

2025 Regular Session

HOUSE BILL NO. 16

BY REPRESENTATIVE SCHLEGEL

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

LIABILITY/CIVIL: Provides relative to the limitation of civil liability for nonprofits that donate medical supplies

1 AN ACT

2 To enact R.S. 9:2793.13, relative to gratuitous donation of medical equipment or supplies;
3 to provide for a limitation of liability; to provide for an exception; and to provide for
4 related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 9:2793.13 is hereby enacted to read as follows:

7 §2793.13. Gratuitous donation of medical equipment or supplies; limitation of
8 liability
9 Any nonprofit organization that gratuitously donates medical equipment or
10 supplies shall not be liable to any person for any injury, death, loss, civil penalty, or
11 damage as a result of any donated medical equipment or supplies, unless the damage
12 or injury was caused by gross negligence or willful or wanton misconduct of the
13 nonprofit organization.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 16 Original

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Schlegel

Abstract: Provides a limitation of liability for nonprofit organizations that donate medical equipment or supplies.

Proposed law provides that any nonprofit organization shall not be liable to any person for any injury, death, loss, civil penalty, or damages as a result of donated medical equipment or supplies.

Proposed law provides that a nonprofit organization may be liable to a person for injury, death, loss, civil penalty, or damages as a result of donated medical equipment or supplies if the damages or injury were caused by gross negligence or willful or wanton misconduct of the nonprofit organization.

(Adds R.S. 9:2793.13)