

1995 SESSION

INTRODUCED

LD0126350

HOUSE BILL NO. 2280

Offered January 23, 1995

A BILL to amend the Code of Virginia by adding a section numbered 19.2-73.2, relating to authority of law-enforcement officers to issue subpoenas; penalty.

Patrons—McDonnell, O'Brien, Wagner and Wardrup; Senators: Earley and Stolle

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 19.2-73.2 as follows:

§ 19.2-73.2. Law-enforcement officers to issue subpoenas.

Law-enforcement officers as defined in § 9-169 and state police officers, in the course of their duties, in the investigation of any Class 3 or Class 4 misdemeanor or any traffic infraction, may, within seventy-two hours of the time of the offense, issue a subpoena to any witness to appear in court and testify with respect to any such criminal charge or traffic infraction brought against any person as a result of such investigation. The return of service thereof shall be made within seventy-two hours after service to the appropriate court clerk. A subpoena so issued shall have the same force and effect as if issued by the court.

Any person failing to appear in response to a subpoena issued as provided in this section shall be punished as provided by law.

#

INTRODUCED

HB2280