

VIRGINIA ACTS OF ASSEMBLY -- 1998 SESSION

CHAPTER 639

An Act to amend and reenact § 8.01-451 of the Code of Virginia, relating to docketing of judgments; name change of debtor.

[S 343]

Approved April 16, 1998

Be it enacted by the General Assembly of Virginia:

1. That § 8.01-451 of the Code of Virginia is amended and reenacted as follows:

§ 8.01-451. Judgments to be docketed and indexed in new names of judgment debtors; how execution may thereafter issue.

Whenever there ~~be~~ *is* a judgment docketed and indexed, as required by § 17-79, and thereafter a judgment debtor whose name is so recorded ~~change~~ *changes* his name, whether by marriage, court order, by a voluntary assumption of a new name or otherwise, ~~it shall be the duty of~~ the clerk of the court in which the judgment was obtained, upon satisfactory proof that the judgment debtor has acquired a new name, ~~to~~ *shall* docket and index the judgment in the new name. Execution may thereafter issue against the judgment debtor in the prior name, the new name, or both. ~~Affidavit~~ *The clerk may require the submission* by any party interested in the judgment or by his duly authorized attorney or agent *of a form similar to that set out in § 8.01-446.1 indicating that the judgment debtor has acquired a new name, and stating the new name. Such form,* shall constitute satisfactory proof of the new name. This section shall apply to all judgments obtained prior or subsequent to the enactment hereof.