

# VIRGINIA ACTS OF ASSEMBLY -- 1995 SESSION

## CHAPTER 428

*An Act to amend and reenact § 20-115 of the Code of Virginia, relating to failure to comply with an order to pay support.*

[H 1257]

Approved March 20, 1995

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

**1. That § 20-115 of the Code of Virginia is amended and reenacted as follows:**

§ 20-115. Commitment and sentence for failure to comply with order or decree.

Upon failure or refusal to give the recognizance provided for in § 20-114, or upon conviction of any party for contempt of court in (i) failing or refusing to comply with any order or decree for support and maintenance for a spouse or for a child or children or (ii) willfully failing or refusing to comply with any order entered pursuant to § 20-103 or § 20-107.3, the court (i) may commit and sentence such party to a local correctional facility as provided for in § 20-61 and (ii) may assign the party to a work release program pursuant to § 53.1-131 *or to perform public service work; in either event the assignment shall be* for a fixed or indeterminate period or until the further order of the court. However, in no event shall commitment *or work assignment* be for more than twelve months. The sum or sums as provided for in § 20-63, shall be paid as therein set forth, to be used for the support and maintenance of the spouse or the child or children for whose benefit such order or decree provided.