

062889232

**HOUSE BILL NO. 1559**

**FLOOR AMENDMENT IN THE NATURE OF A SUBSTITUTE**

(Proposed by the Delegate Bell)

(Patron Prior to Substitute—Delegate Bell)

House Amendments in [ ] - February 13, 2006

*A BILL to amend the Code of Virginia by adding a section numbered 8.01-226.11, relating to civil immunity for witnesses in criminal cases.*

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

**1. That the Code of Virginia is amended by adding a section numbered 8.01-226.11 as follows:**

*§ 8.01-226.11. Civil immunity for a witness in a criminal case.*

*No person shall be liable in a civil action for any misidentification of a person made in the course of a criminal investigation [ ~~or proceeding~~ of an alleged criminal sexual assault in violation of Chapter 4, Article 7 of Title 18.2 of the Code of Virginia ] as long as the misidentification was made with the good faith belief in its veracity and authenticity.*

*This section shall not be construed to limit, withdraw, or overturn any defense or immunity already existing in statutory or common law.*

ENGROSSED

HB1559EH2