

2022 SESSION

INTRODUCED

22102318D

HOUSE BILL NO. 449

Offered January 12, 2022

Prefiled January 11, 2022

A BILL to amend and reenact § 8.01-490 of the Code of Virginia, relating to distrained or levied on personal property; auctioneers or auction firms outside of the county or city of an officer.

Patrons—Bulova and Kilgore

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That § 8.01-490 of the Code of Virginia is amended and reenacted as follows:

§ 8.01-490. No unreasonable distress or levy; sustenance provided for livestock; removal of property.

Officers shall in no case make an unreasonable distress or levy. For horses, or any livestock distrained or levied on, the officer shall provide sufficient sustenance while they remain in his possession. Nothing distrained or levied on shall be removed by him out of his county or city, *except that an officer distraining or levying on personal property may employ a Virginia-licensed auctioneer or auction firm, as those terms are defined in § 54.1-600, to sell such property on behalf of the officer, and the officer may remove such property to transport such property to the site of an auction for such sale, regardless of whether such site is within or outside such officer's county or city, or unless when it is otherwise specially provided.*

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