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**HOUSE BILL NO. 2259**

Offered January 13, 2025

Prefiled January 7, 2025

*A BILL to amend the Code of Virginia by adding a section numbered 8.01-42.6, relating to personal injury action against health care provider; certain defenses prohibited.*

Patron—Delaney

Referred to 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 8.01-42.6 as follows:**

***§ 8.01-42.6. Personal injury action against health care provider; prohibited defense.***

*No defendant health care provider shall assert medical malpractice as a defense in any civil action for personal injury against such health care provider arising from conduct prohibited by Article 7 (§ 18.2-61 et seq.) of Chapter 4 of Title 18.2, whether or not the health care provider has been charged or convicted of the alleged violation.*

*For the purposes of this section, "health care provider" means the same as that term is defined in § 8.01-581.1.*