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HOUSE BILL NO. 1192

Offered January 13, 2010

Prefiled January 13, 2010

A *BILL to amend and reenact § 34-14 of the Code of Virginia, relating to the filing of previous homestead deeds for personal property.*

Patron—Griffith

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That § 34-14 of the Code of Virginia is amended and reenacted as follows:

§ 34-14. How set apart in personal estate; form to claim exemption of personal property.

Such personal estate selected by the householder and under §§ 34-4, 34-4.1, or § 34-13 shall be set apart in a writing signed by him. He shall, in the writing, designate and describe with reasonable certainty the personal estate so selected and set apart and each parcel or article, affixing to each his cash valuation thereof. Such writing shall be admitted to record, to be recorded as deeds are recorded in the county or city wherein such householder resides.

The following form, or one which is substantially similar, shall be used and shall be sufficient, when duly admitted to record in the county or city in which the householder resides, to exempt such described personal property from creditor process:

HOMESTEAD DEED FOR PERSONAL PROPERTY

Name of Householder

Is the householder a disabled veteran entitled to claim the additional exemption under § 34-4.1?

Address of Householder

Name(s) and age(s) of dependent(s)

County/city in which householder resides

Description of property claimed as exempt and its value

Number of homestead deeds that have been filed by the Householder

Exemption amount previously claimed on prior homestead deeds

List the jurisdictions where previous homestead deeds were filed

.....

..... (Signature of Householder)

[ACKNOWLEDGMENT]

Such writing or deed shall not be required to secure any exemption under this Code except those exemptions created by §§ 34-4, 34-4.1 and 34-13.