

H. Lane Kneeder papers on Virginia's criminal sexual assault legislation MSS.81.1

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1976-1981



Title Statement

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Descriptive Summary

Unit ID
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Unit ID
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Unit ID

/repositories/4/resources/77

Unit Date

1976-1981

Language

English

Creator

Kneedler, H. Lane

Extent

4.5 Linear Feet

Repository

Arthur J. Morris Law Library Special Collections

Administrative Information

Conditions Governing Access

There are no restrictions.

Conditions Governing Use

There are no restrictions.

Immediate Source of Acquisition

H. Lane Kneedler gifted these papers in May 1981.

Biographical / Historical

In 1976 the General Assembly appointed the State Crime Commission, which in turn established the Advisory Task Force to Study Criminal Sexual Assault. The Task Force met for the first time 18 October 1976, and five committees were charged with studying the crime, its impact, prevention, and punishment. H. Lane Kneedler was appointed to the Court Process Committee, which later merged with the Legislation Committee as the drafting of the bill began; the other committees were: Treatment, Rehabilitation and Punishment; Law Enforcement; and Public Education. All the committees carried out research and held public hearings before making recommendations.

The Virginia Committee on Sexual Assault Reform (COSAR), a citizens' interest group, had formed at approximately the same time the Crime Commission was getting started, and its leaders were appointed to most of these committees. In May 1977, COSAR presented a proposed criminal sexual assault reform bill to the Legislation Committee. By late fall of that year, Kneedler and his research assistants made recommendations to the merged committees on the proposed bill, which in January 1978 became S. B. 291. Introduced by Senator Stanley Walker, it passed the Senate by a vote of 32-6. S. B. 291 then went before the House Courts of Justice Committee where it was amended; in the 1979 session the bill passed the House by a vote of 77-21, but the Senate rejected a conference committee report on it. Consequently, S. B. 291, sponsored in 1979 by Senator Joseph Gartlan, died with the close of the session.

Task Force members and additional legislators revised the bill in the summer and fall of 1979. The resulting S. B. 258, sponsored by Senator Frederick Boucher, was diligently studied by the Senate Courts of Justice Committee in early 1980. On 18 February, the bill carried the committee, 11-4, passing the Senate the same day by a 31-9 vote. The House Courts of Justice Committee, however, voted to carry the bill over to the 1981 session.

A special committee to study S. B. 258 was appointed in June 1980, but this committee did not work on the bill. Task Force members and representatives of the Virginia Association of Commonwealth's Attorneys (VACA), the principal opponents of the bill, constructed a compromise version of it. The Task Force members were Senators Boucher and Gartlan, Ann Warshauer of COSAR, and Lane Kneedler; VACA was represented by William Person and Daniel Chichester, President and Past-President, respectively, and by Robert Horan, Chairman of the Legislation Committee.

The compromise version of S. B. 258 passed the House Courts of Justice Committee with an amendment to the evidence section by Delegate Robrecht. Before the House that amendment was defeated and replaced by a more specific one sponsored by Delegate Theodore Morrison; the deletion of the section on spousal rape was the only other change to the compromise bill. S. B. 258 passed the House by a vote of 98-1 on 28

January. At this point, VACA withdrew its support of the bill because of the Morrison amendment, but the group did not fight its passage in the Senate. S. B. 258 was signed into law by Governor John Dalton in March 1981, and went into effect on the first of July.

Scope and Contents

This collection provides a legislative history of Virginia's first criminal sexual assault legislation and includes H. Lane Kneedler's correspondence, notes, and memoranda; minutes, agenda, and memoranda written by the Task Force members; audio cassette tapes of initial drafting sessions for the bill; correspondence from the Virginia Committee on Sexual Assault Reform leaders; research papers written by Kneedler's assistants, and secondary material, such as photocopies of case material; drafts of S. B. 291 and 258, as well as several alternatives; and newsclippings about the topic of rape and about the progress of the legislation through four sessions in the Virginia General Assembly.

Keywords

Criminal law -- Virginia

Sex crimes -- Virginia

Kneedler, H. Lane

Virginia. Committee on Sexual Assault Reform

Virginia. Advisory Task Force to Study Criminal Sexual Assault

Description of Subordinate Components

H. Lane Kneedler's Notes

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7223

Unit Date 1976-1981, n.d.

Mixed Materials [35007007676038] MSS 81-1, Box 1 (box)

HLK's Correspondence

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7224

Unit Date 1977-1981

Mixed Materials [35007007676038] MSS 81-1, Box 1 (box)

HLK's Speeches on S. B. 291

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7225

Unit Date 1977-1981

Mixed Materials [35007007676038] MSS 81-1, Box 1 (box)

"Sexual Assault Law Reform in Virginia"-Law Review Article by HLK and A. Gordon; handwritten draft

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7226

Unit Date [1980?]

Mixed Materials [35007007676046] MSS 81-1, Box 2 (box)

"Sexual Assault Law Reform in Virginia"-Law Review Article by HLK and A. Gordon; typewritten copies with editors' changes

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7227

Unit Date [1980?]

Mixed Materials [35007007676046] MSS 81-1, Box 2 (box)

ALI Model Penal Code Section 213, written by Peter Low and John Jeffries

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7228

Unit Date 1978

Mixed Materials [35007007676046] MSS 81-1, Box 2 (box)

Committee on Sexual Assault Reform (COSAR)-newsletters and memos

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7229

Unit Date 1979-1981

Mixed Materials [35007007676046] MSS 81-1, Box 2 (box)

COSAR-Comprehensive Bill

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7230

Unit Date 1977

Mixed Materials [35007007676046] MSS 81-1, Box 2 (box)

Memos to CSA (Committee on Sexual Assault) Task Force Members

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7231

Unit Date 1976-1980

Mixed Materials [35007007676046] MSS 81-1, Box 2 (box)

Agenda, Statements, Notes, etc. from Public Hearings Held by CSA Task Force

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7232

Unit Date 1977-1980

Mixed Materials [35007007676046] MSS 81-1, Box 2 (box)

Task Force Subcommittee Reports

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7233

Unit Date 1977

Mixed Materials [35007007676053] MSS 81-1, Box 3 (box)

Task Force Background Materials on Sexual Assault

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7234

Unit Date 1976

Mixed Materials [35007007676053] MSS 81-1, Box 3 (box)

Interim Report of the Advisory Task Force to Study Criminal Sexual Assault for the Virginia Crime Commission

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7235

Unit Date 1978

Mixed Materials [35007007676053] MSS 81-1, Box 3 (box)

Annual Reports of the Virginia Crime Commission

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7236

Unit Date 1976, 1977

Mixed Materials [35007007676053] MSS 81-1, Box 3 (box)

Commonwealth's Attorneys Association--HLKs' notes included

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7237

Unit Date 1979-1980

Mixed Materials [35007007676053] MSS 81-1, Box 3 (box)

Speech by Stanley Walker for Commonwealth's Attorneys

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7238

Unit Date 1978 Aug 3

Mixed Materials [35007007676053] MSS 81-1, Box 3 (box)

Parkerson Study Committee

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7239

Unit Date 1979

Mixed Materials [35007007676053] MSS 81-1, Box 3 (box)

Lists of Names of People Involved in the CSA Legislation

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7240

Unit Date 1980-1981

Mixed Materials [35007007676053] MSS 81-1, Box 3 (box)

Memos Prepared by Research Assistants for the Task Force

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7241

Unit Date 1977-1979

Mixed Materials [35007007676053] MSS 81-1, Box 3 (box)

Memos Prepared for Senate and House Committees

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7242

Unit Date 1978-1979

Mixed Materials [35007007676061] MSS 81-1, Box 4 (box)

Miscellaneous Research Material Gathered by Assistants

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7243

Unit Date 1976-1980

Mixed Materials [35007007676061] MSS 81-1, Box 4 (box)

Research Assistants' Work and Billing

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7244

Unit Date 1977, 1980

Mixed Materials [35007007676061] MSS 81-1, Box 4 (box)

Published Secondary Articles

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7245

Unit Date 1979

Mixed Materials [35007007676061] MSS 81-1, Box 4 (box)

Unpublished Secondary Articles

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7246

Unit Date 1976-1979

Mixed Materials [35007007676079] MSS 81-1, Box 5 (box)

Miscellaneous Printed Secondary Material

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7247

Unit Date n.d.

Mixed Materials [35007007676079] MSS 81-1, Box 5 (box)

National Criminal Justice Referral Service: Battered Women

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7248

Unit Date 1978

Mixed Materials [35007007676079] MSS 81-1, Box 5 (box)

National Criminal Justice Reference Service: Rape

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7249

Unit Date 1979

Mixed Materials [35007007676087] MSS 81-1, Box 6 (box)

National Criminal Justice Reference Service: Child Abuse

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7250

Unit Date 1979

Mixed Materials [35007007676087] MSS 81-1, Box 6 (box)

Case Material

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7251

Mixed Materials [35007007676087] MSS 81-1, Box 6 (box)

States' Rape Laws

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7252

Mixed Materials [35007007676103] MSS 81-1, Box 8 (box)

Records and Schedules of Votes on S. B. 291 and 258

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7253

Unit Date 1978-1981

Mixed Materials [35007007676103] MSS 81-1, Box 8 (box)

Senate Joint Resolution 34

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7254

Unit Date 1978-01-26

Mixed Materials [35007007676103] MSS 81-1, Box 8 (box)

S. B. 291--Drafts with HLK's annotations

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7255

Unit Date 1978 Feb-1979 Dec and n.d..

Mixed Materials [35007007676103] MSS 81-1, Box 8 (box)

S. B. 291--Printed with HLK's annotations

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7256

Unit Date 1978-01-1979-01

Mixed Materials [35007007676103] MSS 81-1, Box 8 (box)

S. B. 291--Amendments in HLK's hand

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7257

Unit Date n.d.

Mixed Materials [35007007676103] MSS 81-1, Box 8 (box)

S. B. 291--Commentary

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7258

Unit Date 1978, 1979

Mixed Materials [35007007676103] MSS 81-1, Box 8 (box)

S. B. 291--Bound Commentary

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7259

Unit Date 1978

Mixed Materials [35007007676111] MSS 81-1, Box 9 (box)

S. B. 258--Drafts with HLK's annotations

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7260

Unit Date 1979-12-1980-03

Mixed Materials [35007007676111] MSS 81-1, Box 9 (box)

S. B. 258--Printed with HLK's annotations

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7261

Unit Date 1980 Jan, Feb

Mixed Materials [35007007676111] MSS 81-1, Box 9 (box)

S. B. 258--Amendments in HLK's hand

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7262

Unit Date 1980-1981

Mixed Materials [35007007676111] MSS 81-1, Box 9 (box)

S. B. 258--Commentary

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7263

Unit Date 1980-1981

Mixed Materials [35007007676111] MSS 81-1, Box 9 (box)

S. B. 258--Drafts # 1, 2 and 3 with HLK's annotations

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7264

Unit Date 1980-09

Mixed Materials [35007007676111] MSS 81-1, Box 9 (box)

S. B. 258--Drafts with HLK's annotations

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7265

Unit Date 1980-11

Mixed Materials [35007007676129] MSS 81-1, Box 10 (box)

S. B. 258 Draft unannotated

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7266

Unit Date 1980-12

Mixed Materials [35007007676129] MSS 81-1, Box 10 (box)

S. B. 258--Draft with HLK's annotations

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7267

Unit Date 1981-01

Mixed Materials [35007007676129] MSS 81-1, Box 10 (box)

S. B. 258-Joint Conference Committee Report

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7268

Unit Date 1981-02-18

Mixed Materials [35007007676129] MSS 81-1, Box 10 (box)

S. B. 258--Printed with changes in HLK's hand

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7269

Unit Date 1981 Jan, Feb, Apr

Mixed Materials [35007007676129] MSS 81-1, Box 10 (box)

H. B. 988 and Commentary

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7270

Unit Date 1978

Mixed Materials [35007007676129] MSS 81-1, Box 10 (box)

S. B. 180--Printed

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7271

Unit Date 1978-01

Mixed Materials [35007007676129] MSS 81-1, Box 10 (box)

S. B. 157--Printed

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7272

Unit Date 1980-01

Mixed Materials [35007007676129] MSS 81-1, Box 10 (box)

H. B. 1551--Printed

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7273

Unit Date [1981]

Mixed Materials [35007007676129] MSS 81-1, Box 10 (box)

House of Delegates Calendars

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7274

Unit Date 1981 Jan 27 and 28

Mixed Materials [35007007676129] MSS 81-1, Box 10 (box)

Newsclippings

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7275

Unit Date 1977-1981 and n.d.

Mixed Materials [35007007676129] MSS 81-1, Box 10 (box)

Legislative and Court Process Subcommittee Tapes

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/7276

Unit Date 1977 May-Dec

Mixed Materials [35007007676137] MSS 81-1, Box 11 (box)

Tape 1: CSA - Legislative Sub-Com

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180901

Unit Date 1977-05-27

Tape 2: CSA - Legislative Sub-Com

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180902

Unit Date 1977-05-27

Tape 3: CSA - Legislative Sub-Com, 1977-05-27

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180903

Tape 4: CSA - Legislative Sub-Com, 1977-05-27

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180904

Tape 5: CSA - Legislative Sub-Com

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180905

Unit Date 1977-06-15

Tape 6: CSA - Legislative Sub-Com, 1977-06-15

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180906

Tape 7: CSA - Legislative Sub-Com

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180907

Unit Date 1977-08-17

Tape 8: CSA - Legislative Sub-Com, 1977-08-17

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180908

Tape 9: CSA - Legislative Sub-Com

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180909

Unit Date 1977-08-29

Tape 10: CSA - Legislative Sub-Com, 1977-08-29

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180911

Tape 11: CSA - Legislative Sub-Com, 1977-08-29

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180913

Tape 12: CSA - Legislative and Ct. Process

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180915

Unit Date 1977-09-13

Tape 13: CSA - Legislative and Ct. Process, 1977-09-13

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180916

Tape 14: CSA - Legislative and Ct. Process

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180919

Unit Date 1977-11-10

Tape 15: CSA - Legislative and Ct. Process, 1977-11-10

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180920

Tape 16: CSA - Legislative and Ct. Process

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180921

Unit Date 1977-11-15

Tape 17: CSA - Legislative and Ct. Process, 1977-11-15

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180922

Tape 18: CSA - Legislative and Ct. Process, 1977-11-15

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180924

Tape 19: CSA - Legislative and Ct. Process

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180925

Unit Date 1977-11-16

Tape 20: CSA - Legislative and Ct. Process, 1977-11-16

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180926

Tape 21: CSA - Legislative and Ct. Process

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180929

Unit Date 1977-12-12

Tape 22: CSA - Legislative and Ct. Process, 1977-12-12

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180931

Tape 23: CSA - Legislative and Ct. Process, 1977-12-12

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180933

Tape 24: H - Courts

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180935

Unit Date 1979-06-19

Tape 25: Seminar, Tom Andrews: "Substantive Law Reform;" Vivian Burgher: "Evidentiary Law Reform," undated

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180937

Tape 26: CSA - Legislative and Ct. Process

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180939

Unit Date 1977-11-28

Tape 27: CSA - Legislative and Ct. Process, 1977-11-28

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180940

untitled tape, undated

Unit ID [Archival Resource Key](#)

Unit ID /repositories/4/archival_objects/180942