

SECOND REGULAR SESSION

# SENATE BILL NO. 896

98TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR HEGEMAN.

Read 1st time January 12, 2016, and ordered printed.

ADRIANE D. CROUSE, Secretary.

5745S.011

## AN ACT

To amend chapter 537, RSMo, by adding thereto one new section relating to immunity from civil liability for removing a minor from a locked vehicle.

*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  
2 section, to be known as section 537.555, to read as follows:

**537.555. 1. A person shall be not be held civilly liable for  
2 damages resulting from the forcible entry into a vehicle for the purpose  
3 of removing an unsupervised minor if such person:**

4 **(1) Determines that the vehicle is locked or there is no other  
5 reasonable method for removing the minor from the vehicle;**

6 **(2) Has a good faith belief that forcible entry into the vehicle is  
7 necessary because the minor is in imminent danger of suffering harm  
8 if not immediately removed from the vehicle;**

9 **(3) Contacts emergency response personnel including any  
10 firefighter, emergency medical technician, law enforcement officer,  
11 registered nurse, physician, or first responder prior to forcibly entering  
12 the vehicle;**

13 **(4) Remains with the minor at a safe location reasonably close  
14 to the vehicle until emergency response personnel arrives; and**

15 **(5) Uses no more force to enter the vehicle and remove the minor  
16 from the vehicle than was necessary under the circumstances.**

17 **2. Nothing in this section shall provide immunity from civil  
18 liability for actions to aid a minor in addition to what is authorized by  
19 this section.**

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