1 **VIRGINIA ACTS OF ASSEMBLY — CHAPTER**

2 *An Act to amend and reenact § 2.1-721 of the Code of Virginia, relating to the Virginia Human Rights*
3 *Council; issuance of subpoena duces tecum.*

4 [H 644]
5 Approved

6 **Be it enacted by the General Assembly of Virginia:**
7 **1. That § 2.1-721 of the Code of Virginia is amended and reenacted as follows:**
8 § 2.1-721. Procedure for issuance of subpoena duces tecum.
9 Whenever the Council has reasonable cause to believe that any person has engaged in or is engaging
10 in any unlawful discriminatory practice, and the Council, after a good faith effort to obtain the date and
11 information necessary to determine whether a violation has occurred, has been unable to obtain such
12 information, it may request the Attorney General to apply to the judge of the circuit court of the
13 jurisdiction in which the respondent resides or is doing business for a subpoena duces tecum against any
14 person refusing to produce such data and information. The judge of the court, upon good cause shown,
15 may cause the subpoena to be issued. Any person failing to comply with such subpoena shall be subject
16 to punishment for contempt by the court issuing the subpoena. For purposes of this section "person"
17 includes any individual, partnership, corporation, association, legal representative, mutual company, joint
18 stock company, trust, unincorporated organization, employee, *employer,* employment agency, labor
19 organization, joint labor-management committee, or an agent thereof.