

# 2026 SESSION

INTRODUCED

26100064D

**SENATE BILL NO. 99**

Offered January 14, 2026

Prefiled December 31, 2025

*A BILL to amend and reenact § 8.01-581.15 of the Code of Virginia, relating to medical malpractice; limitation on recovery; certain actions.*

Patron—Stanley

Referred to Committee for Courts of Justice

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

**1. That § 8.01-581.15 of the Code of Virginia is amended and reenacted as follows:**

**§ 8.01-581.15. Limitation on recovery in certain medical malpractice actions.**

*In A. Except as provided in subsection B, in any verdict returned against a health care provider in an action for malpractice where the act or acts of malpractice occurred on or after August 1, 1999, which is tried by a jury or in any judgment entered against a health care provider in such an action which is tried without a jury, the total amount recoverable for any injury to, or death of, a patient shall not exceed the following, corresponding amount:*

August 1, 1999, through June 30, 2000	\$1.50 million
July 1, 2000, through June 30, 2001	\$1.55 million
July 1, 2001, through June 30, 2002	\$1.60 million
July 1, 2002, through June 30, 2003	\$1.65 million
July 1, 2003, through June 30, 2004	\$1.70 million
July 1, 2004, through June 30, 2005	\$1.75 million
July 1, 2005, through June 30, 2006	\$1.80 million
July 1, 2006, through June 30, 2007	\$1.85 million
July 1, 2007, through June 30, 2008	\$1.925 million
July 1, 2008, through June 30, 2012	\$2.00 million
July 1, 2012, through June 30, 2013	\$2.05 million
July 1, 2013, through June 30, 2014	\$2.10 million
July 1, 2014, through June 30, 2015	\$2.15 million
July 1, 2015, through June 30, 2016	\$2.20 million
July 1, 2016, through June 30, 2017	\$2.25 million
July 1, 2017, through June 30, 2018	\$2.30 million
July 1, 2018, through June 30, 2019	\$2.35 million
July 1, 2019, through June 30, 2020	\$2.40 million
July 1, 2020, through June 30, 2021	\$2.45 million
July 1, 2021, through June 30, 2022	\$2.50 million
July 1, 2022, through June 30, 2023	\$2.55 million
July 1, 2023, through June 30, 2024	\$2.60 million
July 1, 2024, through June 30, 2025	\$2.65 million
July 1, 2025, through June 30, 2026	\$2.70 million
July 1, 2026, through June 30, 2027	\$2.75 million
July 1, 2027, through June 30, 2028	\$2.80 million
July 1, 2028, through June 30, 2029	\$2.85 million
July 1, 2029, through June 30, 2030	\$2.90 million
July 1, 2030, through June 30, 2031	\$2.95 million

*In any verdict returned against a health care provider in an action for malpractice where the act or acts of malpractice occurred on or after July 1, 2031, which is tried by a jury or in any judgment entered against a health care provider in such an action which is tried without a jury, the total amount recoverable for any injury to, or death of, a patient shall not exceed \$3 million. Each annual increase shall apply to the act or acts of malpractice occurring on or after the effective date of the increase.*

*Where the act or acts of malpractice occurred prior to August 1, 1999, the total amount recoverable for any injury to, or death of, a patient shall not exceed the limitation on recovery set forth in this statute as it was in effect when the act or acts of malpractice occurred.*

*B. The limitations provided by subsection A shall not apply to any verdict returned against a health care provider in an action for malpractice where the act or acts of malpractice occurred on or after July 1, 2026, and occurred against a patient age 10 or younger.*

*C. In interpreting this section, the definitions found in § 8.01-581.1 shall be applicable.*

INTRODUCED

SB99