

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 8.01-513 of the Code of Virginia, relating to service upon corporations.*

3 [H 1145]

4 Approved

5 **Be it enacted by the General Assembly of Virginia:**6 **1. That § 8.01-513 of the Code of Virginia is amended and reenacted as follows:**

7 § 8.01-513. Service upon corporation.

8 If the person upon whom there is a suggestion of liability as provided in § 8.01-511 is a corporation,
9 the summons shall be served upon *an officer, an employee designated by the corporation other than an*
10 *officer of the corporation, or, if there is no designated employee or the designated employee cannot be*
11 *found, upon a managing employee of the corporation other than an officer of the corporation. If the*
12 *judgment creditor or his attorney files with the court a certificate that he has used due diligence and*
13 *that (i) no such officer or employee or other person authorized to accept such service can be found*
14 *within the Commonwealth or (ii) such designated or managing employee found is also the judgment*
15 *debtor, then such summons shall be served on the registered agent of the corporation or upon the clerk*
16 *of the State Corporation Commission as is otherwise provided by law in §§ 13.1-637, 13.1-766,*
17 *13.1-836 and 13.1-928. However, service on the corporation shall not be made upon a designated or*
18 *managing employee who is also the judgment debtor. If the corporation intends to designate an*
19 *employee for service, the corporation shall file a designation with the State Corporation Commission.*

20 **2. That an emergency exists and this act is in force from its passage.**

ENROLLED

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