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**SENATE BILL NO. 1073**

House Amendments in [ ] — February 4, 1997

*A BILL to amend and reenact § 17-40 of the Code of Virginia, relating to location of clerks' offices.*

Patrons—Williams, Maxwell and Norment; Delegate: Diamonstein

Referred to the Committee for Courts of Justice

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

**1. That § 17-40 of the Code of Virginia is amended and reenacted as follows:**

§ 17-40. Where offices to be located.

The clerk's office of every circuit court, or any division thereof, of any county or city shall be kept at the courthouse of such county or city, unless there shall have been a failure by the proper authorities to provide such office there, in which case the clerk's office may be kept at such other place within the county or city as the court may direct. *However, nothing in this section shall prohibit the establishment of a clerks' office satellite facility or annex which is not located at the courthouse [ ; provided that recording of all land records, docketing of all monetary judgments, filing of U.C.C. Financing Statements, and filing of matters at law and in equity shall be conducted at the courthouse location. All expenses related to the establishment and operation of a satellite facility or annex shall be the responsibility of the locality ] .*

ENGROSSED

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