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HOUSE BILL NO. 1374

Offered January 11, 2023

Prefiled October 13, 2022

A BILL to amend and reenact § 8.01-42.4 of the Code of Virginia, relating to civil action for trafficking in persons; charge or conviction not required.

Patron—Taylor

Committee Referral Pending

Be it enacted by the General Assembly of Virginia:

1. That § 8.01-42.4 of the Code of Virginia is amended and reenacted as follows:

§ 8.01-42.4. Civil action for trafficking in persons.

A. Any person injured by reason of (i) a violation of clause (iii), (iv), or (v) of § 18.2-48; (ii) a violation of § 18.2-348, 18.2-348.1, 18.2-349, 18.2-355, 18.2-356, 18.2-357, 18.2-357.1, or 18.2-368; or (iii) a felony violation of § 18.2-346.01 may sue therefor and recover compensatory damages, punitive damages, and reasonable attorney fees and costs.

B. No action shall be commenced under this section more than seven years after the later of the date on which such person (i) was no longer subject to the conduct prohibited by clause (iii), (iv), or (v) of § 18.2-48 or § 18.2-348, 18.2-348.1, 18.2-349, 18.2-355, 18.2-356, 18.2-357, 18.2-357.1, or 18.2-368 or under a felony violation of § 18.2-346.01 or (ii) attained 18 years of age.

C. *The provisions of this section shall apply whether or not an individual has been charged with or convicted of any of the alleged violations listed in subsection A.*

INTRODUCED

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