

2018 SESSION

INTRODUCED

18104403D

HOUSE BILL NO. 1454

Offered January 17, 2018

A *BILL to amend and reenact § 8.01-226.8 of the Code of Virginia, relating to civil immunity; programs for probationers; nonprofit corporation officials; worksite supervisors.*

Patrons—Campbell and Pillion

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That § 8.01-226.8 of the Code of Virginia is amended and reenacted as follows:

§ 8.01-226.8. Civil immunity for public and nonprofit corporation officials and private volunteers participating in certain programs for probationers.

Probation officers; court personnel; *state*, county, city, and town personnel; any other public or nonprofit corporation 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, to perform recycling duties at landfills, garbage transfer sites, and other waste disposal systems, to mow rights-of-way or to perform other landscaping maintenance tasks, *or to perform services assigned by such probation officers, court personnel, state, county, city, or town personnel, any other public or nonprofit corporation officials, or private volunteers acting as approved worksite supervisors of a court-approved voluntary jail diversion program* 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 community service or a motorist who, by his negligence, may injure such probationer or person on community service.

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