

1991 Senate Bill 209

Date of enactment: **June 9, 1992**
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1991 WISCONSIN ACT 318

AN ACT to amend 181.297 (3) (a) 5 and 187.33 (3) (a) 5; and to create 895.482 of the statutes, relating to: immunity of ski patrol members from civil liability.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 3. 181.297 (3) (a) 5. of the statutes is amended to read:

181.297 (3) (a) 5. Proceedings based upon a cause of action for which the volunteer is immune from liability under s. 29.59 (7), 146.31 (2) and (3), 146.37, 895.44, 895.48, 895.482, 895.51 or 895.52.

SECTION 4. 187.33 (3) (a) 5. of the statutes is amended to read:

187.33 (3) (a) 5. Proceedings based upon a cause of action for which the volunteer is immune from liability under s. 146.31 (2) and (3), 146.37, 895.44, 895.48, 895.482, 895.51 or 895.52.

SECTION 5. 895.482 of the statutes is created to read:

895.482 Civil liability exemption; ski patrol members. (1) In this section:

(a) "Compensation" means wages, salary, commission or bonuses paid for services rendered, but does not include the provision, at a discounted price or without charge, of food, beverages, clothing, passes or other incidental benefits to ski patrol members.

(b) "Ski patrol member" means a registered member of the national ski patrol who serves in that capacity without compensation.

(2) Except as provided in sub. (3), a ski patrol member is immune from civil liability for his or her acts or omissions while he or she is acting in his or her capacity as a ski patrol member, including the rendering of emergency care.

(3) The immunity under this section does not apply if the act or omission of the ski patrol member involves reckless, wanton or intentional misconduct.

SECTION 6. Initial applicability. This act first applies to the acts or omissions of ski patrol members that occur on the effective date of this SECTION.