

# HOUSE BILL No. 6062

April 22, 2010, Introduced by Reps. Denby, Meekhof, Wayne Schmidt, Lund, Marleau, Haines, Knollenberg, Green, Meltzer, Walsh, Robert Jones and Huckleberry and referred to the Committee on Judiciary.

A bill to provide immunity from liability for personal injury and property damage to individuals providing driving services without compensation to certain individuals.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 1. This act shall be known and may be cited as the  
2 "volunteer driver's protection act".

3           Sec. 2. As used in this act:

4           (a) "Compensation" does not include any of the following:

5           (i) Reimbursement for actual expenses.

6           (ii) A stipend under the domestic volunteer service act of  
7 1973, Public Law 93-113.

8           (iii) Financial assistance, valued at less than two-thirds of  
9 the federal hourly minimum wage standard, if the individual would  
10 not be financially able to operate the vehicle for the senior

1 citizen or disable individual without the assistance.

2 (b) "Nonprofit organization" means an organization that is  
3 exempt from taxation under 26 USC 501.

4 Sec. 3. (1) An individual acting for a nonprofit organization,  
5 including an officer or director of the organization, who operates  
6 a motor vehicle without compensation for the benefit of a senior  
7 citizen or disabled individual is not liable for any act or  
8 omission by the individual that results in personal injury or  
9 property damage if both of the following apply:

10 (a) At the time of the act or omission, the individual was  
11 acting in good faith within the scope of his or her duties related  
12 to the operation of the motor vehicle.

13 (b) The injury or damage was not caused by willful or wanton  
14 misconduct on the part of the individual.

15 (2) The protection from liability provided by subsection (1)  
16 does not affect any liability of the nonprofit organization for  
17 which the individual was acting.