

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 64.1-132.2 of the Code of Virginia, relating to Virginia Small Estate*  
3 *Act.*

4 [H 1303]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 64.1-132.2 of the Code of Virginia is amended and reenacted as follows:**

8 § 64.1-132.2. Collection of personal property by affidavit.

9 A. Sixty days after the death of a decedent, any person indebted to the decedent or having possession  
10 of tangible personal property or an instrument evidencing a debt, obligation, stock or chose in action  
11 belonging to the decedent may make payment of the indebtedness or deliver the tangible personal  
12 property or an instrument evidencing a debt, obligation, stock or chose in action to a person claiming to  
13 be the successor of the decedent upon being presented an affidavit made by or on behalf of the  
14 successor stating that:

15 1. The value of the entire personal probate estate, wherever located, does not exceed \$15,000  
16 \$50,000;

17 2. At least ~~sixty~~ 60 days have elapsed since the death of the decedent;

18 3. No application for the appointment of a personal representative is pending or has been granted in  
19 any jurisdiction;

20 4. The will, if any, was duly probated and the list of heirs required by § 64.1-134 was duly filed;  
21 and

22 5. The claiming successor is entitled to payment or delivery of the property, and the basis upon  
23 which such entitlement is claimed.

24 B. A transfer agent of any security shall change the registered ownership on the books of a  
25 corporation from the decedent to the successor upon the presentation of an affidavit as provided in  
26 subsection A.

27 **2. That the provisions of this act shall become effective on January 1, 2007.**

ENROLLED

HB1303ER