LD6380212

1   **HOUSE BILL NO. 2597**
2   AMENDMENT IN THE NATURE OF A SUBSTITUTE
3   (Proposed by the Senate Committee for Courts of Justice
4   on February 19, 1995)
5   (Patron Prior to Substitute—Delegate Dillard)
6   *A BILL to amend and reenact § 16.1-122.1 of the Code of Virginia, relating to small claims courts.*
7   **Be it enacted by the General Assembly of Virginia:**
8   **1. That § 16.1-122.1 of the Code of Virginia is amended and reenacted as follows:**
9   § 16.1-122.1. Small claims court; designated.
10   ~~Each general district court in any judicial district encompassing (i) a county having a population in~~
11 ~~excess of 300,000, and (ii) beginning on July 1, 1991, and continuing through June 30, 1993, a county~~
12 ~~having a population of more than 152,000 and less than 153,000, according to the 1980 United States~~
13 ~~Census shall have a small claims division which shall be designated the small claims court.~~ *The general*
14 *district court in the following jurisdictions may establish a small claims division to be designated a*
15 *small claims court:*
16   *1. Fairfax County;*
17   *2. Arlington County;*
18   *3. Culpeper County;*
19   *4. Stafford County;*
20   *5. Lancaster County;*
21   *6. Albemarle County; and*
22   *7. City of Hopewell.*
23   Additionally, the governing body of any other county or city may adopt ~~an ordinance~~ *a resolution*
24 seeking to establish within the general district court in its locality a small claims division, which shall
25 be designated a small claims court. In the event that two localities share a general district court, a small
26 claims division shall not be established unless the governing bodies in both localities adopt such
27 ~~ordinance~~ *resolution.*
28   ~~An ordinance adopted pursuant to the authority of this section shall not become effective~~ *A small*
29 *claims court shall not be created in localities requesting such a court* unless the General Assembly
30 adopts an act specifically authorizing creation of a small claims division for the locality, or the localities
31 which share a general district court.