

HOUSE BILL No. 5105

October 29, 2013, Introduced by Reps. Santana and Kosowski and referred to the Committee on Regulatory Reform.

A bill to amend 1963 PA 17, entitled

"An act to relieve certain persons from civil liability when rendering emergency care, when rendering care to persons involved in competitive sports under certain circumstances, or when participating in a mass immunization program approved by the department of public health,"

(MCL 691.1501 to 691.1507) by adding section 1508.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 1508. (1) A PHYSICIAN OR EMERGENCY MEDICAL TECHNICIAN
2 WHO, IN GOOD FAITH AND WHILE PERFORMING DUTIES AS DESCRIBED IN THE
3 MICHIGAN BOXING AND MIXED MARTIAL ARTS REGULATORY ACT, 2004 PA 403,
4 MCL 338.3601 TO 338.3661A, RENDERS EMERGENCY CARE AT A BOXING OR
5 MIXED MARITAL ARTS CONTEST OR EVENT THAT IS PRODUCED OR STAGED BY A
6 PROMOTER LICENSED UNDER THE MICHIGAN BOXING AND MIXED MARTIAL ARTS
7 REGULATORY ACT, 2004 PA 403, MCL 338.3601 TO 338.3661A, IS NOT

1 LIABLE FOR CIVIL DAMAGES AS A RESULT OF AN ACT OR OMISSION BY THE
2 PHYSICIAN OR EMERGENCY MEDICAL TECHNICIAN IN RENDERING THE
3 EMERGENCY CARE, UNLESS THE ACT OR OMISSION AMOUNTS TO GROSS
4 NEGLIGENCE OR WILLFUL OR WANTON MISCONDUCT.

5 (2) AS USED IN THIS SECTION:

6 (A) "CONTEST" MEANS THAT TERM AS DEFINED IN SECTION 10 OF THE
7 MICHIGAN BOXING AND MIXED MARTIAL ARTS REGULATORY ACT, 2004 PA 403,
8 MCL 338.3610.

9 (B) "EMERGENCY MEDICAL TECHNICIAN" MEANS THAT TERM AS DEFINED
10 IN SECTION 20904 OF THE PUBLIC HEALTH CODE, 1978 PA 368, MCL
11 333.20904.

12 (C) "EVENT" MEANS THAT TERM AS DEFINED IN SECTION 10 OF THE
13 MICHIGAN BOXING AND MIXED MARTIAL ARTS REGULATORY ACT, 2004 PA 403,
14 MCL 338.3610.

15 Enacting section 1. This amendatory act does not take effect
16 unless Senate Bill No. 362 of the 97th Legislature is enacted into
17 law.