

SUBSTITUTE FOR  
SENATE BILL NO. 1050  
(As amended April 29, 1998)

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,"

by amending section 4 (MCL 691.1504), as added by 1986 PA 21.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 4. (1) ~~A person~~ SUBJECT TO SUBSECTION (5), AN  
2       INDIVIDUAL who having no duty to  
3       do so in good faith voluntarily renders cardiopulmonary resusci-  
4       tation to ~~a person~~ ANOTHER INDIVIDUAL, ~~shall~~ IS not ~~be~~  
5       liable IN A CIVIL ACTION for ~~civil~~ damages resulting from an  
6       act or omission in ~~the~~ rendering ~~of that~~ THE cardiopulmonary  
7       resuscitation, except an act or omission ~~amounting to~~ THAT  
8       CONSTITUTES gross negligence or ~~wilful~~ WILLFUL and wanton  
      misconduct.

**SB 1050, As Passed Senate, April 30, 1998**

SB 1050 as amended April 29, 1998

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1       (2) Subsection (1) ~~shall apply~~ APPLIES only to ~~civil~~  
2 ~~actions which are~~ A CIVIL ACTION THAT IS filed or pending on or  
3 after May 1, 1986.

4       (3) SUBJECT TO SUBSECTION (5), AN INDIVIDUAL WHO HAVING NO DUTY  
5 TO DO SO IN GOOD FAITH VOLUNTARILY RENDERS EMERGENCY SERVICES TO ANOTHER INDIVIDUAL  
6 USING AN AUTOMATED EXTERNAL DEFIBRILLATOR IS NOT LIABLE IN A  
7 CIVIL ACTION FOR DAMAGES RESULTING FROM AN ACT OR OMISSION IN  
8 RENDERING THE EMERGENCY SERVICES USING THE AUTOMATED EXTERNAL  
9 DEFIBRILLATOR, EXCEPT AN ACT OR OMISSION THAT CONSTITUTES GROSS  
10 NEGLIGENCE OR WILLFUL AND WANTON MISCONDUCT. THIS SUBSECTION  
11 DOES NOT APPLY IF THE EMERGENCY SERVICES WERE RENDERED AS THE  
12 RESULT OF A REQUEST MADE THROUGH 9-1-1 OR ANOTHER UNIVERSAL EMER-  
13 GENCY TELEPHONE NUMBER OR ANY OTHER DESIGNATED EMERGENCY SERVICES  
14 TELEPHONE NUMBER.

15       (4) SUBSECTION (3) APPLIES ONLY TO A CIVIL ACTION THAT IS  
16 FILED OR PENDING ON OR AFTER JULY 1, 1998.

      (5) THIS SECTION APPLIES ONLY TO AN INDIVIDUAL WHO IS NOT  
LICENSED UNDER PART 209 OF THE PUBLIC HEALTH CODE, 1978 PA 368, MCL  
333.20901 TO 333.20979.