

ASSEMBLY, No. 2471

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED FEBRUARY 3, 2020

Sponsored by:

Assemblyman DANIEL R. BENSON

District 14 (Mercer and Middlesex)

Assemblyman JAY WEBBER

District 26 (Essex, Morris and Passaic)

SYNOPSIS

Requires appropriate insurance company to provide coverage to Good Samaritan injured at scene of accident.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 3/5/2020)

1 AN ACT concerning ambulance services provided to certain
2 individuals and supplementing P.L.1963, c.140 (C.2A:62A-1 et
3 seq.).

4
5 **BE IT ENACTED** *by the Senate and General Assembly of the State*
6 *of New Jersey:*

7
8 1. a. The appropriate insurance carrier providing coverage to a
9 person who is afforded immunity from civil liability under section 1
10 of P.L.1963, c.140 (C.2A:62A-1), section 5 of P.L.1996, c.115
11 (C.2A:62A-1.1), section 1 of P.L.1998, c.101 (C.2A:62A-1.2), or
12 section 10 of P.L.2004, c.17 (C.2A:62A-1.3) and who receives
13 ambulance service as the result of an injury incurred while
14 rendering or attempting to render care at the scene of an accident or
15 emergency to any victim, or while transporting any victim to a
16 hospital or other facility where treatment or care is to be rendered,
17 shall assume the cost of the ambulance service.

18 b. For the purposes of this section, “ambulance service” means
19 the provision of emergency health care services, basic life support
20 services, advanced life support services, critical care services,
21 mobile intensive care services, or emergency medical transportation
22 in a vehicle that is licensed, equipped, and staffed in accordance
23 with the requirements set forth by the Commissioner of Health.

24
25 2. This act shall take effect immediately.

26
27
28 STATEMENT

29
30 This bill clarifies that the appropriate insurance carrier providing
31 coverage to a person afforded immunity under the “Good Samaritan Act”
32 and who receives ambulance service as the result of an injury incurred
33 while rendering or attempting to render emergency care to a victim is
34 required to assume the cost of that ambulance service.

35 In order to encourage individuals to render assistance at accident
36 scenes, New Jersey has adopted “Good Samaritan” acts to provide
37 civil immunity for individuals who in good faith render care at the
38 scene of an accident or in an emergency. Under current law, the
39 “Good Samaritan Act” provides immunity to: (1) any individual,
40 including a health care professional; (2) the members of volunteer first
41 aid, rescue, and ambulance squads; (3) municipal, county and State
42 law enforcement officers; (4) municipal, county, or State firefighters,
43 whether volunteer or paid; and (5) licensed health care professionals,
44 emergency medical technicians, and mobile intensive care paramedics
45 whose duty does not require a response to a patient emergency
46 situation.

A2471 BENSON, WEBBER

3

1 The bill ensures that the appropriate insurance company covering a
2 person who is injured while rendering care at the scene of an accident
3 is required to assume the cost of any ambulance service needed due to
4 that injury.