Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1	State of Arkansas	As Engrossed: H3/13/07		
2	86th General Assembly	A Bill		
3	Regular Session, 2007		HOUSE BILL 2491	
4				
5	By: Representative Shelby			
6				
7				
8	For An Act To Be Entitled			
9	AN ACT TO GRANT IMMUNITY FROM LIABILITY TO			
10	LICENSED MEDICAL AND DENTAL PROFESSIONALS DURING			
11	A DECLARED DISASTER; AND FOR OTHER PURPOSES.			
12				
13		Subtitle		
14	AN ACT TO GRANT IMMUNITY FROM LIABILITY			
15	TO LICENSED MEDICAL AND DENTAL			
16	PROFESSIONALS DURING A DECLARED			
17	DISA	STER.		
18				
19				
20	BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:			
21				
22	SECTION 1. Arka	ansas Code Title 12, Chapter 75, Su	bchapter l is amended	
23	to add an additional subsection to read as follows:			
24	12-75-133. Immunity for volunteers.			
25	<u>(a)</u> An individu	ual is not liable for negligently ca	ausing the death of	
26	or injury to any person or for the loss of or damage to the property of a			
27	person resulting from the aid rendered during a disaster declared under the			
28	Arkansas Emergency Services Act of 1973 § 12-75-101 et seq. if:			
29	<u>(</u> 1) The f	individual was a medical, dental, o	r other health care	
30	professional licensed by the state or a political subdivision of the state;			
31	<u>(</u> 2) The f	individual was rendering aid volunts	arily and without	
32	compensation;			
33	<u>(</u> 3) The a	aid rendered involved the profession	nal skill for which	
34	the individual was licensed;			
35	<u>(</u> 4) The a	aid was rendered to assist a person	injured as a result	
36	of the disaster; and			



1	(5) The individual is registered under this section with the		
2	Center for Health Protection of the Division of Health of the Department of		
3	Health and Human Services.		
4	(b) The immunity in subsection (a) of this section does not preclude		
5	liability for civil damages as a result of gross negligence or willful		
6	misconduct by the individual.		
7	(c) The State Board of Health shall promulgate rules to implement this		
8	section.		
9			
10	/s/ Shelby		
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			
29			
30			
31			
32			
33			
34			
35			
36			

2