

2009 SESSION

INTRODUCED

090526806

HOUSE BILL NO. 2226

Offered January 14, 2009

Prefiled January 14, 2009

A BILL to amend and reenact § 8.01-694 of the Code of Virginia, relating to the Virginia Prisoner Litigation Reform Act.

Patron—Marsden

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That § 8.01-694 of the Code of Virginia is amended and reenacted as follows:

§ 8.01-694. Service of process; time for response.

~~Upon~~ In any action in which any defendant is the Commonwealth or one of its officers, employees, or agents, upon the grant of in forma pauperis status or receipt of the filing fee and costs, the court shall serve the Office of the Attorney General with a copy of the motion for judgment and all necessary supporting papers. The Office of the Attorney General shall have no fewer than thirty days from receipt in which to file responsive pleadings. The prisoner's failure to state his claims in a written motion for judgment plainly stating facts sufficient to support his cause of action, accompanied by all necessary supporting documentation, may be grounds for dismissal of the action.

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