

HOUSE BILL No. 1115

DIGEST OF INTRODUCED BILL

Citations Affected: IC 34-30-12.1.

Synopsis: Liability for emergency medical services. Provides civil immunity for an act or omission committed by an emergency vehicle operator while operating an emergency vehicle.

Effective: July 1, 2022.

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January 4, 2022, read first time and referred to Committee on Judiciary.



Second Regular Session of the 122nd General Assembly (2022)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2021 Regular Session of the General Assembly.

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A BILL FOR AN ACT to amend the Indiana Code concerning civil procedure.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 34-30-12.1 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2022]:

4 **Chapter 12.1. Health Care: Immunity of Emergency Vehicle**
5 **Operators**

6 **Sec. 1. As used in this chapter, "emergency vehicle" means a**
7 **vehicle certified as an ambulance under IC 16-31-3.**

8 **Sec. 2. As used in this chapter, "emergency vehicle operator"**
9 **means the driver of a vehicle that is:**

- 10 (1) **certified as an ambulance under IC 16-31-3; and**
11 (2) **actively being used for emergency ambulance services (as**
12 **defined in IC 16-18-2-107).**

13 **Sec. 3. (a) Except as provided in subsection (b), an emergency**
14 **vehicle operator is immune from civil liability for an act or**
15 **omission committed by the operator while operating an emergency**
16 **vehicle within the scope of the emergency vehicle operator's**
17 **employment.**



1 **(b) The immunity described in subsection (a) does not apply if**
2 **the emergency vehicle operator's act or omission constitutes gross**
3 **negligence or willful or wanton misconduct.**

