

2023 SESSION

ENGROSSED

23100123D

SENATE BILL NO. 1379

Senate Amendments in [] - February 7, 2023

Prefiled January 11, 2023

A *BILL to amend the Code of Virginia by adding in Article 7 of Chapter 3 of Title 53.1 a section numbered 53.1-133.06, relating to local and regional correctional facilities; provision of medical services; waiver of sovereign immunity.*

Patron Prior to Engrossment—Senator Deeds

Referred to Committee on Rehabilitation and Social Services

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding in Article 7 of Chapter 3 of Title 53.1 a section numbered 53.1-133.06 as follows:

§ 53.1-133.06. Sovereign immunity; provision of medical services.

A [~~health care provider~~ physician], as defined in § 8.01-581.1, who is employed by a locality or by a local or regional correctional facility to provide medical services to prisoners shall be liable to a prisoner for a claim of wrongful death or injury to the person caused by the negligent or wrongful act or omission of such [~~provider~~ physician] while acting within the scope of such employment. [~~This section serves to waive any sovereign immunity to which such an employee would otherwise be entitled.~~]

ENGROSSED

SB1379E