

VIRGINIA ACTS OF ASSEMBLY -- 2006 SESSION

CHAPTER 766

An Act to amend and reenact § 19.2-386.2 of the Code of Virginia, relating to issuance of warrants by circuit court judges.

[S 637]

Approved April 5, 2006

Be it enacted by the General Assembly of Virginia:

1. That § 19.2-386.2 of the Code of Virginia is amended and reenacted as follows:

§ 19.2-386.2. Seizure of named property.

A. When any property subject to seizure under § 19.2-386.15 or § 19.2-386.22 has not been seized at the time an information naming that property is filed, the clerk of the circuit court *or a judge of the circuit court*, upon motion of the attorney for the Commonwealth wherein the information is filed, shall issue a warrant to the sheriff or other state or local law-enforcement officer authorized to serve criminal process in the jurisdiction where the property is located, describing the property named in the complaint and authorizing its immediate seizure.

B. In all cases of seizure of real property, a notice of lis pendens shall be filed with the clerk of the circuit court of the county or city wherein the property is located and shall be indexed in the land records in the name or names of those persons whose interests appear to be affected thereby.