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BILL ANALYSIS

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Senate Bill 845

Sponsor: Senator Richard D. Fessler

Committee: Judiciary

Date Completed: 5-11-88

SUMMARY OF SENATE BILL 845 as introduced 5-5-88:

The bill would create a new law to provide civil immunity for an institution of higher education or a health facility or agency, or an employee of such an institution, facility or agency, that participates in good faith in a training or educational program approved by the Michigan Fire Fighters Training Council. The institution, agency, or employee would not be liable for civil damages resulting from any primary or continuing training or educational practices by a person who participated in the program unless the institution, facility, agency, or employee was grossly negligent or committed willful and wanton misconduct.

The term "health facility or agency" would be defined as it is in Article 17 of the Public Health Code, i.e., a hospital, nursing home, home for the aged, health maintenance organization, freestanding surgical outpatient facility, county medical care facility, clinical laboratory, or ambulance operation or advanced mobile emergency care service, or such a facility or agency located in a correctional institution or a university, college, or other educational institution. "Institution of higher education" would mean a college or university, or a junior college or community college, as described in or established under the State Constitution.

Legislative Analyst: S. Margules

FISCAL IMPACT

The bill would have an indeterminate impact on State and local government. Savings due to reduced liability cannot be estimated.

Fiscal Analyst: B. Bowerman

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.