### **SENATE BILL 546**

D3, J1 5lr2386

# By: Senators Klausmeier, Astle, Cassilly, DeGrange, Eckardt, Feldman, Ferguson, Jennings, and Middleton

Introduced and read first time: February 6, 2015

Assigned to: Judicial Proceedings

Committee Report: Favorable

Senate action: Adopted

Read second time: March 17, 2015

CHAPTER \_\_\_\_\_

-	A 3 T	A OF	•
	AN	$\mathbf{ACT}$	concerning

## Civil Actions – Immunity From Liability – Emergency Medical Care for Drug Overdose

- FOR the purpose of providing immunity from civil liability for a certain person administering medications or treatment in response to an apparent drug overdose if the person is trained and certified under certain protocols established by the Secretary of Health and Mental Hygiene; extending immunity under this Act to a corporation under certain circumstances; providing for the application of this Act; and generally relating to civil liability for acts or omissions in giving emergency medical care.
- 11 BY repealing and reenacting, with amendments,
- 12 Article Courts and Judicial Proceedings
- 13 Section 5–603
- 14 Annotated Code of Maryland
- 15 (2013 Replacement Volume and 2014 Supplement)
- 16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
- 17 That the Laws of Maryland read as follows:

### **Article – Courts and Judicial Proceedings**

19 5–603.

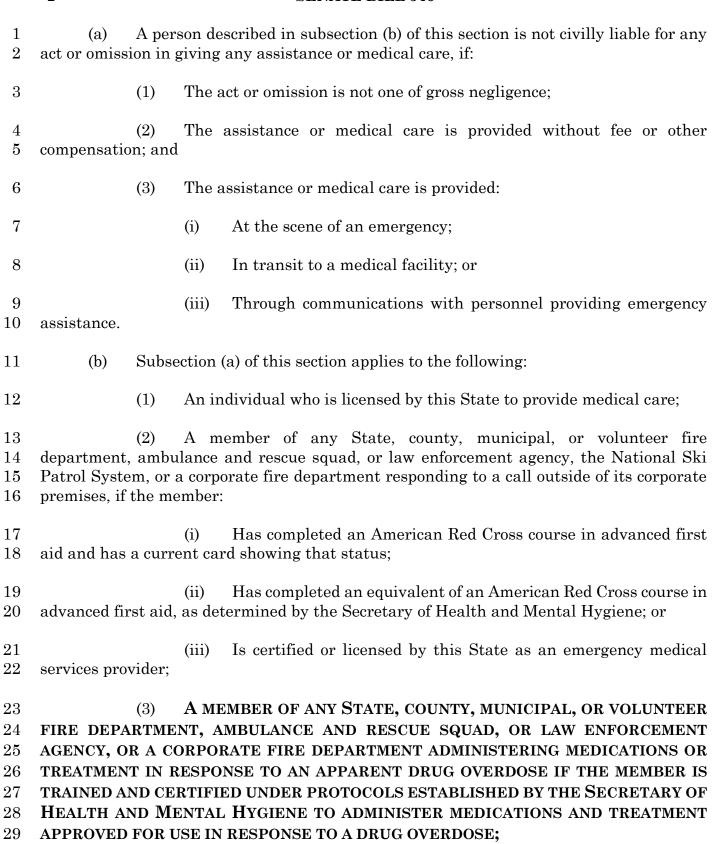
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#### EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

<u>Underlining</u> indicates amendments to bill.

Strike out indicates matter stricken from the bill by amendment or deleted from the law by amendment.



**(4)** A volunteer fire department or ambulance and rescue squad whose 31 members have immunity; and

$\frac{1}{2}$	[(4)] (5) A corporation when its fire department personnel are immune under paragraph (2) OR PARAGRAPH (3) of this subsection.			
3 4 5	(c) An individual who is not covered otherwise by this section is not civilly liable for any act or omission in providing assistance or medical aid to a victim at the scene of a emergency, if:			
6	(1) The assistance or aid is provided in a reasonably prudent manner;			
7 8	(2) The assistance or aid is provided without fee or other compensation and			
9 10 11	• '			
12 13 14	SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed apply only prospectively and may not be applied or interpreted to have any effect on application to any cause of action arising before the effective date of this Act.			
15 16	SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2015.			
	Approved:			
	Governor.			
	President of the Senate.			
	Speaker of the House of Delegates.			