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**HOUSE BILL NO. 1028**

**AMENDMENT IN THE NATURE OF A SUBSTITUTE**

(Proposed by the House Committee on General Laws  
on February 2, 2000)

(Patron Prior to Substitute—Delegate Drake)

*A BILL to amend the Code of Virginia by adding in Article 21 of Chapter 3 of Title 8.01 a section numbered 8.01-226.7, relating to liability of certain property owners; lead-based paint.*

**Be it enacted by the General Assembly of Virginia:**

**1. That the Code of Virginia is amended by adding in Article 21 of Chapter 3 of Title 8.01 a section numbered 8.01-226.7 as follows:**

*§ 8.01-226.7. Landlord liability under certain circumstances; lead-based paint.*

*Any landlord or landlord's agent who (i) has provided a tenant with the required lead-based paint literature and disclosure of any known or reported lead risks on the leased property, (ii) has obtained a signed statement from the tenant acknowledging the disclosure, as required by 42 USC 4852d, of any known or reported lead risks on such property; and (iii) maintains such property in compliance with the provisions of the Uniform Statewide Building Code relating to lead-based paint shall not be liable for civil damages in any action arising out of lead poisoning which is or may have been incurred from conditions on such property.*