

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding in Article 7 of Chapter 6 of Title 18.2 a section*
3 *numbered 18.2-213.2, relating to filing a false lien or encumbrance against another; penalty.*

4 [S 811]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That the Code of Virginia is amended by adding in Article 7 of Chapter 6 of Title 18.2 a**
8 **section numbered 18.2-213.2 as follows:**9 ***§ 18.2-213.2. Filing false lien or encumbrance against another.***

10 *Any person who maliciously files a lien or encumbrance in a public record against the real or*
11 *personal property of another knowing that such lien or encumbrance is false is guilty of a Class 5*
12 *felony. The court in its conviction order or in a separate order, shall direct the clerk of any jurisdiction*
13 *in which a false lien or encumbrance has been filed to release from record such lien or encumbrance*
14 *specifically described in the conviction order or separate order, including any notice or memorandum of*
15 *lien. Such lien or encumbrance shall be deemed invalid and shall be treated as if it was never filed.*

16 **2. That the provisions of this act may result in a net increase in periods of imprisonment or**
17 **commitment. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation cannot**
18 **be determined for periods of imprisonment in state adult correctional facilities; therefore, Chapter**
19 **3 of the Acts of Assembly of 2012, Special Session I, requires the Virginia Criminal Sentencing**
20 **Commission to assign a minimum fiscal impact of \$50,000. Pursuant to § 30-19.1:4, the estimated**
21 **amount of the necessary appropriation cannot be determined for periods of commitment to the**
22 **custody of the Department of Juvenile Justice.**

ENROLLED

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