subsection, good cause shown includes, but is not limited to, a determination by the court that there is a likelihood of bribery, tampering, or physical injury to or harassment of a juror if his personal information is disclosed. An order regulating the disclosure of information may be modified, and the ~~personal information~~ names and home addresses of the jurors in a criminal case may be disseminated to a person having a legitimate interest or need for the information, with restrictions upon its use and further dissemination as may be deemed appropriate by the court.*

B. *Additional personal information of a juror who has been impaneled in a criminal case shall be released only to the counsel for the defendant and attorney for the Commonwealth. The court may, upon motion of either party or its own motion, and for good cause shown, issue an order authorizing the disclosure of any additional personal information of a juror to any other person. Such order may be modified and may place restrictions on the use and further dissemination of such disclosed information.*

C. In addition to the provisions of ~~subsection A~~ *this section*, the Supreme Court shall prescribe and publish rules that provide for the protection of the *name, home address, and additional personal information* of a juror in a criminal trial.

~~C.~~ D. For purposes of this section, "additional personal information" means any information *other than name and home address* collected by the court, clerk, or jury commissioner at any time about a person who is selected to sit on a criminal jury and includes, but is not limited to, a juror's ~~name~~, age, occupation, ~~home and business addresses~~ *address*, telephone numbers, email addresses, and any other identifying information that would assist another in locating or contacting the juror.

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