

ASSEMBLY BILL NO. 394—COMMITTEE ON JUDICIARY

MARCH 24, 2021

Referred to Committee on Judiciary

SUMMARY—Provides that members of a mobile crisis response team are immune from civil liability under certain circumstances. (BDR 3-1046)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets [omitted material] is material to be omitted.

AN ACT relating to civil actions; providing that members of a mobile crisis response team are immune from civil liability under certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law provides certain persons with immunity from civil liability for certain acts or omissions under certain circumstances. (Chapter 41 of NRS) This bill provides that any person acting as a member of a mobile crisis response team, whether for compensation or gratuitously, is immune from any civil liability in the performance of mobile crisis intervention services if: (1) the acts or omissions of the person are in good faith; and (2) the acts or omissions of the person do not constitute gross negligence or willful, wanton or intentional misconduct.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 41 of NRS is hereby amended by adding thereto a new section to read as follows:

1. Any person acting as a member of a mobile crisis response team, whether for compensation or gratuitously, is immune from any civil liability in the performance of mobile crisis intervention services if:

(a) The acts or omissions of the person are in good faith; and

(b) The acts or omissions of the person do not constitute gross negligence or willful, wanton or intentional misconduct.



2. *As used in this section:*

(a) *“Mobile crisis intervention services” means services provided while engaging in an emergency response to assist a person who is experiencing a behavioral health crisis, including, without limitation, services involving stabilization, de-escalation or resolution of the crisis or the assessment, examination, supervision, treatment, referral, transfer or placement of the person.*

(b) *“Mobile crisis response team” means a group of persons who perform mobile crisis intervention services.*

Sec. 2. The provisions of this act apply to a cause of action that accrues on or after July 1, 2021.

Sec. 3. This act becomes effective on July 1, 2021.

