

VIRGINIA ACTS OF ASSEMBLY -- 2004 SESSION

CHAPTER 387

An Act to amend the Code of Virginia by adding a section numbered 8.01-226.8, relating to civil immunity for certain officials.

[S 72]

Approved April 12, 2004

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 8.01-226.8 as follows:

§ 8.01-226.8. Civil immunity for officials participating in roadway litter pick-up program for probationers.

Probation officers, court personnel, county, city and town personnel and any other public officials who participate in a program where persons on probation are ordered as a condition of probation or community service to pick up litter along a section of public roadway or waterway shall not be liable for any civil damages to a probationer or person on community service or his property for acts or omissions resulting from such participation, unless such act or omission is the result of the public official's willful misconduct. The provisions of this section shall not be interpreted to grant any immunity to a driver transporting the persons on probation or community service or a motorist who, by his negligence, may injure such probationer or person on community service.