

1 H.21

2 Representative Dolan moves that the bill be amended by striking out all
3 after the enacting clause and inserting in lieu thereof the following:

4 Sec. 1. 12 V.S.A. § 4854 is amended to read:

5 § 4854. JUDGMENT FOR PLAINTIFF; WRIT OF POSSESSION

6 (a) If the court finds that the plaintiff is entitled to possession of the
7 premises, the plaintiff shall have judgment for possession and rents due,
8 damages, and costs, and when a written rental agreement so provides, the court
9 may award reasonable attorney’s fees. A writ of possession shall issue on the
10 date judgment is entered, unless the court for good cause orders a stay. The
11 writ shall direct the sheriff of the county in which the property or a portion
12 thereof is located to serve the writ upon the defendant and, not earlier than 14
13 days after the writ is served, to put the plaintiff into possession.

14 (b) Notwithstanding subsection (a) of this section, the sheriff of the county
15 in which the property or a portion thereof is located may designate a sheriff in
16 another county to serve the writ if the sheriff in the other county consents. A
17 sheriff who makes a designation pursuant to this subsection shall file a copy of
18 the designation with the court before the writ is served.

19 Sec. 2. EFFECTIVE DATE

20 This act shall take effect on passage.

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