

2025 -- H 5155 SUBSTITUTE A

LC000538/SUB A/3

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2025

A N A C T

RELATING TO BUSINESSES AND PROFESSIONS -- ARCHITECTS

Introduced By: Representatives Cotter, Bennett, Casimiro, Potter, Solomon, McNamara,
Speakman, Fogarty, Slater, and Giraldo
Date Introduced: January 24, 2025
Referred To: House Corporations

It is enacted by the General Assembly as follows:

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- SECTION 1. Section 5-1-16 of the General Laws in Chapter 5-1 entitled "Architects" is hereby amended to read as follows:
- 5-1-16. Architects rendering assistance during disaster emergency — Immunity from civil liability.**
- (a)[\(1\)](#) An architect or architectural firm, duly licensed to practice in Rhode Island under this chapter, who or that voluntarily and without compensation provides architectural services at the scene of a disaster emergency is not liable for any personal injury, wrongful death, property damage, or other loss or damages caused by an act or omission of the architect or architectural firm in performing the services.
- [\(2\) An architect or architectural firm, duly licensed to practice in Rhode Island under this chapter, who or that voluntarily and without compensation provides architectural services at the scene of a disaster emergency and all authorized disaster response workers who shall, in the course of performing their duties as such, practice professional, architecture, mechanical, engineering or other skill during a disaster emergency, in the absence of benefits provided by law, shall be entitled to all rights in like manner as state employees under the provisions of chapters 29 through 38 of title 28, and under the provisions of § 9-31-8.](#)
- (b) As used in this section, “disaster emergency” means a disaster emergency declared by executive order or proclamation of the governor pursuant to chapter 15 of title 30.
- (c) The immunity provided in subsection (a) of this section applies only to the practice of

1 architecture as defined in this chapter regarding an architectural service that:

2 (1) Concerns any building, structure, or system, whether publicly or privately owned, that
3 is identified pursuant to a disaster emergency executive order or proclamation;

4 (2) Relates to the structural integrity of the entire building, structure, or system, or any
5 portion of the structure or system, or to a nonstructural element of the structure or system, affecting
6 public safety; and

7 (3) Is rendered during the time in which a state of disaster emergency exists, as provided
8 in chapter 15 of title 30.

9 (d) The immunity granted by this section shall not apply to acts or omissions constituting
10 gross negligence or willful misconduct.

11 (e) In the event that the governor of Rhode Island declares a state disaster, all registered
12 architects with a National Council of Architectural Registration Boards (NCARB) certification will
13 be allowed to practice for a period of ninety (90) days from the date of the declared disaster.

14 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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RELATING TO BUSINESSES AND PROFESSIONS -- ARCHITECTS

- 1 This act would provide that architects and other authorized disaster response workers, in
- 2 the course of performing their duties, be entitled to all rights in like manner as state employees.
- 3 This act would take effect upon passage.

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