

HOUSE BILL No. 2292

By Committee on Judiciary

2-11

AN ACT concerning civil procedure; relating to immunity from liability; program that provides alcohol level indicators

Be it enacted by the Legislature of the State of Kansas:

Section 1. (a) Any licensee who agrees to participate in a program that provides ready-to-use disposable units designed to test the alcohol content of exhaled air to persons free of charge in an effort to educate the public on alcohol consumption limits shall not be liable to any person or any party who is harmed in any way by the actions of such person.

(b) The immunity provided by this section shall include, but not be limited to, liability under:

(1) The Kansas product liability act, K.S.A. 60-3301 *et seq.*, and amendments thereto;

(2) a wrongful death action;

(3) a personal injury action;

(4) an action to recover costs of property damage; and

(5) the Kansas tort claims act, K.S.A. 75-6101 *et seq.*, and amendments thereto.

(c) As used in this section “licensee” means any person holding a license under the Kansas liquor control act, a license or temporary permit under the club and drinking establishment act or a license under article 27 or chapter 41 of the Kansas Statutes Annotated, and amendments thereto.

Sec. 2. This act shall take effect and be in force from and after its publication in the statute book.