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**SENATE BILL NO. 1204**

Senate Amendments in [ ] — January 21, 2011

*A BILL to amend and reenact § 15.2-2303.1:1 of the Code of Virginia, relating to cash proffers.*

Patron Prior to Engrossment—Senator Obenshain

Referred to Committee on Local Government

**Be it enacted by the General Assembly of Virginia:**

**1. That § 15.2-2303.1:1 of the Code of Virginia is amended and reenacted as follows:**

§ 15.2-2303.1:1. When certain cash proffers collected or accepted.

A. Notwithstanding the provisions of any cash proffer requested, offered, or accepted pursuant to § 15.2-2298, 15.2-2303, or 15.2-2303.1 for residential construction on a per-dwelling unit or per-home basis, cash payment made pursuant to such a cash proffer shall be collected or accepted by any locality only after completion of the final inspection and prior to the time of the issuance of any certificate of occupancy for the subject property.

B. *In addition to any other relief provided, the court shall award reasonable attorney fees, expenses, and court costs to any person, group, or entity that prevails in an action [ successfully] challenging an ordinance, [ ~~resolution, motion or~~ ] administrative or other action as being in conflict with this section.*

C. The provisions of this section shall expire on July 1, ~~2014~~ 2015.

ENGROSSED

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