

1 H.379

2 Introduced by Representative Cordes of Lincoln

3 Referred to Committee on

4 Date:

5 Subject: Crimes; immunity; provision of health care

6 Statement of purpose of bill as introduced: This bill proposes to provide health
7 care providers with immunity from criminal prosecution for acts or omissions
8 that are part of the good faith provision of health care.

9 An act relating to criminal immunity for good faith provision of health care

10 It is hereby enacted by the General Assembly of the State of Vermont:

11 Sec. 1. 13 V.S.A. § 6567 is added to read:

12 § 6567. IMMUNITY FROM PROSECUTION FOR GOOD FAITH

13 PROVISION OF HEALTH CARE

14 (a) Except as provided in subsection (b) of this section, a health care
15 provider who is providing patient care in good faith shall be immune from
16 criminal liability for any act or omission that is part of the provision of care.

17 (b) Subsection (a) of this section shall not apply to intentional misconduct
18 by the health care provider.

19 (c) As used in this section:

1 (1) “Health care provider” means a person, partnership, corporation,
2 facility, or institution licensed, certified, or otherwise authorized by law to
3 provide professional health care services in this State to an individual during
4 that individual’s medical care, treatment, or confinement.

5 (2) “Health care services” means services for the diagnosis, prevention,
6 treatment, cure, or relief of a health condition, illness, injury, or disease.

7 Sec. 2. EFFECTIVE DATE

8 This act shall take effect on passage.