

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding in Chapter 1.2 of Title 19.2 a section numbered*
3 *19.2-11.13, relating to Physical Evidence Recovery Kit Tracking System.*

4 [H 2080]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That the Code of Virginia is amended by adding in Chapter 1.2 of Title 19.2 a section**
8 **numbered 19.2-11.13 as follows:**9 **§ 19.2-11.13. Physical Evidence Recovery Kit Tracking System.**10 *A. The Department shall maintain a statewide electronic tracking system for physical evidence*
11 *recovery kits. The Physical Evidence Recovery Kit Tracking System (the System) will utilize an assigned*
12 *unique identification number to track each physical evidence recovery kit from its distribution as an*
13 *uncollected kit to the health care provider through to its destruction. The Department shall ensure that*
14 *each physical evidence recovery kit is assigned a unique identification number.*15 *B. The Department shall provide access to the System to health care providers, law-enforcement*
16 *agencies, the Division, and the Office of the Chief Medical Examiner. All such entities and agencies*
17 *shall be required to enter the identification number and other information pertaining to the kits in the*
18 *System as required by the Department and to update the status and location of each kit in the System*
19 *whenever such status or location changes.*20 *C. The health care provider shall inform the victim of sexual assault of the unique identification*
21 *number assigned to the physical evidence recovery kit utilized by the health care provider during the*
22 *forensic medical examination and provide the victim with information regarding the System.*23 *D. Records entered into the System are confidential and are not subject to disclosure under the*
24 *Freedom of Information Act (§ 2.2-3700 et seq.).*25 **2. That the provisions of this act shall become effective on July 1, 2020.**26 **3. That information about the use of the Physical Evidence Recovery Kit Tracking System shall be**
27 **reported in the Forensic Science Board's annual report that is submitted by November 1 of each**
28 **year in accordance with subsection B of § 9.1-1110 of the Code of Virginia.**