

Regular Session, 2009

ACT No. 295

HOUSE BILL NO. 554

BY REPRESENTATIVES LANDRY, BOBBY BADON, HENRY BURNS, CARTER,
CHAMPAGNE, CHANEY, CORTEZ, DOERGE, DOWNS, HUTTER, SAM
JONES, KATZ, LABRUZZO, MILLS, ROBIDEAUX, AND WOOTON

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

1 AN ACT

2 To enact R.S. 29:735.3.1, relative to homeland security; to provide civil immunity during
3 a declared state of emergency; to provide immunity for gratuitous volunteers
4 providing care in coordination with the state or political subdivisions; to provide an
5 exception for gross negligence or willful misconduct; to provide an exception for
6 care which requires a license; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 29:735.3.1 is hereby enacted to read as follows:

9 §735.3.1. Immunity for volunteers

10 A. During a declared state of emergency, any natural or juridical person, who
11 gratuitously and voluntarily renders any disaster relief or recovery services in
12 coordination with the state or its political subdivisions shall not be liable to the
13 recipient thereof for any injury or death to a person or any damage to property
14 resulting therefrom, except in the event of gross negligence or willful misconduct.

15 B. This Section shall not apply to unlicensed persons providing care,
16 assistance, goods, or services for which a license is required.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____