

2366-S

Sponsor(s): House Committee on Judiciary (originally sponsored by Representatives Lantz, Skinner, Ogden, Carlson and Anderson)

Brief Description: Limiting liability of volunteers.

HB 2366-S - DIGEST

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that a volunteer of a nonprofit organization or governmental entity shall not be liable for harm caused by an act or omission of the volunteer on behalf of the organization or entity if: (1) The volunteer was acting within the scope of the volunteer's responsibilities in the nonprofit organization or governmental entity at the time of the act or omission;

(2) if appropriate or required, the volunteer was properly licensed, certified, or authorized by the appropriate authorities for the activities or practice, where the activities were or practice was undertaken within the scope of the volunteer's responsibilities in the nonprofit organization or governmental entity;

(3) the harm was not caused by willful or criminal misconduct, gross negligence, reckless misconduct, or a conscious, flagrant indifference to the rights or safety of the individual harmed by the volunteer; and

(4) the harm was not caused by the volunteer operating a motor vehicle, vessel, aircraft, or other vehicle for which the state requires the operator or the owner of the vehicle, craft, or vessel to either possess an operator's license or maintain insurance.