1	HOUSE BILL NO. 641
2	AMENDMENT IN THE NATURE OF A SUBSTITUTE
3	(Proposed by the House Committee on Appropriations
4	on)
5	(Patron Prior to SubstituteDelegate Sullivan)
6	A BILL for the relief of David Wayne Kingrea, relating to compensation for wrongful incarceration; sex
7	offender registry.
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8	Whereas, David Wayne Kingrea (Mr. Kingrea) was convicted in 2014 in the Montgomery County
9	Circuit Court of the felony offense of taking indecent liberties with Mr. Smith, the minor son of his then-
10	girlfriend, a crime that he did not commit; and
11	Whereas, Mr. Kingrea was sentenced to 12 months in jail for such conviction and was required to
12	register as a sex offender; and
13	Whereas, Mr. Kingrea served 12 months in the custody of the Virginia Department of Corrections;
14	and
15	Whereas, Mr. Kingrea spent over 8 years as a registered sex offender; and
16	Whereas, Mr. Smith testified at Mr. Kingrea's trial that Mr. Kingrea sexually abused him on
17	multiple occasions; and
18	Whereas, Mr. Smith recanted his testimony in October 2020; and
19	Whereas, Mr. Kingrea began pursuing exoneration at that time; and
20	Whereas, Mr. Kingrea pursued a writ of actual innocence in the Virginia Court of Appeals on
21	August 19, 2021; and
22	Whereas, the Virginia Court of Appeals granted Mr. Kingrea's petition and issued a writ of actual
23	innocence, vacating his convictions on June 6, 2022, pursuant to Chapter 19.3 (§ 19.2-327.10 et seq.) of
24	Title 19.2 of the Code of Virginia; and

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36	awarded under this act.
35	2. That the provisions of § 8.01-195.12 of the Code of Virginia shall apply to any compensation
34	8.01-195.10 et. seq.) of Chapter 3 of Title 8.01.
33	by the State Treasurer on warrant of the Comptroller in accordance with the provisions of Article 18.2 (§
32	to be provided in the appropriation act for the relief of David Wayne Kingrea, to be paid by check issued
31	1. § 1. That there is hereby appropriated from the general fund of the state treasury the sum of an amount
30	Be it enacted by the General Assembly of Virginia:
29	now, therefore,
28	Whereas, Mr. Kingrea has no other means to obtain adequate relief except by action of this body;
27	unjustified discrimination as a result of such registration; and
26	countless life experiences and opportunities, including relationships with friends and family, and suffered
25	Whereas, Mr. Kingrea, as a result of his wrongful registration on the sex offender registry, lost