

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act relating to certain presumption of death exception for persons disappearing as a result of the*
3 *September 2001 terrorist attacks; emergency.*

4
5 Approved

[S 575]

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

7 **1. § 1. Presumption of death exception.**

8 *A. Notwithstanding the provisions of § 64.1-105 of the Code of Virginia, any person (i) who has been*
9 *documented to have been in that portion of the Pentagon damaged by the terrorist attack of September*
10 *11, 2001, or on American Airlines Flight 77 on September 11, 2001, when it was flown into the*
11 *Pentagon; (ii) who has disappeared as a result of this terrorist attack and has not been heard from in*
12 *three or more months since such terrorist attack; and (iii) whose body has not been found or whose*
13 *remains have not been identified through scientific testing shall be presumed dead in any instance or*
14 *cause in which his death shall be a question. The provisions of Chapter 5 (§ 64.1-105 et seq.) of Title*
15 *64.1 shall apply to such person, his alleged heirs, devisees, legatees, and next of kin.*

16 *B. Upon petition to the Circuit Court of Arlington County by any heir, devisee, legatee, or next of*
17 *kin or executor or administrator of such person's estate, the court, upon good cause shown, may find*
18 *that such person is deceased and issue an order of the court declaring that such person is deceased.*

19 **2. That an emergency exists and this act is in force from its passage.**

ENROLLED

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