

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 55.1-202 of the Code of Virginia and to repeal § 8.01-220.2 of the Code*
3 *of Virginia, relating to mutual liability for necessities; furnishing of medical care.*

4 [H 2343]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 55.1-202 of the Code of Virginia is amended and reenacted as follows:**8 **§ 55.1-202. Spouse not responsible for other spouse's contracts, etc.; mutual liability for**
9 **necessaries; exception; responsibility of personal representative.**

10 Except as otherwise provided in this section, a spouse shall not be responsible for the other spouse's
11 contract or tort liability to a third party, whether such liability arose before or after the marriage. The
12 doctrine of necessities as it existed at common law shall apply equally to both spouses, except where
13 they are permanently living separate and apart, but shall in no event create any liability between such
14 spouses as to each other. *For the purposes of this section, liability shall not be imposed upon one*
15 *spouse for medical care furnished to the other spouse by a physician licensed to practice medicine in*
16 *the Commonwealth or by a hospital located in the Commonwealth while the spouses are living together.*

17 No lien arising out of a judgment under this section shall attach to the judgment debtors' principal
18 residence held by them as tenants by the entirety or that was held by them as tenants by the entirety
19 prior to the death of either spouse where the tenancy terminated as a result of the death of either spouse.

20 **2. That § 8.01-220.2 of the Code of Virginia is repealed.**

ENROLLED

HB2343ER