

# VIRGINIA ACTS OF ASSEMBLY -- 1994 SESSION

## CHAPTER 873

*An Act to amend and reenact § 15.1-783.2 of the Code of Virginia, relating to investigations by human rights commissioners in counties having the urban county executive form of government.*

[H 88]

Approved April 20, 1994

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

**1. That § 15.1-783.2 of the Code of Virginia is amended and reenacted as follows:**

§ 15.1-783.2. Investigations.

Whenever the commission on human rights has a reasonable cause to believe that any person ("person" for the purposes of this article ~~shall include~~ *includes* one or more individuals, labor unions, partnerships, corporations, associations, legal representatives, mutual companies, joint-stock companies, trusts, or unincorporated organizations) has engaged in, or is engaging in, any violation of a county ordinance which prohibits discrimination due to race, color, religion, sex, national origin, age, marital status, or disability, ~~the commission on human rights, if and~~, after making a good faith effort to obtain the data ~~and~~ information, ~~and attendance of witnesses~~ necessary to determine whether such violation has occurred, is unable to obtain such data, information, ~~or attendance~~, it may request the county attorney to ~~apply to~~ *petition* the judge of the general district court for its jurisdiction for a subpoena ~~duces tecum~~ against any such person refusing to produce such data and information ~~or refusing to appear as a witness~~, and the judge of such court may, upon good cause shown, cause the subpoena to be issued. *Any witness subpoena issued under this section shall include a statement that any statements made will be under oath and that the respondent or other witness is entitled to be represented by an attorney at law.* Any person failing to comply with ~~such~~ a subpoena issued under this section shall be subject to punishment for contempt by the court issuing the subpoena. *Any person so subpoenaed may apply to the judge who issued a subpoena to quash it.*