WEST virginia legislature

2021 regular session

Introduced

Senate Bill 3

By Senators Trump, Plymale, Roberts, Takubo, Nelson, Maroney, Woodrum, Maynard, Swope, Azinger, and Smith

[Introduced February 10, 2021; referred
to the Committee on the Judiciary]

A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §55-7-32, relating to prohibiting civil actions for personal injuries or loss of life caused by coronavirus; providing definition; and prescribing application of section.

Be it enacted by the Legislature of West Virginia:

ARTICLE 7. ACTIONS FOR INJURIES.

§55-7-32. Actions for injuries or death from coronavirus.

(a) *Definition of coronavirus. –* For purposes of this section, “coronavirus” means COVID-19, or severe acute respiratory syndrome coronavirus 2 (SARS-coV-2).

(b) No civil action may be maintained in this state, and no damages may be recoverable in any cause of action in this state, for personal injuries or loss of life caused by coronavirus.

(c) This section shall be applied both prospectively and retrospectively.

NOTE: The purpose of this bill is to prohibit civil actions for personal injuries or loss of life caused by coronavirus.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.