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SENATE BILL NO. 669

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee on the Judiciary
on February 14, 2022)

(Patron Prior to Substitute—Senator Surovell)

A *BILL to amend and reenact § 9.1-600 of the Code of Virginia, relating to alleged wrongdoing of law-enforcement employees.*

Be it enacted by the General Assembly of Virginia:

1. That § 9.1-600 of the Code of Virginia is amended and reenacted as follows:

§ 9.1-600. Civilian protection in cases of police misconduct; minimum standards.

A. State, local, and other public law-enforcement agencies, ~~which~~ *that* have ~~ten~~ 10 or more law-enforcement officers; shall have procedures as established in subsection B, allowing citizen submission of complaints regarding the conduct of the law-enforcement agency, law-enforcement officers in the agency, or employees of the agency.

B. Law-enforcement agencies shall ensure, at a minimum, that in the case of all written complaints *or complaints submitted in an electronic format:*

1. The general public has access to the required forms and information concerning the submission of complaints, *including the posting of such forms and information on the agency's website, if such website exists;*

2. The law-enforcement agency assists individuals in filing complaints *and allows individuals to submit such complaints through the agency's website, if such website exists, or other electronic format;*

3. *The law-enforcement agency provides a receipt or written acknowledgment confirming the submission of the complaint to the individual filing such complaint along with a summary of his rights under this section;*

4. *The law-enforcement agency provides a written response to any individual who has filed a complaint upon the resolution of such complaint indicating that the complaint was finalized;*

5. *The law-enforcement agency provides notice to any individual who has filed a complaint if an investigation into a previously filed complaint has been reopened upon the submission of new materials after a final resolution for the previously filed complaint has been reached; and*

6. Adequate records are maintained of the nature and disposition of such cases.

The provisions of subdivisions 3, 4, and 5 shall not apply to any anonymous complaints filed in accordance with this section.