

109<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 3736

To protect volunteers assisting the victims of Hurricane Katrina.

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IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 13, 2005

Mr. SENSENBRENNER introduced the following bill; which was referred to the  
Committee on the Judiciary

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## A BILL

To protect volunteers assisting the victims of Hurricane  
Katrina.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Katrina Volunteer Pro-  
5       tection Act of 2005”.

6       **SEC. 2. PROTECTION OF VOLUNTEERS.**

7       (a) **QUALIFIED IMMUNITY FROM SUIT.**—Any person  
8       or entity (including any Indian Tribe) that, in response  
9       to harm caused by Hurricane Katrina of 2005, voluntarily,  
10      in good faith, and without a preexisting duty or expecta-  
11      tion of compensation, renders aid (including medical treat-

1 ment and rescue assistance) to any individual, shall not  
2 be liable for any injury (including personal injury, prop-  
3 erty damage or loss, and death) arising out of or resulting  
4 from that aid that was not caused by—

5 (1) willful, wanton, reckless or criminal conduct  
6 of that person or entity; or

7 (2) conduct of that person or entity that con-  
8 stitutes a violation of a Federal or State civil rights  
9 law.

10 (b) PREEMPTION.—This Act preempts the laws of a  
11 State to the the extent such laws are inconsistent with  
12 this Act, except that this Act shall not preempt any State  
13 law that provides additional protection from liability relat-  
14 ing to volunteers.

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