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HOUSE BILL 929

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY

J. "ANDY" KISSNER

AN ACT

AMENDING SECTION 24-10-3 NMSA 1978 (BEING LAWS 1963, CHAPTER 59, SECTION 1) COMMONLY REFERRED TO AS THE "GOOD SAMARITAN" LAW, TO CLARIFY THE SCOPE OF THE IMMUNITY FROM LIABILITY GRANTED.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 24-10-3 NMSA 1978 (being Laws 1963, Chapter 59, Section 1) is amended to read:

"24-10-3. PERSONS COMING TO AID OR RESCUE OF ANOTHER RENDERING EMERGENCY CARE--RELEASE FROM LIABILITY. --No person who [~~shall administer emergency care~~] comes to the aid or rescue of another person by providing care or assistance in good faith at or near the scene of an emergency, as defined [~~herein~~] in Section 24-10-4 NMSA 1978, shall be held liable for any civil damages as a result of any action or omission by [~~such~~] that person in [~~administering said~~] providing that care or

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1 assistance, except ~~[for]~~ when guilty of gross negligence;
2 ~~[provided that]~~ but nothing ~~[herein]~~ in this section ~~[shall~~
3 ~~apply]~~ applies to the ~~[administering]~~ provision of ~~[such]~~
4 emergency care or assistance ~~[where the same]~~ when it is
5 rendered for remuneration or with the expectation of
6 remuneration or is rendered by ~~[any]~~ a person or agent of a
7 principal who was at the scene of the accident or emergency
8 because he or his principal was soliciting business or
9 performing or seeking to perform some services for
10 remuneration. "

State of New Mexico
House of Representatives

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

March 5, 1997

Mr. Speaker:

Your JUDICIARY COMMITTEE, to whom has been referred

HOUSE BILL 929

**has had it under consideration and reports same with
recommendation that it DO PASS.**

Respectfully submitted,

Thomas P. Foy, Chairman

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 9 For 0 Against

Yes: 9

Excused: Larranaga, Luna, Rios, Sanchez

Absent: None

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1 FORTY-THIRD LEGISLATURE
2 FIRST SESSION, 1997

HB 929/a

3
4 March 17, 1997

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6 Mr. President:

7
8 Your JUDICIARY COMMITTEE, to whom has been referred

9 HOUSE BILL 929

10
11 has had it under consideration and reports same with
12 recommendation that it DO PASS, amended as follows:

13
14 1. On page 2, line 1, strike "when guilty of" and insert in
15 lieu thereof, "when liable for an act of".

16
17 Respectfully submitted,

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21 _____
22 Fernando R. Macias, Chairman

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25 Adopted _____

(Chief Clerk)

Not Adopted _____

(Chief Clerk)

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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Date _____

The roll call vote was 6 For 0 Against

Yes: 6

No: 0

Excused: Sanchez, Vernon

Absent: None

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