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**SENATE BILL NO. 570**

Offered January 14, 2026

Prefiled January 14, 2026

*A BILL to amend and reenact §§ 19.2-53, 19.2-54, and 19.2-56, as it is currently effective and as it shall become effective, of the Code of Virginia, relating to search warrants; unattended deaths.*

Patron—Mulchi

Referred to Committee for Courts of Justice

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

**1. That §§ 19.2-53, 19.2-54, and 19.2-56, as it is currently effective and as it shall become effective, of the Code of Virginia are amended and reenacted as follows:**

**§ 19.2-53. What may be searched and seized.**

A. Search warrants may be issued for the search of or for specified places, things, or persons, and seizure therefrom of the following things as specified in the warrant:

1. Weapons or other objects used in the commission of crime;
  2. Articles or things the sale or possession of which is unlawful;
  3. Stolen property or the fruits of any crime;
  4. Any object, thing, or person, including (i) documents, (ii)

4. Any object, thing, or person, including (i) documents, (ii) books, (iii) papers, (iv) records, (v) body fluids, or (vi) electronic records stored within or outside the Commonwealth of a commercial enterprise, whether a domestic corporation or a foreign corporation, that is transacting or has transacted any business in the Commonwealth, constituting evidence of the commission of crime; or

5. Any person to be arrested for whom a warrant or process for arrest has been issued; or

6. A dead human body where, at the time of death, the decedent was not being attended to by a physician, or evidence of the cause or manner of death of such a body.

Notwithstanding any other provision in this chapter to the contrary, no search warrant may be issued as a substitute for a witness subpoena.

B. Any search warrant issued for the search and seizure of a computer, computer network, or other device containing electronic or digital information shall be deemed to include the search and seizure of the physical components and the electronic or digital information contained in any such computer, computer network, or other device, except information for which a search warrant is prohibited by § 19.2-60.2.

C. Any search, including the search of the contents of any computer, computer network, or other device conducted pursuant to subsection B, may be conducted in any location and is not limited to the location where the evidence was seized.

**§ 19.2-54. Affidavit preliminary to issuance of search warrant; general search warrant prohibited; effect of failure to file affidavit.**

No search warrant shall be issued until there is filed with the officer authorized to issue the same an affidavit of some person reasonably describing the place, thing, or person to be searched, the things or persons to be searched for thereunder, alleging briefly material facts, constituting the probable cause for the issuance of such warrant and alleging substantially (i) the offense or; (ii) the identity of the person to be arrested for whom a warrant or process for arrest has been issued; or (iii) *the presence of a dead human body where, at the time of death, the decedent was not being attended to by a physician, or evidence of the cause or manner of death of such a body*, in relation to which such search is to be made and that the object, thing, or person searched for (a) constitutes evidence of the commission of such offense or, (b) is the person to be arrested for whom a warrant or process for arrest has been issued, or (c) *is a dead human body where, at the time of death, the decedent was not being attended to by a physician or is evidence of the cause or manner of death of such a body*. The affidavit may be filed by electronically transmitted (i) facsimile process or (ii) (2) electronic record as defined in § 59.1-480. Such affidavit shall be certified by the officer who issues such warrant and delivered in person; mailed by certified mail, return receipt requested; or delivered by electronically transmitted facsimile process or by use of filing and security procedures as defined in the Uniform Electronic Transactions Act (§ 59.1-479 et seq.) for transmitting signed documents, by such officer or his designee or agent, to the clerk of the circuit court of the county or city wherein the search is made, within seven days after the issuance of such warrant and shall by such clerk be preserved as a record and shall at all times be subject to inspection by the public after the warrant that is the subject of the affidavit has been executed or 15 days after issuance of the warrant, whichever is earlier; however, such affidavit, any warrant issued pursuant thereto, any return made thereon, and any order sealing the affidavit, warrant, or return may be temporarily sealed for a specific period of time by the appropriate court upon application of the attorney for the Commonwealth for good cause shown in an ex parte hearing. Any individual arrested and claiming to

59 be aggrieved by such search and seizure or any person who claims to be entitled to lawful possession of such  
60 property seized may move the appropriate court for the unsealing of such affidavit, warrant, and return. The  
61 burden of proof with respect to continued sealing shall be upon the Commonwealth. Each such clerk shall  
62 maintain an index of all such affidavits filed in his office in order to facilitate inspection. No such warrant  
63 shall be issued on an affidavit omitting such essentials, and no general warrant for the search of a house,  
64 place, compartment, vehicle or baggage shall be issued. The term "affidavit" as used in this section, means  
65 statements made under oath or affirmation and preserved verbatim.

66 Failure of the officer issuing such warrant to file the required affidavit shall not invalidate any search  
67 made under the warrant unless such failure shall continue for a period of 30 days. If the affidavit is filed prior  
68 to the expiration of the 30-day period, nevertheless, evidence obtained in any such search shall not be  
69 admissible until a reasonable time after the filing of the required affidavit.

70 **§ 19.2-56. (Effective until July 1, 2026) To whom search warrant directed; what it shall command;  
71 warrant to show date and time of issuance; copy of affidavit to be part of warrant and served  
72 therewith; warrants not executed within 15 days.**

73 A. The judge, magistrate, or other official authorized to issue criminal warrants shall issue a search  
74 warrant only if he finds from the facts or circumstances recited in the affidavit that there is probable cause for  
75 the issuance thereof. If a search warrant is issued for electronic records of a foreign corporation, as described  
76 in § 19.2-53, such affidavit shall state that the complainant believes such records are actually or  
77 constructively possessed by such foreign corporation. In order to comply with the requirements of § 19.2-54,  
78 any search of the records of a foreign corporation, as described in § 19.2-53, shall be deemed to have been  
79 made in the same place where the search warrant was issued.

80 Every search warrant shall be directed (i) to the sheriff, sergeant, or any policeman of the county, city, or  
81 town in which the place to be searched is located; (ii) to any law-enforcement officer or agent employed by  
82 the Commonwealth and vested with the powers of sheriffs and police; or (iii) jointly to any such sheriff,  
83 sergeant, policeman, or law-enforcement officer or agent and an agent, special agent, or officer of the Federal  
84 Bureau of Investigation, the Bureau of Alcohol, Tobacco, Firearms and Explosives of the U.S. Department of  
85 Justice, the United States Naval Criminal Investigative Service, the United States Army Criminal  
86 Investigation Division, the United States Air Force Office of Special Investigations, or the U.S. Department  
87 of Homeland Security or any inspector, law-enforcement official, or police personnel of the United States  
88 Postal Service or the U.S. Drug Enforcement Administration. The warrant shall (a) name the affiant; (b)  
89 recite the offense or, the identity of the person to be arrested for whom a warrant or process for arrest has  
90 been issued, *or the presence of a dead human body where, at the time of death, the decedent was not being  
91 attended to by a physician, or evidence of the cause or manner of death of such a body*, in relation to which  
92 the search is to be made; (c) name or describe the place to be searched; (d) describe the property or person  
93 to be searched for; and (e) recite that the magistrate has found probable cause to believe that the property or  
94 person constitutes evidence of a crime (identified in the warrant) or tends to show that a person (named or  
95 described therein) has committed or is committing a crime or, that the person to be arrested for whom a  
96 warrant or process for arrest has been issued is located at the place to be searched *or that a dead human body  
97 where, at the time of death, the decedent was not being attended to by a physician, or evidence of the cause  
98 or manner of death of such a body, is located at the place to be searched.*

99 The warrant shall command that the place be forthwith searched and that the objects or persons described  
100 in the warrant, if found there, be seized. An inventory shall be produced before a court having jurisdiction of  
101 the offense or, over the person to be arrested for whom a warrant or process for arrest has been issued, *or  
102 over the place where the dead human body where, at the time of death, the decedent was not being attended  
103 to by a physician, or evidence of the cause or manner of death of such a body, is located* in relation to which  
104 the warrant was issued as provided in § 19.2-57.

105 Any such warrant as provided in this section shall be executed by the policeman or other law-enforcement  
106 officer or agent into whose hands it shall come or be delivered. If the warrant is directed jointly to a sheriff,  
107 sergeant, policeman, or law-enforcement officer or agent of the Commonwealth and a federal agent or officer  
108 as otherwise provided in this section, the warrant may be executed jointly or by the policeman, law-  
109 enforcement officer, or agent into whose hands it is delivered. No other person may be permitted to be  
110 present during or participate in the execution of a warrant to search a place except (1) the owners and  
111 occupants of the place to be searched when permitted to be present by the officer in charge of the conduct of  
112 the search and (2) persons designated by the officer in charge of the conduct of the search to assist or provide  
113 expertise in the conduct of the search.

114 Any search warrant for records or other information pertaining to a subscriber to, or customer of, an  
115 electronic communication service or remote computing service, whether a domestic corporation or foreign  
116 corporation, that is transacting or has transacted any business in the Commonwealth, to be executed upon  
117 such service provider may be executed within or outside the Commonwealth by hand, United States mail,  
118 commercial delivery service, facsimile, or other electronic means upon the service provider. Notwithstanding  
119 the provisions of § 19.2-57, the officer executing a warrant pursuant to this paragraph shall endorse the date  
120 of execution thereon and shall file the warrant, with the inventory attached (or a notation that no property was

121 seized) and the accompanying affidavit, unless such affidavit was made by voice or videotape recording,  
 122 within three days after the materials ordered to be produced are received by the officer from the service  
 123 provider. The return shall be made in the circuit court clerk's office for the jurisdiction wherein the warrant  
 124 was (A) executed, if executed within the Commonwealth, and a copy of the return shall also be delivered to  
 125 the clerk of the circuit court of the county or city where the warrant was issued or (B) issued, if executed  
 126 outside the Commonwealth. Saturdays, Sundays, or any federal or state legal holiday shall not be used in  
 127 computing the three-day filing period.

128 Electronic communication service or remote computing service providers, whether a foreign or domestic  
 129 corporation, shall also provide the contents of electronic communications pursuant to a search warrant issued  
 130 under this section and § 19.2-70.3 using the same process described in the preceding paragraph.

131 Any search warrant for electronic records or other information stored outside of the Commonwealth by a  
 132 commercial enterprise, whether a domestic corporation or a foreign corporation, that is transacting or has  
 133 transacted any business in the Commonwealth, to be executed upon such commercial enterprise may be  
 134 executed within or outside the Commonwealth by hand, United States mail, commercial delivery service,  
 135 facsimile, or other electronic means upon the commercial enterprise. Notwithstanding the provisions of  
 136 § 19.2-57, the officer executing a warrant pursuant to this paragraph shall endorse the date of execution  
 137 thereon and shall file the warrant, with the inventory attached (or a notation that no property was seized) and  
 138 the accompanying affidavit, unless such affidavit was made by voice or videotape recording, within three  
 139 days after the materials ordered to be produced are received by the officer from the commercial enterprise.  
 140 The return shall be made in the circuit court clerk's office for the jurisdiction wherein the warrant was (I)  
 141 executed, if executed within the Commonwealth, and a copy of the return shall also be delivered to the clerk  
 142 of the circuit court of the county or city where the warrant was issued or (II) issued, if executed outside the  
 143 Commonwealth. Saturdays, Sundays, or any federal or state legal holiday shall not be used in computing the  
 144 three-day filing period.

145 Notwithstanding the provisions of § 19.2-57, any search warrant for records or other information  
 146 pertaining to a customer of a financial institution as defined in § 6.2-604, money transmitter as defined in  
 147 § 6.2-1900, commercial business providing credit history or credit reports, or issuer as defined in § 6.2-424  
 148 may be executed within the Commonwealth by hand, United States mail, commercial delivery service,  
 149 facsimile, or other electronic means upon the financial institution, money transmitter, commercial business  
 150 providing credit history or credit reports, or issuer. The officer executing such warrant shall endorse the date  
 151 of execution thereon and shall file the warrant, with the inventory attached (or a notation that no property was  
 152 seized) and the accompanying affidavit, unless such affidavit was made by voice or videotape recording,  
 153 within three days after the materials ordered to be produced are received by the officer from the financial  
 154 institution, money transmitter, commercial business providing credit history or credit reports, or issuer. The  
 155 return shall be made in the circuit court clerk's office for the jurisdiction wherein the warrant was executed.  
 156 Saturdays, Sundays, or any federal or state legal holiday shall not be used in computing the three-day filing  
 157 period. For the purposes of this section, the warrant will be considered executed in the jurisdiction where the  
 158 entity on which the warrant is served is located.

159 Every search warrant shall contain the date and time it was issued. However, the failure of any such  
 160 search warrant to contain the date and time it was issued shall not render the warrant void, provided that the  
 161 date and time of issuing of said warrant is established by competent evidence.

162 The judge, magistrate, or other official authorized to issue criminal warrants shall attach a copy of the  
 163 affidavit required by § 19.2-54, which shall become a part of the search warrant and served therewith.  
 164 However, this provision shall not be applicable in any case in which the affidavit is made by means of a voice  
 165 or videotape recording or where the affidavit has been sealed pursuant to § 19.2-54.

166 Any search warrant not executed within 15 days after issuance thereof shall be returned to, and voided by,  
 167 the officer who issued such search warrant.

168 B. No law-enforcement officer shall seek, execute, or participate in the execution of a no-knock search  
 169 warrant. A search warrant for any place of abode authorized under this section shall require that a law-  
 170 enforcement officer be recognizable and identifiable as a uniformed law-enforcement officer and provide  
 171 audible notice of his authority and purpose reasonably designed to be heard by the occupants of such place to  
 172 be searched prior to the execution of such search warrant.

173 After entering and securing the place to be searched and prior to undertaking any search or seizure  
 174 pursuant to the search warrant, the executing law-enforcement officer shall give a copy of the search warrant  
 175 and affidavit to the person to be searched or the owner of the place to be searched or, if the owner is not  
 176 present, to at least one adult occupant of the place to be searched. If the place to be searched is unoccupied by  
 177 an adult, the executing law-enforcement officer shall leave a copy of the search warrant and affidavit in a  
 178 conspicuous place within or affixed to the place to be searched.

179 Search warrants authorized under this section for the search of any place of abode shall be executed by  
 180 initial entry of the abode only in the daytime hours between 8:00 a.m. and 5:00 p.m. unless (i) a judge or a  
 181 magistrate, if a judge is not available, authorizes the execution of such search warrant at another time for  
 182 good cause shown by particularized facts in an affidavit or (ii) prior to the issuance of the search warrant,

183 law-enforcement officers lawfully entered and secured the place to be searched and remained at such place  
184 continuously.

185 A law-enforcement officer shall make reasonable efforts to locate a judge before seeking authorization to  
186 execute the warrant at another time, unless circumstances require the issuance of the warrant after 5:00 p.m.,  
187 pursuant to the provisions of this subsection, in which case the law-enforcement officer may seek such  
188 authorization from a magistrate without first making reasonable efforts to locate a judge. Such reasonable  
189 efforts shall be documented in an affidavit and submitted to a magistrate when seeking such authorization.

190 Any evidence obtained from a search warrant executed in violation of this subsection shall not be  
191 admitted into evidence for the Commonwealth in any prosecution.

192 C. For the purposes of this section:

193 "Foreign corporation" means any corporation or other entity, whose primary place of business is located  
194 outside of the boundaries of the Commonwealth, that makes a contract or engages in a terms of service  
195 agreement with a resident of the Commonwealth to be performed in whole or in part by either party in the  
196 Commonwealth, or a corporation that has been issued a certificate of authority pursuant to § 13.1-759 to  
197 transact business in the Commonwealth. The making of the contract or terms of service agreement or the  
198 issuance of a certificate of authority shall be considered to be the agreement of the foreign corporation or  
199 entity that a search warrant or subpoena, which has been properly served on it, has the same legal force and  
200 effect as if served personally within the Commonwealth.

201 "Properly served" means delivery of a search warrant or subpoena by hand, by United States mail, by  
202 commercial delivery service, by facsimile or by any other manner to any officer of a corporation or its  
203 general manager in the Commonwealth, to any natural person designated by it as agent for the service of  
204 process, or if such corporation has designated a corporate agent, to any person named in the latest annual  
205 report filed pursuant to § 13.1-775.

206 **§ 19.2-56. (Effective July 1, 2026) To whom search warrant directed; what it shall command;  
207 warrant to show date and time of issuance; copy of affidavit to be part of warrant and served  
208 therewith; warrants not executed within 15 days.**

209 A. The judge, magistrate, or other official authorized to issue criminal warrants shall issue a search  
210 warrant only if he finds from the facts or circumstances recited in the affidavit that there is probable cause for  
211 the issuance thereof. If a search warrant is issued for electronic records of a foreign corporation, as described  
212 in § 19.2-53, such affidavit shall state that the complainant believes such records are actually or  
213 constructively possessed by such foreign corporation. In order to comply with the requirements of § 19.2-54,  
214 any search of the records of a foreign corporation, as described in § 19.2-53, shall be deemed to have been  
215 made in the same place where the search warrant was issued.

216 Every search warrant shall be directed (i) to the sheriff, sergeant, or any policeman of the county, city, or  
217 town in which the place to be searched is located; (ii) to any law-enforcement officer or agent employed by  
218 the Commonwealth and vested with the powers of sheriffs and police; or (iii) jointly to any such sheriff,  
219 sergeant, policeman, or law-enforcement officer or agent and an agent, special agent, or officer of the Federal  
220 Bureau of Investigation, the Bureau of Alcohol, Tobacco, Firearms and Explosives of the U.S. Department of  
221 Justice, the United States Naval Criminal Investigative Service, the United States Army Criminal  
222 Investigation Division, the United States Air Force Office of Special Investigations, or the U.S. Department  
223 of Homeland Security or any inspector, law-enforcement official, or police personnel of the United States  
224 Postal Service or the U.S. Drug Enforcement Administration. The warrant shall (a) name the affiant; (b)  
225 recite the offense or, the identity of the person to be arrested for whom a warrant or process for arrest has  
226 been issued, *or the presence of a dead human body where, at the time of death, the decedent was not being*  
227 *attended to by a physician, or evidence of the cause or manner of death of such a body*, in relation to which  
228 the search is to be made; (c) name or describe the place to be searched; (d) describe the property or person  
229 to be searched for; and (e) recite that the magistrate has found probable cause to believe that the property or  
230 person constitutes evidence of a crime (identified in the warrant) or tends to show that a person (named or  
231 described therein) has committed or is committing a crime or, that the person to be arrested for whom a  
232 warrant or process for arrest has been issued is located at the place to be searched, *or that a dead human body*  
233 *where, at the time of death, the decedent was not being attended to by a physician, or evidence of the cause*  
234 *or manner of death of such a body, is located at the place to be searched.*

235 The warrant shall command that the place be forthwith searched and that the objects or persons described  
236 in the warrant, if found there, be seized. An inventory shall be produced before a court having jurisdiction of  
237 the offense or, over the person to be arrested for whom a warrant or process for arrest has been issued, *or*  
238 *over the place where the dead human body where, at the time of death, the decedent was not being attended*  
239 *to by a physician, or evidence of the cause or manner of death of such a body, is located* in relation to which  
240 the warrant was issued as provided in § 19.2-57.

241 Any such warrant as provided in this section shall be executed by the policeman or other law-enforcement  
242 officer or agent into whose hands it shall come or be delivered. If the warrant is directed jointly to a sheriff,  
243 sergeant, policeman, or law-enforcement officer or agent of the Commonwealth and a federal agent or officer  
244 as otherwise provided in this section, the warrant may be executed jointly or by the policeman, law-

245 enforcement officer, or agent into whose hands it is delivered. No other person may be permitted to be  
 246 present during or participate in the execution of a warrant to search a place except (1) the owners and  
 247 occupants of the place to be searched when permitted to be present by the officer in charge of the conduct of  
 248 the search and (2) persons designated by the officer in charge of the conduct of the search to assist or provide  
 249 expertise in the conduct of the search.

250 Any search warrant for records or other information pertaining to a subscriber to, or customer of, an  
 251 electronic communication service or remote computing service, whether a domestic corporation or foreign  
 252 corporation, that is transacting or has transacted any business in the Commonwealth, to be executed upon  
 253 such service provider may be executed within or outside the Commonwealth by hand, United States mail,  
 254 commercial delivery service, facsimile, or other electronic means upon the service provider. Notwithstanding  
 255 the provisions of § 19.2-57, the officer executing a warrant pursuant to this paragraph shall endorse the date  
 256 of execution thereon and shall file the warrant, with the inventory attached (or a notation that no property was  
 257 seized) and the accompanying affidavit, unless such affidavit was made by voice or videotape recording,  
 258 within three days after the materials ordered to be produced are received by the officer from the service  
 259 provider. The return shall be made in the circuit court clerk's office for the jurisdiction wherein the warrant  
 260 was (A) executed, if executed within the Commonwealth, and a copy of the return shall also be delivered to  
 261 the clerk of the circuit court of the county or city where the warrant was issued or (B) issued, if executed  
 262 outside the Commonwealth. Saturdays, Sundays, or any federal or state legal holiday shall not be used in  
 263 computing the three-day filing period.

264 Electronic communication service or remote computing service providers, whether a foreign or domestic  
 265 corporation, shall also provide the contents of electronic communications pursuant to a search warrant issued  
 266 under this section and § 19.2-70.3 using the same process described in the preceding paragraph.

267 Any search warrant for electronic records or other information stored outside of the Commonwealth by a  
 268 commercial enterprise, whether a domestic corporation or a foreign corporation, that is transacting or has  
 269 transacted any business in the Commonwealth, to be executed upon such commercial enterprise may be  
 270 executed within or outside the Commonwealth by hand, United States mail, commercial delivery service,  
 271 facsimile, or other electronic means upon the commercial enterprise. Notwithstanding the provisions of  
 272 § 19.2-57, the officer executing a warrant pursuant to this paragraph shall endorse the date of execution  
 273 thereon and shall file the warrant, with the inventory attached (or a notation that no property was seized) and  
 274 the accompanying affidavit, unless such affidavit was made by voice or videotape recording, within three  
 275 days after the materials ordered to be produced are received by the officer from the commercial enterprise.  
 276 The return shall be made in the circuit court clerk's office for the jurisdiction wherein the warrant was (I)  
 277 executed, if executed within the Commonwealth, and a copy of the return shall also be delivered to the clerk  
 278 of the circuit court of the county or city where the warrant was issued or (II) issued, if executed outside the  
 279 Commonwealth. Saturdays, Sundays, or any federal or state legal holiday shall not be used in computing the  
 280 three-day filing period.

281 Notwithstanding the provisions of § 19.2-57, any search warrant for records or other information  
 282 pertaining to a customer of a financial institution as defined in § 6.2-604, money transmitter as defined in  
 283 § 6.2-1922, commercial business providing credit history or credit reports, or issuer as defined in § 6.2-424  
 284 may be executed within the Commonwealth by hand, United States mail, commercial delivery service,  
 285 facsimile, or other electronic means upon the financial institution, money transmitter, commercial business  
 286 providing credit history or credit reports, or issuer. The officer executing such warrant shall endorse the date  
 287 of execution thereon and shall file the warrant, with the inventory attached (or a notation that no property was  
 288 seized) and the accompanying affidavit, unless such affidavit was made by voice or videotape recording,  
 289 within three days after the materials ordered to be produced are received by the officer from the financial  
 290 institution, money transmitter, commercial business providing credit history or credit reports, or issuer. The  
 291 return shall be made in the circuit court clerk's office for the jurisdiction wherein the warrant was executed.  
 292 Saturdays, Sundays, or any federal or state legal holiday shall not be used in computing the three-day filing  
 293 period. For the purposes of this section, the warrant will be considered executed in the jurisdiction where the  
 294 entity on which the warrant is served is located.

295 Every search warrant shall contain the date and time it was issued. However, the failure of any such  
 296 search warrant to contain the date and time it was issued shall not render the warrant void, provided that the  
 297 date and time of issuing of said warrant is established by competent evidence.

298 The judge, magistrate, or other official authorized to issue criminal warrants shall attach a copy of the  
 299 affidavit required by § 19.2-54, which shall become a part of the search warrant and served therewith.  
 300 However, this provision shall not be applicable in any case in which the affidavit is made by means of a voice  
 301 or videotape recording or where the affidavit has been sealed pursuant to § 19.2-54.

302 Any search warrant not executed within 15 days after issuance thereof shall be returned to, and voided by,  
 303 the officer who issued such search warrant.

304 B. No law-enforcement officer shall seek, execute, or participate in the execution of a no-knock search  
 305 warrant. A search warrant for any place of abode authorized under this section shall require that a law-  
 306 enforcement officer be recognizable and identifiable as a uniformed law-enforcement officer and provide

307 audible notice of his authority and purpose reasonably designed to be heard by the occupants of such place to  
308 be searched prior to the execution of such search warrant.

309 After entering and securing the place to be searched and prior to undertaking any search or seizure  
310 pursuant to the search warrant, the executing law-enforcement officer shall give a copy of the search warrant  
311 and affidavit to the person to be searched or the owner of the place to be searched or, if the owner is not  
312 present, to at least one adult occupant of the place to be searched. If the place to be searched is unoccupied by  
313 an adult, the executing law-enforcement officer shall leave a copy of the search warrant and affidavit in a  
314 conspicuous place within or affixed to the place to be searched.

315 Search warrants authorized under this section for the search of any place of abode shall be executed by  
316 initial entry of the abode only in the daytime hours between 8:00 a.m. and 5:00 p.m. unless (i) a judge or a  
317 magistrate, if a judge is not available, authorizes the execution of such search warrant at another time for  
318 good cause shown by particularized facts in an affidavit or (ii) prior to the issuance of the search warrant,  
319 law-enforcement officers lawfully entered and secured the place to be searched and remained at such place  
320 continuously.

321 A law-enforcement officer shall make reasonable efforts to locate a judge before seeking authorization to  
322 execute the warrant at another time, unless circumstances require the issuance of the warrant after 5:00 p.m.,  
323 pursuant to the provisions of this subsection, in which case the law-enforcement officer may seek such  
324 authorization from a magistrate without first making reasonable efforts to locate a judge. Such reasonable  
325 efforts shall be documented in an affidavit and submitted to a magistrate when seeking such authorization.

326 Any evidence obtained from a search warrant executed in violation of this subsection shall not be  
327 admitted into evidence for the Commonwealth in any prosecution.

328 C. For the purposes of this section:

329 "Foreign corporation" means any corporation or other entity, whose primary place of business is located  
330 outside of the boundaries of the Commonwealth, that makes a contract or engages in a terms of service  
331 agreement with a resident of the Commonwealth to be performed in whole or in part by either party in the  
332 Commonwealth, or a corporation that has been issued a certificate of authority pursuant to § 13.1-759 to  
333 transact business in the Commonwealth. The making of the contract or terms of service agreement or the  
334 issuance of a certificate of authority shall be considered to be the agreement of the foreign corporation or  
335 entity that a search warrant or subpoena, which has been properly served on it, has the same legal force and  
336 effect as if served personally within the Commonwealth.

337 "Properly served" means delivery of a search warrant or subpoena by hand, by United States mail, by  
338 commercial delivery service, by facsimile or by any other manner to any officer of a corporation or its  
339 general manager in the Commonwealth, to any natural person designated by it as agent for the service of  
340 process, or if such corporation has designated a corporate agent, to any person named in the latest annual  
341 report filed pursuant to § 13.1-775.