



Update on Criminal History Record Sealing

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- Progress since October 1 go-live for automatic sealing
 - Offenses sealed
 - Seal portal utilization and training
 - Training/Webinars
- Challenges to date
- Future enhancements

Progress: Offenses Sealed

As of October 19, 2026, VSP has accomplished several important milestones to implement Automatic Sealing and Sealing by Petition, as required by legislation passed by the Virginia General Assembly.

- Petition-based Sealing under 19.2-392.12 and 19.2-392.12:1
- “In the moment” Sealing under 19.2-392.8
- Automatic Sealing under 19.2-392.6 monthly
- Automatic Sealing under 19.2-392.11 annually (pending guidance on deferred and dismissed dispositions)

Seal Authority	Total Seal Orders Received	Total Seal Orders Applied to CHRI
19.2-392.12	562	326
19.2-392.12:1	26	9
19.2-392.8	1979	766
19.2-392.6	36,695	36,695
Total	39,262	37,796

Progress: Seal portal

- The Seal Order Notification Portal provides secure access to seal orders
- Seal orders received are dependent on the organization type

Organization Type	Total Registered	Type of Seal Orders Received
Law Enforcement	168	All Seal Orders for their Jurisdiction
Commonwealth's Attorneys	100	Seal Orders for Background Checks in past year
Business Screening Services	38	All Seal Orders for the Commonwealth
State Agencies (State-wide jurisdiction)	47	All Seal Orders for the Commonwealth
Individual Users (Senior Care, Health Care, other)	111	Seal Orders for Background Checks in past year
Total	464	



Progress: Trainings/Webinars

- Crime Commission information webinar for Law Enforcement agencies on June 25
- Sheriff's Association Conference on September 16th
- Training webinar for Law Enforcement agencies on September 18th
- VSP developed training guides that users receive when they register for access to the portal
- VSP will attend the Commonwealth's Attorney annual meeting on December 3rd

§ 19.2-392.11(iii) a dismissal, excluding any charge that was deferred and dismissed...

- During initial implementation, VSP identified criminal history records showing only a dismissal as the final disposition. Court records revealed many were deferred dismissals.
- Historically, courts have not consistently reported deferred dispositions to VSP, leaving CCH disposition data incomplete.
- This gap limits VSP's ability to distinguish standard dismissals from deferred dismissals, complicating full compliance with sealing requirements.



Challenges, con't.

- Correctional Bookings/CSI Data
 - As of October 16, 2026, there are 84,324 records that have sealed data and correctional data that will require manual review. The average time to process each record is expected to take 20-25 minutes.
- Multi-Source Records
 - There are over 3,000 offenses identified for sealing that also have a multi-source indicator on the criminal history record. A multi-source indicator on a record means that there is potential out-of-state criminal history information that should be reviewed.
- Missing Dispositions
 - 1,215,267 missing dispositions exist as of October 19, 2026. Seal orders match on dispositions; any seal or void seal order that is received that the system cannot match will be placed in a manual research queue.
- Orders received without Disposition Codes or Discrepancies
 - As of July 1, 2026, there are 1,564 seal and void seal orders that require manual review due to missing the case disposition or containing a discrepancy.



Future Enhancements

- Modify existing logic for 392.11 to address not receiving all deferred dispositions from the courts.
- Provide the ability to manually review petition-based Seal Orders not automatically matched to a disposition.
- Provide the ability to manually review VSP-initiated Seal Orders with invalid data and determine if data can be remediated.
- Escalate manually reviewed seal orders to a supervisor.



Thank you!

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