

LD3749236

HOUSE BILL NO. 1257

House Amendments in [] — January 12, 1995

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

Patrons—Forbes (By Request), Cantor, Howell and Mayer

Referred to Committee for Courts of Justice

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 ~~shall~~] assign the party to a work release program pursuant to § 53.1-131 or [~~shall~~ may] assign the party to perform public service work 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.

ENGROSSED

HB1257E