

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 10, 2014

Date

Committee on State, Veterans, & Military Affairs.

After consideration on the merits, the Committee recommends the following:

SB14-138 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, 13-21-113.7, **amend**
4 (1); and **add** (2) (e) and (4) as follows:

5 **13-21-113.7. Immunity of volunteer firefighters, volunteers,**
6 **incident management teams, and their employers or organizations -**
7 **definitions - legislative declaration.** (1) A volunteer firefighter OR
8 VOLUNTEER who, in good faith, takes part in firefighting efforts or
9 provides emergency care, rescue, assistance, or recovery services at the
10 scene of an emergency, any incident management team, and any person
11 who, in good faith, commands, directs, employs, sponsors, or represents
12 any such volunteer firefighter, VOLUNTEER, or incident management team
13 shall not be liable for civil damages as a result of an act or omission by
14 such volunteer firefighter, VOLUNTEER, incident management team, or
15 other person in connection with the emergency; except that this
16 exemption shall not apply to grossly negligent, willful, wanton, or
17 reckless acts or omissions.

18 (2) As used in this section:

19 (e) "VOLUNTEER" HAS THE MEANING AS SET FORTH IN SECTION
20 13-21-115.5.

21 (4) NOTHING IN THIS SECTION ALTERS THE PROTECTIONS SET
22 FORTH IN SECTIONS 12-64-118, 13-21-108, 13-21-115.5, OR 24-33.5-1505,
23 C.R.S.

1 **SECTION 2. Safety clause.** The general assembly hereby finds,
2 determines, and declares that this act is necessary for the immediate
3 preservation of the public peace, health, and safety."

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