

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017

H.B. 32
Feb 1, 2017
HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH30022-MG-30A (01/25)

Short Title: Limited Civil Immunity/Ski Patrol Volunteers. (Public)

Sponsors: Representatives Dulin, Dobson, Presnell, Jordan (Primary Sponsors); Ager and Clampitt.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT GRANTING LIMITED IMMUNITY FROM CIVIL LIABILITY TO VOLUNTEERS
3 IN GOOD STANDING WITH, AND CERTIFIED TO RENDER EMERGENCY CARE BY,
4 THE NATIONAL SKI PATROL SYSTEM, INC.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 90-21.14(a) reads as rewritten:

7 "(a) Any person, including (i) a volunteer medical or health care provider at a facility of a
8 local health department as defined in G.S. 130A-2 or at a nonprofit community health center or (ii)
9 a volunteer member of a rescue squad, including a volunteer in good standing with, and certified
10 to render emergency care by, the National Ski Patrol System, Inc., who voluntarily and without
11 expectation of compensation renders first aid or emergency health care treatment to a person who
12 is unconscious, ill or injured,

13 (1) When the reasonably apparent circumstances require prompt decisions and
14 actions in medical or other health care, and

15 (2) When the necessity of immediate health care treatment is so reasonably
16 apparent that any delay in the rendering of the treatment would seriously
17 worsen the physical condition or endanger the life of the person,

18 shall not be liable for damages for injuries alleged to have been sustained by the person or for
19 damages for the death of the person alleged to have occurred by reason of an act or omission in the
20 rendering of the treatment unless it is established that the injuries were or the death was caused by
21 gross negligence, wanton conduct or intentional wrongdoing on the part of the person rendering
22 the treatment. For the purposes of this section, the term "compensation" shall not be construed to
23 include complimentary lift tickets, food, lodging, or other gifts provided by any resort, group, or
24 agency as a gratuity to a volunteer member of the National Ski Patrol System, Inc. The immunity
25 conferred in this section also applies to any person who uses an automated external defibrillator
26 (AED) and otherwise meets the requirements of this section."

27 **SECTION 2.** This act becomes effective October 1, 2017.

