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SENATE BILL NO. 1413

Offered January 11, 2023

Prefiled January 11, 2023

A BILL to amend the Code of Virginia by adding a section numbered 19.2-392.3:1, relating to motion for the disclosure of expunged police and court records in a civil case.

Patron—Norment

Referred to Committee on the Judiciary

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 19.2-392.3:1 as follows:

§ 19.2-392.3:1. Motion for the disclosure of expunged police and court records in a civil case.

Where a civil claim is filed arising out of or relating to charges where a petition for the expungement of police and court records for such charges is pending or where the police and court records have been expunged, any party to the civil claim may file a motion in the court in which the civil claim is pending, or in the court where the petition for the expungement of police and court records was or is pending, for the release of the expunged records for use in the civil litigation, and, upon motion and for good cause shown, such police and court records shall be ordered to be released and the penalties set forth in this chapter relating to disclosure of such expunged records shall not apply.

INTRODUCED

SB1413