

H. B. 2336

(By Delegate Michael)

[Introduced January 12, 2011; referred to the
Committee on the Judiciary.]

A BILL to amend the Code of West Virginia, 1931, as amended, by
adding thereto a new section, designated §55-7-19a, relating
to actions for injuries; providing limited immunity from civil
damages for persons who volunteer their services to public
health departments; and providing that the limitation of
liability does not apply to intentional tortious conduct or
acts or omissions constituting gross negligence.

Be it enacted by the Legislature of West Virginia:

That the Code of West Virginia, 1931, as amended, be amended
by adding thereto a new section, designated §55-7-19a, to read as
follows:

ARTICLE 7. ACTIONS FOR INJURIES.

**§55-7-19a. Civil liability of volunteers who render services for
a Public Health Department; limitations on
liability; exceptions.**

1 (a) A person who gratuitously volunteers his or her services
2 in good faith to a Public Health Department may not be held liable
3 for any simple negligence arising from the volunteer's acts or
4 omissions in providing his or her services or arranging to provide
5 additional care.

6 (b) The limitation of liability established by this section
7 does not apply to intentional tortious conduct or acts or omissions
8 constituting gross negligence.

NOTE: The purpose of this bill is to provide immunity from civil damages for persons who volunteer their services to a Public Health Department.

This section is new; therefore, it has been completely underscored.