

Article - Courts and Judicial Proceedings
 Section 5-309.3
 Annotated Code of Maryland
 (1984 Replacement Volume and 1986 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Courts and Judicial Proceedings

5-309.3.

~~A---LICENSED---PHYSICIAN---WHO---RENDERS---MEDICAL---SERVICES VOLUNTARILY AND WITHOUT COMPENSATION OR FOR NOMINAL COMPENSATION TO ANY PERSON AT ANY CLINIC WHERE CHARGES OF NO GREATER THAN \$10 PER VISIT ARE MADE FOR ANY MEDICAL SERVICES PROVIDED AT SUCH CLINIC IS NOT LIABLE FOR ANY CIVIL DAMAGES FOR ANY ACT OR OMISSION RESULTING FROM THE RENDERING OF SUCH SERVICES UNLESS SUCH ACT OR OMISSION WAS THE RESULT OF SUCH PHYSICIAN'S GROSS NEGLIGENCE OR WILLFUL MISCONDUCT.~~

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "CHARITABLE ORGANIZATION" MEANS AN ORGANIZATION OR CORPORATION THAT IS EXEMPT FROM TAXATION UNDER ARTICLE 501(C)(3) OF THE INTERNAL REVENUE CODE OF 1954, EXCEPT LICENSED HOSPITALS.

(3) "PHYSICIAN" MEANS ANY PHYSICIAN LICENSED TO PRACTICE MEDICINE IN THE STATE OF MARYLAND.

(4) "VOLUNTEER" MEANS AN OFFICER, TRUSTEE, OR OTHER PERSON WHO PERFORMS SERVICES FOR A CHARITABLE ORGANIZATION WITHOUT RECEIVING COMPENSATION.

(5) "COMPENSATION" DOES NOT INCLUDE ACTUAL AND NECESSARY EXPENSES THAT ARE INCURRED BY A VOLUNTEER IN CONNECTION WITH THE SERVICES THE VOLUNTEER PERFORMS FOR A CHARITABLE ORGANIZATION AND ARE REIMBURSED.

(6) "SUIT" MEANS ANY CIVIL ACTION, INCLUDING ANY HEALTH CARE MALPRACTICE ACTION FILED WITH THE HEALTH CLAIMS ARBITRATION OFFICE, BROUGHT AGAINST AN UNCOMPENSATED VOLUNTEER OR UNCOMPENSATED PHYSICIAN OR A CHARITABLE ORGANIZATION BY VIRTUE OF THE UNCOMPENSATED INDIVIDUAL'S ACTS OR OMISSIONS IN PROVIDING SERVICES OR PERFORMING DUTIES ON BEHALF OF THE CHARITABLE ORGANIZATION.

(B) LICENSED PHYSICIANS AND VOLUNTEERS WHO RENDER HEALTH CARE SERVICES VOLUNTARILY AND WITHOUT COMPENSATION TO ANY PERSON SEEKING HEALTH CARE AT A CHARITABLE ORGANIZATION ARE NOT LIABLE,