

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 34-28.1 of the Code of Virginia, relating to personal injury and*
3 *wrongful death exemptions from creditor process.*

4 [H 228]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 34-28.1 of the Code of Virginia is amended and reenacted as follows:**

8 § 34-28.1. Personal injury and wrongful death actions exempt.

9 Except for liens created under Article 7.1 (§ 8.01-66.2 et seq.) of Title 8.01 and Article 5
10 (§ 54.1-3932 et seq.) of Title 54.1, all causes of action for personal injury *or wrongful death* and the
11 proceeds derived from court award or settlement shall be exempt from creditor process against the
12 injured person *or statutory beneficiary as defined in Article 5 (§ 8.01-50 et seq.) of Title 8.01*. It shall
13 not be required that a householder designate any property exempt under this section in a deed in order
14 to secure such exemption. The provisions of this section shall not be construed to affect any voluntary
15 assignment of the proceeds or anticipated proceeds of a personal injury *or wrongful death* award or
16 settlement as permitted by § 8.01-26.

ENROLLED

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