

2004 SESSION

INTRODUCED

040950408

HOUSE BILL NO. 1385

Offered January 22, 2004

A BILL to amend the Code of Virginia by adding a section numbered 8.01-42.4, relating to violent felony as bar to action against victim for personal injury, wrongful death or damage to property.

Patron—McDougle

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 8.01-42.4 as follows:

§ 8.01-42.4. Violent felony bar to action against victim for personal injury, wrongful death or damage to property.

In any civil action in which it is alleged that personal injury, death by wrongful act or damage to property has resulted from the negligence of the victim of a violent felony as defined in § 17.1-805, it shall be a defense to such action that the injury, death by wrongful act or damage to property occurred during the commission of a violent felony committed by the plaintiff.

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HB1385