

SENATE BILL No. 431

May 9, 1989, Introduced by Senators DILLINGHAM,
SCHWARZ, BINSFELD, EHLERS, MACK, CARL and
BARCIA and referred to the Committee on
Judiciary.

A bill to amend Act No. 258 of the Public Acts of 1974,
entitled as amended
"Mental health code,"
as amended, being sections 330.1001 to 330.2106 of the Michigan
Compiled Laws, by adding section 247.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 258 of the Public Acts of 1974, as
2 amended, being sections 330.1001 to 330.2106 of the Michigan
3 Compiled Laws, is amended by adding section 247 to read as
4 follows:

5 SEC. 247. A BOARD, PRIVATE AGENCY THAT THE BOARD CONTRACTS
6 WITH, OR AN EMPLOYEE OF THE BOARD OR PRIVATE AGENCY IS NOT LIABLE
7 FOR CIVIL DAMAGES AS A RESULT OF ACTS OR OMISSIONS BY AN EMPLOYEE
8 IN TRANSPORTING A PERSON TO PARTICIPATE IN A COUNTY PROGRAM OR
9 RECEIVE A SERVICE. THIS SECTION DOES NOT PROVIDE IMMUNITY FROM

1 CIVIL LIABILITY IF THE ACTS OR OMISSIONS AMOUNT TO GROSS
2 NEGLIGENCE OR WILLFUL AND WANTON MISCONDUCT.