

Senate Bill No. 393

(By Senators Williams, Laird and Sypolt)

[Introduced February 27, 2013; referred to the Committee on
Government Organization; and then to the Committee on the
Judiciary.]

11 A BILL to amend the Code of West Virginia, 1931, as amended, by
12 adding thereto a new section, designated §37-12-3, relating to
13 exempting licensed surveyors from liability for defamation or
14 slander of title when performing their professional duties;
15 and providing an exception.

16 *Be it enacted by the Legislature of West Virginia:*

17 That the Code of West Virginia, 1931, as amended, be amended
18 by adding thereto a new section, designated §37-12-3, to read as
19 follows:

20 **ARTICLE 12. SURVEYORS.**

21 **§37-12-3. Qualified privilege.**

22 Professional surveying provides for the evaluation and
23 interpretation of evidence and information concerning properties

1 and common boundaries that may be, or may become, in dispute.
2 Therefore, licensed surveyors may not be held liable for defamation
3 or slander of title while performing their professional duties,
4 except in cases of malicious intent.

NOTE: The purpose of this bill is to exempt licensed surveyors from liability for defamation or slander of title when performing their professional duties, except in the case of malicious intent.

This section is new; therefore, strike-throughs and underscoring have been omitted.