

(JT)

RE: SB 42

## 2012 Kansas Statutes

**60-4201. Architects and engineers; immunity from liability in certain circumstances.** (a) An architect, defined and licensed under K.S.A. 74-7003 *et seq.* and amendments thereto, or professional engineer, defined and licensed under K.S.A. 74-7003 *et seq.* and amendments thereto, who voluntarily, without compensation or expectation of compensation, provides structural inspection services at the scene of a declared national, state or local emergency caused by a tornado, flood or other natural disaster at the request of a public official, public safety officer or city or county building inspector acting in an official capacity shall not be liable in negligence for any personal injury or property damage caused by the architect's or engineer's good faith but negligent inspection of a structure used for human habitation or a structure owned by a public entity for structural integrity or nonstructural elements affecting life and safety.

(b) The immunity provided by this section shall apply only for an inspection that occurs within 90 days of the disaster. Nothing in this section shall provide immunity for gross negligence or willful misconduct.

**History:** L. 1994, ch. 167, § 1; July 1.