

SENATE BILL NO. _____ HOUSE BILL NO. _____

1 A BILL to amend the Code of Virginia by adding a section numbered 8.01-225.02, relating to health
2 care provider liability protection.

3 **Be it enacted by the General Assembly of Virginia:**

4 **1. That the Code of Virginia is amended by adding a section numbered 8.01-225.02 as follows:**

5 § 8.01-225.02. Immunity for health care providers rendering aid during disasters.

6 A. In the absence of gross negligence or willful misconduct, any health care provider engaged in
7 emergency services activities, including the provision of medical and health services, and who renders
8 such services during any natural or man-made disaster shall be immune from civil liability for any injury
9 or wrongful death sustained by a person by reason of such services when a state or local emergency has
10 been or is subsequently declared.

11 B. For the purposes of this section:

12 "Emergency services" means the functions described in § 44-146.16

13 "Health care provider" has the same definition as provided in § 8.01-581.1;

14 "Man-made disaster" means the circumstances described in § 44-146.16; and

15 "Natural disaster" means the circumstances described in § 44-146.16.

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