

2005 SESSION

INTRODUCED

052210356

HOUSE BILL NO. 2170

Offered January 12, 2005

Prefiled January 11, 2005

A BILL to amend and reenact § 26-8 of the Code of Virginia, relating to commissioners of accounts; fees.

Patrons—Johnson and Kilgore; Senator: Wampler

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That § 26-8 of the Code of Virginia is amended and reenacted as follows:

§ 26-8. Commissioners of accounts.

A. The judges of each circuit court shall appoint as many commissioners of accounts, as may be requisite to carry out the duties of that office, who shall be removable at pleasure and who shall have a general supervision of all fiduciaries admitted to qualify in such court or before the clerk thereof and make all ex parte settlements of their accounts. The person appointed as a commissioner of accounts shall be a discreet and competent attorney-at-law.

B. In the event more than one such commissioner is appointed, each commissioner shall maintain his own office and keep his own books, records and accounts. He shall retain the power of supervision over every account, matter or thing referred to him until his final account is approved, unless he resigns, retires or is removed from office, in which case his successor shall continue such duties.

C. *Each commissioner shall have the authority, for any given service he performs, either to establish a lesser fee than that prescribed by the court, or to waive one or more fees.*

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