

House File 725 - Introduced

HOUSE FILE _____
BY COMMITTEE ON REBUILD IOWA
AND DISASTER RECOVERY

(SUCCESSOR TO HSB 162)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to disaster emergency assistance immunity.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
3 TLSB 1879HV 83
4 tm/rj/8

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1 1 Section 1. Section 613.17, subsection 1, unnumbered
1 2 paragraph 1, Code 2009, is amended to read as follows:
1 3 A person, who in good faith renders emergency care or
1 4 assistance without compensation, shall not be liable for any
1 5 civil damages for acts or omissions occurring at the place of
1 6 an emergency or accident or while the person is in transit to
1 7 or from the emergency or accident or while the person is at or
1 8 being moved to or from an emergency shelter unless such acts
1 9 or omissions constitute recklessness or willful and wanton
1 10 misconduct. An emergency includes but is not limited to a
1 11 disaster as defined in section 29C.2 or the period of time
1 12 immediately following a disaster for which the governor has
1 13 issued a proclamation of a disaster emergency pursuant to
1 14 section 29C.6.

EXPLANATION

1 15 This bill relates to disaster emergency assistance
1 16 immunity.
1 17 The bill provides that, during a disaster or in the period
1 18 of time immediately following a disaster for which the
1 19 governor has issued a proclamation of disaster emergency, a
1 20 person who in good faith renders emergency care or assistance
1 21 without compensation shall not be liable for any civil damages
1 22 for acts or omissions occurring during the rendering of the
1 23 emergency assistance at the place of the disaster emergency or
1 24 while the person is in transit to or from the emergency or
1 25 while the person is being moved to or from an emergency
1 26 shelter unless such acts or omissions constitute recklessness
1 27 or willful and wanton misconduct.
1 28 LSB 1879HV 83
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1 30