

WORKING DRAFT

SENATE FILE NO. _____

Volunteer ambulance services immunity.

Sponsored by: SDRAFT

A BILL

for

1 AN ACT relating to volunteer ambulance and rescue services;
2 providing immunity from civil liability for the medical
3 directors of those services; providing immunity for
4 emergency medical technician trainees; and providing for an
5 effective date.

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7 *Be It Enacted by the Legislature of the State of Wyoming:*

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9 **Section 1.** W.S. 1-1-120(b) is amended to read:

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11 **1-1-120. Persons rendering emergency assistance**
12 **exempt from civil liability.**

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14 (b) Persons or organizations operating volunteer
15 ambulances or rescue vehicles supported by public or

1 private funds, staffed by unpaid volunteers, and which make
2 no charge, or charge an incidental service or user fee, for
3 services rendered during medical emergencies, and the
4 unpaid volunteers who staff ambulances and rescue vehicles
5 are not liable for any civil damages for acts or omissions
6 in good faith in furnishing emergency medical services.
7 This immunity does not apply to acts or omissions
8 constituting gross negligence or willful or wanton
9 misconduct. For purposes of this section, "unpaid
10 volunteers" means persons who either receive incidental
11 remuneration on a per call basis or receive no more than
12 one thousand dollars (\$1,000.00) annually for volunteer
13 ambulance and rescue activities. The immunity provided by
14 this subsection shall extend to a physician while serving
15 as medical director of any ambulance company and to
16 students while participating in emergency medical services
17 training approved by the department of health. If an
18 unpaid volunteer's, ambulance company medical director's or
19 emergency medical services trainee's acts or omissions are
20 subject to the provisions of the Wyoming Governmental
21 Claims Act, immunity under this section is waived to the
22 extent of the maximum liability provided under W.S.
23 1-39-118.

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1 **Section 2.** This act is effective immediately upon
2 completion of all acts necessary for a bill to become law
3 as provided by Article 4, Section 8 of the Wyoming
4 Constitution.

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(END)