

FIRST REGULAR SESSION

[PERFECTED]

HOUSE BILL NO. 269

93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES BRUNS (Sponsor), WILDBERGER, MEADOWS, ROORDA,
WALTON AND BYRD (Co-sponsors).

Read 1st time January 19, 2005 and copies ordered printed.

Read 2nd time January 20, 2005 and referred to the Committee on Judiciary January 27, 2005.

Reported from the Committee on Judiciary March 1, 2005 with recommendation that the bill Do Pass by Consent. Referred to the Committee on Rules pursuant to Rule 25(26)(f).

Reported from the Committee on Rules March 3, 2005 with recommendation that the bill Do Pass by Consent with no time limit for debate.

Perfectured by Consent March 14, 2005.

STEPHEN S. DAVIS, Chief Clerk

0988L.01P

AN ACT

To amend chapter 537, RSMo, by adding thereto one new section relating to torts and action for damages.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 537, RSMo, is amended by adding thereto one new section, to be
2 known as section 537.135, to read as follows:

3 **537.135. 1. For the purposes of this section, "emergency personnel" means a**
4 **firefighter, peace officer, or emergency medical personnel.**

5 **2. In addition to any other right of action or recovery otherwise available pursuant**
6 **to law, any emergency personnel who suffers any injury, disease, or death while in the**
7 **lawful discharge of his or her official duties, caused directly by another's reckless,**
8 **malicious, or willful act or omission, may seek recovery and damages from such other**
9 **person.**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

8 **3. The provisions of this section shall not apply to the acts or omissions of such**
9 **emergency personnel's employer or co-employees, as provided for under Missouri workers'**
10 **compensation law, nor shall this section in any other way alter or amend Missouri workers'**
11 **compensation law.**