

Senate File 2259 - Enrolled

Senate File 2259

AN ACT

RELATING TO LIABILITY ARISING FROM THE DONATION OF EQUIPMENT BY
A MUNICIPALITY, FIRE DEPARTMENT, EMERGENCY MEDICAL SERVICES
PROVIDER, OR LAW ENFORCEMENT AGENCY.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. NEW SECTION. 100B.41 Donation of fire fighting,
emergency medical response, and law enforcement equipment.

A fire department, emergency medical services provider, or
law enforcement agency may donate used vehicles or equipment
to an organization that provides fire response or emergency
medical services, or to a law enforcement agency. An entity
making a good faith donation of equipment pursuant to this
subsection shall be immune from civil liability from any claim
arising from the performance, failure to perform, nature, age,
condition, or packaging of any vehicle or equipment used in
fire fighting, emergency medical response, or law enforcement.

Sec. 2. Section 669.14, Code 2020, is amended by adding the
following new subsection:

NEW SUBSECTION. 16. Any claim arising from the performance,
failure to perform, nature, age, condition, or packaging of
any vehicle or equipment used in fire fighting, emergency
medical response, or law enforcement which has been donated in
good faith without payment to any organization engaged in fire
fighting or emergency medical services, or to a law enforcement
agency.

Sec. 3. Section 670.4, subsection 1, Code 2020, is amended by adding the following new paragraph:

NEW PARAGRAPH. *r.* Any claim arising from the performance, failure to perform, nature, age, condition, or packaging of any vehicle or equipment used in fire fighting, emergency medical response, or law enforcement which has been donated in good faith without payment to any organization engaged in fire fighting or emergency medical services, or to a law enforcement agency.

CHARLES SCHNEIDER
President of the Senate

PAT GRASSLEY
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2259, Eighty-eighth General Assembly.

W. CHARLES SMITHSON
Secretary of the Senate

Approved _____, 2020

KIM REYNOLDS
Governor