

By: Representatives Guice, Broomfield, Compretta, Dedeaux, Fredericks, Hamilton (109th), Holloway, Janus, Malone, Martinson, Mayo, Palazzo, Parker, Patterson, Peranich, Simpson, Upshaw, Zuber

To: Judiciary B

COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 941

1 AN ACT TO PROVIDE IMMUNITY FOR THE USE OF SHELTERS DURING
2 EMERGENCIES; AND FOR RELATED PURPOSES.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

4 **SECTION 1.** Any person or organization, public or private,
5 owning or operating immovable property or other premises who
6 voluntarily and without compensation grants a license or privilege
7 or otherwise permits the designation by state or local governing
8 authorities or the Mississippi Emergency Management Agency or use
9 of the whole or any part of the immovable property or premises for
10 the purpose of sheltering persons or household pets or service
11 animals during an actual, impending emergency, together with his
12 successor in interest, if any, shall not be liable for the death
13 of, or injury to, any person or household pets or service animals
14 provided that such injury or death must be directly related to the
15 emergency, on or about such immovable property or premises during
16 the actual, impending emergency, or for loss of, or damage to, the
17 property of such person, solely by reason or as a result of the
18 license, privilege, designation, or use, unless the gross
19 negligence or the willful and wanton misconduct of the person
20 owning or operating the immovable property or premises or his
21 successor in interest is the proximate cause of the death, injury,
22 loss or damage occurring during the sheltering period.

23 **SECTION 2.** This act shall take effect and be in force from
24 and after July 1, 2007.