

S.B. 3002

EMERGENCY HEALTH CARE ACCESS AND IMMUNITY AMENDMENTS

Representative **Raymond P. Ward** proposes the following amendments:

1. *Page 1, Lines 17 through 18:*

{~~17~~ → ~~provides limited immunity for providing assistance to a state agency to provide a~~
~~18 qualified treatment during a major public health emergency;~~}

2. *Page 4, Lines 91 through 100:*

{~~91~~ ~~(4) (a) A person is immune from civil liability for providing assistance to an agency of~~
~~92 the state to manufacture, distribute, dispense, administer, or provide a qualified treatment~~
~~93 during a declared major public health emergency if the assistance is provided under contract~~
~~94 with and under the direction of the state agency.~~
~~95 (b) Subsection (4)(a) does not apply if:~~
~~96 (i) the harms are the result of:~~
~~97 (A) gross negligence; or~~
~~98 (B) intentional or malicious misconduct; or~~
~~99 (ii) an act or omission by the person caused ~~§~~, ~~§~~ in whole or in part ~~§~~, ~~§~~ the~~
~~99a ~~§~~ declared ~~§~~ major public health~~
~~100 emergency, and the person would otherwise be liable for the harms.~~}