

Senate Bill 34

By: Senators Kirk of the 13th, Mullis of the 53rd, Ligon, Jr. of the 3rd, Unterman of the 45th, Rhett of the 33rd and others

**AS PASSED SENATE**

A BILL TO BE ENTITLED

AN ACT

1 To amend Chapter 1 of Title 51 of the Official Code of Georgia Annotated, relating to  
2 general provisions relative to torts, so as to revise the Good Samaritan law to provide for  
3 damaging property in emergency situations; to amend Code Section 16-3-20 of the Official  
4 Code of Georgia Annotated, relating to justification, so as to cross-reference the Good  
5 Samaritan law; to provide for related matters; to repeal conflicting laws; and for other  
6 purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Chapter 1 of Title 51 of the Official Code of Georgia Annotated, relating to general  
10 provisions relative to torts, is amended by revising Code Section 51-1-29, relating to liability  
11 of persons rendering emergency care, as follows:

12 "51-1-29.

13 (a) Any person, including any person licensed to practice medicine and surgery pursuant  
14 to Article 2 of Chapter 34 of Title 43 and including any person licensed to render services  
15 ancillary thereto, who in good faith renders emergency care at the scene of an accident or  
16 emergency to the ~~victim~~ or victims thereof without making any charge therefor shall not  
17 be liable for any civil damages as a result of any act or omission by such person in  
18 rendering emergency care or as a result of any act or failure to act to provide or arrange for  
19 further medical treatment or care for the injured person.

20 (b) As used in this Code section, the term 'emergency care' shall include, but shall not be  
21 limited to, the rescue or attempted rescue of an incapacitated or endangered individual from  
22 a locked motor vehicle."

23 **SECTION 2.**

24 Code Section 16-3-20 of the Official Code of Georgia Annotated, relating to justification,  
25 is amended by revising paragraph (5) as follows:

26 "(5) When the person's conduct is justified for any other reason under the laws of this  
27 state, including as provided in Code Section 51-1-29; or"

28 **SECTION 3.**

29 All laws and parts of laws in conflict with this Act are repealed.