

KANSAS OFFICE *of*  
**REVISOR *of* STATUTES**

LEGISLATURE *of* THE STATE *of* KANSAS  
*Legislative Attorneys transforming ideas into legislation.*

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**MEMORANDUM**

To: Senate Committee on Judiciary  
From: Jenna Moyer, Assistant Revisor of Statutes  
Date: March 20, 2018  
Subject: HB 2516 – Providing immunity from civil liability for damage to a motor vehicle related to the rescue of a person or animal.

HB 2516 provides immunity from civil liability when damage to a motor vehicle is done to protect a vulnerable person or domestic animal by removing them from the vehicle.

A person who enters a motor vehicle, by force or otherwise, for the purpose of removing a vulnerable person or domestic animal will be immune from civil liability for damage to the motor vehicle if the person: (1) determines there is no other reasonable method for the vulnerable person or domestic animal to exit the motor vehicle without assistance; (2) has a reasonable belief that entry into the vehicle is necessary because the vulnerable person or domestic animal is in imminent danger of harm; (3) ensures law enforcement is notified; (4) uses no more force that necessary to enter the vehicle and remove the vulnerable person or domestic animal; and (5) remains with the vulnerable person or domestic animal in a safe location until a first responder arrives.

The House Committee amended the definition of “vulnerable person” by striking the list of reasons why an adult may be impaired and by moving the term minor to provide clarity.