

1256

Sponsor(s): Representatives Carrell, Cairnes, Roach, Kristiansen, Hinkle, Newhouse, McMahan, Talcott, Cox and Schindler

Brief Description: Addressing defenses in civil actions.

HB 1256 - DIGEST

Provides that it is a complete defense to any action for damages for personal injury or wrongful death that the person injured or killed was engaged in the commission of a gross misdemeanor or a misdemeanor at the time of the occurrence causing the injury or death and the gross misdemeanor or misdemeanor was a proximate cause of the injury or death.

Declares that nothing in this act shall affect a right of action under 42 U.S.C. Sec. 1983, nor shall anything in this act affect a right of action under the common law doctrine of attractive nuisance when the only offense committed or intended to be committed is trespass.