

1 HB138  
2 189133-1  
3 By Representative Johnson (K)  
4 RFD: Judiciary  
5 First Read: 09-JAN-18

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8 SYNOPSIS: Existing law does not provide civil immunity  
9 to a person providing transportation services to a  
10 health care provider.

11 This bill would provide civil immunity to  
12 persons who provide transportation to a health care  
13 facility or health care provider in certain  
14 circumstances.

15  
16 A BILL  
17 TO BE ENTITLED  
18 AN ACT

19  
20 Relating to good samaritan laws; to provide civil  
21 immunity to persons who provide transportation to a health  
22 care facility or health care provider in certain  
23 circumstances.

24 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

25 Section 1. (a) A person who in good faith, and not  
26 for compensation, provides an individual transportation to a  
27 health care facility or health care provider is not liable for

1 any civil damages resulting from any act or omission in  
2 providing transportation, unless the act or omission was the  
3 result of the provider's gross negligence or willful or wanton  
4 misconduct. The immunity provided in this subsection includes  
5 transportation from an individual's residence.

6 (b) The immunity provided in subsection (a) does not  
7 apply unless the transportation provider has posted in a  
8 conspicuous place in his or her vehicle an explanation of the  
9 immunity provided in subsection (a).

10 (c) Acceptance by the transportation provider of a  
11 gratuitous contribution or donation made by the individual  
12 receiving transportation services does not constitute a waiver  
13 of immunity under this section.

14 Section 2. This act shall become effective on the  
15 first day of the third month following its passage and  
16 approval by the Governor, or its otherwise becoming law.