

HOUSE BILL No. 5001

June 28, 2007, Introduced by Reps. Proos, Nitz, Schuitmaker, LeBlanc, Knollenberg, Meekhof, Elsenheimer, Shaffer, LaJoy, Marleau, Huizenga, Pavlov, Acciavatti, Agema, Horn, Meltzer, David Law, Emmons, Stakoe, Robertson, Booher, Bennett, Espinoza, Palsrok and Pearce and referred to the Committee on Judiciary.

A bill to amend 1963 PA 17, entitled

"An act to relieve certain persons from civil liability when rendering emergency care, when rendering care to persons involved in competitive sports under certain circumstances, or when participating in a mass immunization program approved by the department of public health,"

(MCL 691.1501 to 691.1507) by adding section 6.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 6. A PERSON WHO IS CERTIFIED AS A LIFEGUARD BY THE
2 AMERICAN RED CROSS AND WHO, IN GOOD FAITH AND WHILE ON DUTY AS A
3 LIFEGUARD, PERFORMS LIFESAVING ACTIVITIES OR RENDERS OTHER
4 EMERGENCY CARE IS NOT LIABLE FOR CIVIL DAMAGES THAT RESULT FROM AN
5 ACT OR OMISSION BY THE PERSON IN PERFORMING THE LIFESAVING
6 ACTIVITIES OR RENDERING THE EMERGENCY CARE. HOWEVER, THE IMMUNITY

1 PROVIDED BY THIS SECTION DOES NOT APPLY IF THE ACT OR OMISSION
2 CONSTITUTES GROSS NEGLIGENCE OR WILLFUL AND WANTON MISCONDUCT.