

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 740 Session of  
2015

INTRODUCED BY HANNA, MARCH 6, 2015

REFERRED TO COMMITTEE ON JUDICIARY, MARCH 6, 2015

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the  
2 Pennsylvania Consolidated Statutes, in particular rights and  
3 immunities, further providing for criminal victim aid good  
4 Samaritan civil immunity.

5 The General Assembly of the Commonwealth of Pennsylvania  
6 hereby enacts as follows:

7 Section 1. Section 8331.3 of Title 42 of the Pennsylvania  
8 Consolidated Statutes is amended to read:

9 § 8331.3. Criminal victim aid good Samaritan civil immunity.

10 (a) General rule.--Any person who provides or obtains or  
11 attempts to provide or obtain reasonable assistance for a victim  
12 of a personal injury crime at the scene of the personal injury  
13 crime or attempted personal injury crime shall not be liable for  
14 any civil damages as a result of any acts or omissions in  
15 providing or obtaining or attempting to provide or obtain  
16 reasonable assistance, except any acts or omissions  
17 intentionally designed to harm or any acts or omissions that  
18 constitute gross negligence or willful, wanton or reckless  
19 conduct.

1     (a.1) Duty to assist.--The following shall apply:

2             (1) A person at the scene of a personal injury crime or  
3     attempted personal injury crime who knows that another person  
4     is exposed to or has suffered grave physical harm shall, to  
5     the extent that the person can do so without danger or peril  
6     to self or others, give reasonable assistance to the victim.  
7     Reasonable assistance includes, but is not limited to,  
8     obtaining or attempting to obtain aid from law enforcement or  
9     medical personnel.

10            (2) A person who violates this subsection commits a  
11     summary offense.

12     (b) Definitions.--The terms "personal injury crime" and  
13 "victim" shall have the same meanings given to them in section  
14 103 of the act of November 24, 1998 (P.L.882, No.111), known as  
15 the Crime Victims Act.

16     Section 2. This act shall take effect in 60 days.