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HOUSE BILL NO. 2678

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee for Courts of Justice
on February 12, 2025)

(Patron Prior to Substitute—Delegate Singh)

A BILL to amend and reenact § 8.01-113 of the Code of Virginia, relating to title of purchase; judicial sale; application to divorce proceedings.

Be it enacted by the General Assembly of Virginia:

1. That § 8.01-113 of the Code of Virginia is amended and reenacted as follows:

§ 8.01-113. When title of purchaser at judicial sale not to be disturbed.

If a sale of property is made under a decree of a court, and such sale is confirmed, the title of the purchaser at such sale shall not be disturbed unless within ~~twelve~~ 12 months from such confirmation the sale is set aside by the trial court or an appeal is taken to the Court of Appeals or allowed by the Supreme Court, and a decree is therein afterwards entered requiring such sale to be set aside. *If a sale of property is made under a decree of a court pursuant to a divorce and such sale is confirmed, the title of the purchaser at such sale shall not be disturbed unless appealed within the time allowed by § 8.01-675.3 and, pursuant to the appeal, sale is set aside by the trial court and a decree is therein afterwards entered requiring such sale to be set aside.* This limitation shall not affect any right of restitution of the proceeds of sale.

SENATE SUBSTITUTE

HB2678S1