

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding in Article 6 of Chapter 39 of Title 54.1 a section*
3 *numbered 54.1-3938.1, relating to subpoena issued pursuant to law of another jurisdiction in lawyer*
4 *disciplinary proceedings.*

5 [S 89]

6 Approved

7 **Be it enacted by the General Assembly of Virginia:**

8 **1. That the Code of Virginia is amended by adding in Article 6 of Chapter 39 of Title 54.1 a**
9 **section numbered 54.1-3938.1 as follows:**

10 *§ 54.1-3938.1. Subpoena issued pursuant to law of another jurisdiction.*

11 *Whenever a subpoena is sought in this Commonwealth pursuant to the laws of another jurisdiction*
12 *for use in lawyer discipline or disability proceedings, and where the request for the subpoena has been*
13 *duly approved under the laws of the other jurisdiction, the chair or a vice-chair of the Virginia State*
14 *Bar Disciplinary Board, upon receiving an application from Bar Counsel, may issue a subpoena as*
15 *provided in this section to compel the attendance of witnesses and production of documents in the*
16 *county or city in the Commonwealth where the witness resides or is employed or elsewhere as agreed*
17 *by the witness. The circuit courts shall have the power to enforce a subpoena issued pursuant to this*
18 *section and to adjudge disobedience thereof as contempt. The privilege extended by this section shall be*
19 *available only to those jurisdictions that extend a similar privilege for disciplinary proceedings in this*
20 *Commonwealth.*

ENROLLED

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