

2025 Regular Session

HOUSE BILL NO. 16

BY REPRESENTATIVES SCHLEGEL, AMEDEE, BERAULT, BUTLER, CARVER,  
DAVIS, DEVILLIER, EMERSON, FREIBERG, HORTON, MCFARLAND,  
OWEN, TAYLOR, VILLIO, AND WYBLE

1 AN ACT

2 To enact R.S. 9:2793.13, relative to gratuitous donation of medical equipment or supplies;  
3 to provide for a limitation of liability; to provide for an exception; and to provide for  
4 related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 9:2793.13 is hereby enacted to read as follows:

7 §2793.13. Gratuitous donation of medical equipment or supplies; limitation of  
8 liability

9 Any nonprofit organization that gratuitously donates medical equipment or  
10 supplies, which are in proper working condition at the time of the donation and have  
11 not been the subject of any product recall prior to or at the time of the donation, shall  
12 not be liable to any person for any injury, death, loss, civil penalty, or damage as a  
13 result of the subsequent use of any donated medical equipment or supplies, unless  
14 the damage or injury was caused by gross negligence or willful or wanton  
15 misconduct of the nonprofit organization or its employees and authorized agents.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_