



VIRGINIA FREEDOM OF INFORMATION ADVISORY COUNCIL
COMMONWEALTH OF VIRGINIA

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**PROPOSED
FOIA REORGANIZATION**

**PROPOSED ARTICLES AND IDENTIFICATION OF
EXISTING FOIA SECTIONS IN EACH PROPOSED
ARTICLE.**

**Proposed Chapter 37.1
(§§ 2.2-3715 et seq.)**

**Virginia Freedom of Information Act.
(Effective July 1, 2015)**

Article 1. General Provisions.

§§ Included:

2.2-3700. Short title; policy.

2.2-3702. Notice of chapter.

~~2.2-3703. Public bodies and records to which chapter inapplicable; voter registration and election records; access by persons incarcerated in a state, local, or federal correctional facility. (Part)~~

2.2-3713. Proceedings for enforcement of chapter.

2.2-3714. Violations and penalties.

Article 2. Public Records.

§§ Included:

- 2.2-3701. Definitions. (Part--"public body," public record," and "scholastic record.")
- ~~2.2-3703. Public bodies and records to which chapter inapplicable; voter registration and election records; access by persons incarcerated in a state, local, or federal correctional facility.~~ (Part)
- 2.2-3703.1. Disclosure pursuant to court order or subpoena.
- 2.2-3704. Public records to be open to inspection; procedure for requesting records and responding to request; charges; transfer of records for storage, etc.
- 2.2-3704.1. Posting of notice of rights and responsibilities by state public bodies; assistance by the Freedom of Information Advisory Council.
- 2.2-3705.1. Exclusions to application of chapter; exclusions of general application to public bodies.
- 2.2-3705.3. Exclusions to application of chapter; records relating to administrative investigations.
- 2.2-3705.4. Exclusions to application of chapter; educational records and certain records of educational institutions.
- 2.2-3705.5. Exclusions to application of chapter; health and social services records.
- 2.2-3705.6. Exclusions to application of chapter; proprietary records and trade secrets.
- 2.2-3705.2. Exclusions to application of chapter; records relating to public safety.
- 2.2-3705.7. Exclusions to application of chapter; records of specific public bodies and certain other limited exemptions.
- 2.2-3705.8. Limitation on record exclusions.
- 2.2-3706. Disclosure of criminal records; limitations.

NOTE: Article 2: Exemptions Sections suggested to be listed in alphabetical order.

Article 3. Public Meetings.

§§ Included:

- 2.2-3701. Definitions. (Part--"emergency," "closed meeting," "electronic communication," "meeting," "open meeting," "public body," and "regional public body.")
- 2.2-3707. Meetings to be public; notice of meetings; recordings; minutes.
- 2.2-3707.01. Meetings of the General Assembly.
- 2.2-3707.1. Posting of minutes for state boards and commissions.
- 2.2-3708. Electronic communication meetings; applicability; physical quorum required; exceptions; notice; report.
- 2.2-3708.1. Participation in meetings in event of emergency or personal matter; certain disabilities; distance from meeting location for certain public bodies.
- 2.2-3710. Transaction of public business other than by votes at meetings prohibited.

2.2-3711. Closed meetings authorized for certain limited purposes.
2.2-3712. Closed meetings procedures; certification of proceedings.

NOTE:
§ 2.2-3709. [Expired.]--Not included in proposed reorganization.