

1 H.289

2 Introduced by Representative Howard of Rutland City

3 Referred to Committee on

4 Date:

5 Subject: Court procedure; limitation of time for commencement of actions;
6 emergency medical care

7 Statement of purpose: This bill proposes to increase the penalty from \$100.00
8 to \$1,000.00 for failing to provide reasonable assistance to another person who
9 is exposed to grave physical harm.

10 An act relating to providing reasonable assistance to a person exposed to
11 physical harm

12 It is hereby enacted by the General Assembly of the State of Vermont:

13 Sec. 1. 12 V.S.A. § 519 is amended to read:

14 § 519. EMERGENCY MEDICAL CARE

15 (a) A person who knows that another is exposed to grave physical harm
16 shall, to the extent that the same can be rendered without danger or peril to
17 himself or herself or without interference with important duties owed to others,
18 give reasonable assistance to the exposed person unless that assistance or care
19 is being provided by others.

1 (b) A person who provides reasonable assistance in compliance with
2 subsection (a) of this section shall not be liable in civil damages unless ~~his~~ the
3 person's acts constitute gross negligence or unless ~~he~~ the person will receive or
4 expects to receive remuneration. Nothing contained in this subsection shall
5 alter existing law with respect to tort liability of a practitioner of the healing
6 arts for acts committed in the ordinary course of his or her practice.

7 (c) A person who willfully violates subsection (a) of this section shall be
8 fined not more than ~~\$100.00~~ \$1,000.00.