

SENATE BILL No. 845

May 5, 1988, Introduced by Senators FESSLER and O'BRIEN and referred to the Committee on Judiciary.

A bill to provide immunity from civil liability to certain institutions of higher education and health facilities and employees of institutions of higher education and health facilities.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. As used in this act:

2 (a) "Health facility or agency" means that term as defined
3 in article 17 of the public health code, Act No. 368 of the
4 Public Acts of 1978, being sections 333.20101 to 333.22181 of the
5 Michigan Compiled Laws.

6 (b) "Institution of higher education" means a college or
7 university described in section 4, 5, or 6 of article VIII of the
8 state constitution of 1963 or a junior college or community
9 college established pursuant to section 7 of article VIII of the
10 state constitution of 1963.

1 Sec. 2. An institution of higher education or a health
2 facility or agency, or an employee of an institution of higher
3 education or health facility or agency that participates in good
4 faith in a training or educational program approved by the
5 Michigan fire fighters training council shall not be liable for
6 civil damages as a result of any primary or continuing training
7 or educational practices by a person who participated in such
8 program unless the institution of higher education, health facil-
9 ity or agency, or employee was grossly negligent or committed
10 willful and wanton misconduct.