

1 HB138
2 197466-2
3 By Representative Brown (K)
4 RFD: Judiciary
5 First Read: 19-MAR-19

ENGROSSED

A BILL
TO BE ENTITLED
AN ACT

Relating to good Samaritan laws; to provide civil immunity to persons who provide transportation to a health care facility or health care provider in certain circumstances.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) A person who, in good faith, and not for compensation, provides an individual transportation to a health care facility or health care provider is not subject to civil liability for negligence claimed by the individual receiving the transportation, if the provider could not have reasonably anticipated the particular harm caused by the negligent act while acting in the line and scope of a volunteer in providing transportation, or the act or omission was the result of the provider's willful or wanton misconduct. The immunity provided in this subsection includes transportation from an individual's residence.

(b) Acceptance by the transportation provider of a gratuitous contribution or donation made by the individual receiving transportation services does not constitute a waiver of immunity under this section.

1 Section 2. This act shall become effective on the
2 first day of the third month following its passage and
3 approval by the Governor, or its otherwise becoming law.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17

House of Representatives

Read for the first time and re-
ferred to the House of Representa-
tives committee on Judiciary 19-MAR-19

Read for the second time and placed
on the calendar 1 amendment 18-APR-19

Read for the third time and passed
as amended..... 23-MAY-19

Yeas 100, Nays 0, Abstains 1

Jeff Woodard
Clerk