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HOUSE BILL NO. 534

House Amendments in [] — February 16, 2004

A BILL to amend the Code of Virginia by adding a section numbered 8.01-226.8, relating to civil immunity.

Patron Prior to Engrossment—Delegate Stump

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 8.01-226.8 as follows:

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

Judges; probation officers; court personnel; county, city and town personnel; any other public officials; and private volunteers who participate in a program where persons on probation or community service 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 the property of such person, for acts or omissions resulting from such participation, unless such act or omission is the result of willful misconduct. The provisions of this section shall not be interpreted to grant any immunity to a [driver transporting the persons on probation or a] motorist who, by his negligence, may injure such probationer or person on community service.

ENGROSSED

HB534E