

1997 SESSION

INTRODUCED

971269807

SENATE BILL NO. 1008

Offered January 17, 1997

A *BILL to amend the Code of Virginia by adding a section numbered 8.01-220.1:2, relating to civil immunity for teachers under certain circumstances.*

Patrons—Stolle, Barry, Benedetti, Chichester, Colgan, Earley, Hanger, Houck, Marye, Miller, K.G., Norment, Quayle, Saslaw, Schrock, Trumbo, Wampler and Williams; Delegates: Bryant, Drake, Dudley, Griffith, Katzen, McClure, McDonnell, Purkey, Ruff, Tata and Wardrup

Referred to the 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 8.01-220.1:2 as follows:

§ 8.01-220.1:2. *Civil immunity for teachers under certain circumstances.*

A. *Any teacher employed by a local school board in this Commonwealth, or any teacher employed in any school operated by the Commonwealth having children in residence or custody, shall not be liable for any civil damages for any acts or omissions resulting from the supervision, care or discipline of students when such acts or omissions are within such teacher's scope of employment and are taken in good faith in the course of supervision, care or discipline of students, unless such acts or omissions were the result of gross negligence or willful misconduct.*

B. *This section shall not be construed to limit, withdraw or overturn any defense or immunity already existing in statutory or common law or to affect any claim occurring prior to the effective date of this law.*

INTRODUCED

SB1008