

HOUSE BILL NO. 1432

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee for Courts of Justice

on _____)

(Patron Prior to Substitute--Delegate Scott, P.A.)

A BILL to amend and reenact § 18.2-119 of the Code of Virginia, relating to trespass; service of process.

Be it enacted by the General Assembly of Virginia:

1. That § 18.2-119 of the Code of Virginia is amended and reenacted as follows:

§ 18.2-119. Trespass after having been forbidden to do so; penalties.

~~If any~~ A. Any person who (i) without authority of law goes upon or remains upon the lands, buildings, or premises of another, or any portion or area thereof, (a) after having been forbidden to do so, either orally or in writing, by the owner, lessee, or custodian, or the agent of any such person, or other person lawfully in charge thereof, or (b) after having been forbidden to do so by a sign or signs posted by or at the direction of such persons or the agent of any such person or by the holder of any easement or other right-of-way authorized by the instrument creating such interest to post such signs on such lands, structures, premises, or portion or area thereof, at a place or places where it or they may be reasonably seen; ~~or if any person, (ii) whether he is the owner, the tenant, or otherwise entitled to the use of such the~~ land, building, or premises of another, or any portion or area thereof, goes upon, or remains upon such land, building, or premises after having been prohibited from doing so by a court of competent jurisdiction by an order issued pursuant to ~~to §§~~ § 16.1-253, 16.1-253.1, 16.1-253.4, 16.1-278.2 through 16.1-278.6, 16.1-278.8, 16.1-278.14, 16.1-278.15, 16.1-279.1, 19.2-152.8, 19.2-152.9 or ~~§~~ § 19.2-152.10 or an ex parte order issued pursuant to § 20-103, and after having been served with such order, ~~he shall be~~ is guilty of a Class 1 misdemeanor. This section shall not be construed to affect in any way the provisions of §§ 18.2-132 through 18.2-136.

B. Clause (i) (b) of subsection A shall not apply to any person who is authorized to serve process pursuant to § 8.01-293 while such person is engaged in the lawful service of process.

27 2. That the provisions of this act shall not become effective unless reenacted by the 2024 Session of
28 the General Assembly.

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