

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 26-17.9 of the Code of Virginia, relating to vouchers of fiduciaries.*

3 [H 1946]

4 Approved

5 **Be it enacted by the General Assembly of Virginia:**6 **1. That § 26-17.9 of the Code of Virginia is amended and reenacted as follows:**7 § 26-17.9. Vouchers and statement of assets on hand; direct payments to account; vouchers for IRS  
8 payments.9 A. Vouchers for disbursements and a statement of cash on hand or in a bank and all investments  
10 held at the terminal date of the account shall also be exhibited with each account. A voucher shall not  
11 be required when a disbursement, not exceeding the value of twenty-five dollars, is made to a legatee  
12 under the authority of a will and such legatee refuses to take the possession or fails to present the  
13 disbursement check to a bank for payment. In such case the fiduciary shall file an affidavit stating that  
14 he has made a good faith effort to comply with the terms of the will and the provisions of this section.15 B. A fiduciary may make payment to a beneficiary by transfer to the beneficiary's bank account with  
16 the fiduciary or by payment to an account with another bank through an automated clearinghouse, wire  
17 transfer or similar mechanism, if the beneficiary has consented in writing to such method of payment. In  
18 either case, a record or statement of the bank making such payment shall be a sufficient voucher.19 C. In the case of payments to the Internal Revenue Service for income tax estimates or any other  
20 payments required or permitted to be made by wire transfer or similar mechanism, the fiduciary shall  
21 not be required to exhibit a receipt for such payment. A record or statement of the bank making such  
22 payment shall be a sufficient voucher.23 D. *In the case of payments of debts, taxes and expenses, a corporate fiduciary's affidavit signed by*  
24 *an officer familiar with the facts that describes each payment by date, payee, purpose and amount shall*  
25 *be a sufficient voucher for the purpose of subsection A. However, the commissioner of accounts may*  
26 *require that the corporate fiduciary exhibit a voucher for a specific payment.*27 E. *In the event a fiduciary seeks to use a check as a voucher or receipt hereunder, a copy of both*  
28 *sides thereof shall be sufficient, provided such copy was made in the regular course of business in*  
29 *accordance with the admissibility requirements of § 8.01-391.*