

2016 SESSION

INTRODUCED

16104254D

SENATE BILL NO. 746

Offered January 22, 2016

A BILL to amend the Code of Virginia by adding a section numbered 8.01-223.3, relating to personal liability of government employees for certain inspections.

Patron—Wagner

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 8.01-223.3 as follows:

§ 8.01-223.3. *Liability of government employees for inspections.*

Notwithstanding any other provision of law, any government employee who conducts inspections of private entities to determine compliance with any law, regulation, or ordinance and who exceeds the scope of authority granted to him by law to perform such inspections and enforce a law, regulation, or ordinance shall be personally liable to such private entity for any damages arising from any enforcement action taken against the entity on the basis of the employee's inspection.

The provisions of this section shall not apply to law-enforcement officers as defined in § 9.1-101.

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