

2022 SESSION

INTRODUCED

22101911D

SENATE BILL NO. 51

Offered January 12, 2022

Prefiled December 30, 2021

A BILL to amend and reenact § 64.2-604 of the Code of Virginia, relating to the Small Estate Act; payment of funeral expenses.

Patron—Cosgrove

Referred to Committee on the Judiciary

Be it enacted by the General Assembly of Virginia:

1. That § 64.2-604 of the Code of Virginia is amended and reenacted as follows:

§ 64.2-604. Payment or delivery of small asset; funeral expenses.

Thirty days after the death of a decedent upon whose estate there shall have been no application for the appointment of a personal representative pending or granted in any jurisdiction, any person holding a small asset belonging to the decedent ~~may~~ *shall*, at the request of a successor, pay or deliver so much of the small asset as does not exceed the amount given priority by § 64.2-528 to the undertaker or mortuary handling the funeral of the decedent, and a receipt of the payee shall be a full and final release of the payor as to such sum.

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