

108TH CONGRESS
1ST SESSION

S. 1280

To amend the PROTECT Act to clarify certain volunteer liability.

IN THE SENATE OF THE UNITED STATES

JUNE 18, 2003

Mr. HATCH (for himself and Mr. BIDEN) introduced the following bill; which
was read twice and referred to the Committee on the Judiciary

A BILL

To amend the PROTECT Act to clarify certain volunteer
liability.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. AMENDMENT TO THE PROTECT ACT.**

4 Section 108 of the PROTECT ACT (Public Law
5 108–21) is amended by adding at the end the following:

6 “(e) VOLUNTEER LIABILITY.—

7 “(1) IN GENERAL.—The National Center for
8 Missing and Exploited Children, including any of its
9 officers, employees, or agents, shall not be liable for
10 damages of any kind in any civil action arising out
11 of any action or communication by the National

1 Center for Missing and Exploited Children, its offi-
2 cers, employees, or agents, in connection with any
3 activities under this section.

4 “(2) EXCEPTION.—The limitation in paragraph
5 (1) does not apply in any action in which the plain-
6 tiff proves that the National Center for Missing and
7 Exploited Children, its officers, employees, or agents
8 acted with actual malice, or provided information or
9 took action for a purpose unrelated to an activity
10 mandated by Federal law.”.

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