

# HOUSE BILL No. 4118

February 9, 1989, Introduced by Rep. Maynard and referred to the Committee on Judiciary.

A bill to provide limited immunity from civil liability for certain persons who provide services for certain sports teams.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 1. As used in this act:

2       (a) "Compensation" means remuneration for services  
3 rendered. Compensation does not include reimbursement for rea-  
4 sonable expenses actually incurred.

5       (b) "Nonprofit corporation" means a corporation organized  
6 under the nonprofit corporation act, Act No. 162 of the Public  
7 Acts of 1982, being sections 450.2101 to 450.3192 of the Michigan  
8 Compiled Laws.

9       Sec. 3. Except as otherwise provided in this act, an indi-  
10 vidual who, without compensation and as a volunteer, renders  
11 services as a manager, coach, instructor, umpire, or referee or  
12 an assistant to a manager, coach, instructor, umpire, or referee

1 to a sports team operated or sponsored by a nonprofit corporation  
2 shall not be liable for civil damages as a result of acts or  
3 omissions in rendering the services. This section applies to  
4 practice and instruction in a sport, as well as to organized  
5 competition.

6       Sec. 5. This act does not apply to the following:

7       (a) Acts or omissions amounting to gross negligence or will-  
8 ful and wanton misconduct.

9       (b) Acts or omissions relating to the transportation of par-  
10 ticipants in a sports program or others to or from a game, event,  
11 or practice.

12       (c) Acts or omissions by an individual who has not partici-  
13 pated in a safety orientation and training program established by  
14 the nonprofit corporation which operates or sponsors the sports  
15 team to which the individual renders services.

16       (d) Acts or omissions by an individual which result in a  
17 sports competition or practice being conducted without  
18 supervision.