

2011 SESSION

INTRODUCED

11100768D

HOUSE BILL NO. 2085

Offered January 12, 2011

Prefiled January 12, 2011

A BILL to amend and reenact § 31-8 of the Code of Virginia, and to repeal §§ 31-15 through 31-18 of the Code of Virginia, relating to guardianships; child custody.

Patron—Herring

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That § 31-8 of the Code of Virginia is amended and reenacted as follows:

§ 31-8. Custody, care and education of wards; ward's estate.

Unless a guardian of the person of a minor is appointed by a parent, the court or the clerk, a guardian of a minor's estate who is appointed as aforesaid, and gives bond when it is required, shall have the custody of his ward, except as otherwise provided in §§ 31-1, and 31-2, ~~and 31-15~~. The guardian of a minor's estate shall have the possession, care, and management of the minor's estate, real and personal, and, after first taking into account the minor's other sources of income, support rights and other reasonably available resources of which the guardian is aware, shall provide for the minor's health, education, maintenance and support from the income of such estate and, if income is not sufficient, from the corpus thereof.

2. That §§ 31-15 through 31-18 of the Code of Virginia are repealed.

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