

**Department of Planning and Budget  
2025 General Assembly Session  
State Fiscal Impact Statement**

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**ORIGINAL**

**Bill Number:** HB2565 S1                                       **Patron:** Leftwich  
**Bill Title:** Subpoena duces tecum; financial records of nonparty.

**Bill Summary:** The substitute bill provides that, notwithstanding any other provision of law, when any party in a civil action issues a subpoena duces tecum for the production of the financial records of a nonparty account holder, such nonparty account holder may file a motion to quash or modify such subpoena.

The substitute bill also establishes that a commercial business, issuer, financial institution, or money transmitter, as defined by current laws, may not condition compliance with such subpoena upon the payment of any fees for the costs of producing such records but may impose reasonable charges not to exceed the actual costs incurred in accessing, duplicating, supplying, or searching for the requested records.

An enactment clause directs the Supreme Court of Virginia to amend its rules as necessary to be consistent with the provisions of the bill.

Another enactment clause directs the Boyd-Graves Conference to study whether the Code of Virginia should be amended further to grant standing to other nonparties to file a motion to quash or modify a subpoena duces tecum for other types of records requested by a party in a civil proceeding and to submit the findings of such study to the Chairmen of the Senate and House Committees for Courts of Justice by November 1, 2025.

**Budget Amendment Necessary:** No                                       **Items Impacted:** N/A  
**Explanation:** N/A

**Fiscal Summary:** According to the Office of the Executive Secretary of the Supreme Court (OES) and the Virginia State Bar (VSB) this bill is not expected to have a fiscal impact on agency operations. The Boyd-Graves Conference is a steering committee of the Virginia Bar Association, which is not a state agency and does not receive any state funding. Any impact this bill may have on the Boyd-Graves Conference is unknown.

**Fiscal Analysis:** None required

**Other:** None