

CHAPTER 750

(Senate Bill 165)

AN ACT concerning

Charitable Organizations - Volunteer Immunity from Liability

FOR the purpose of prohibiting the imposition of personal liability for damages on certain volunteers of charitable organizations; defining certain terms; providing conditions under which personal liability for damages will and will not be imposed on volunteers of charitable organizations; providing for a certain exception; and generally relating to civil liability for damages of volunteers of certain charitable organizations.

BY adding to

Article - Courts and Judicial Proceedings
Section 5-313
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

5-313.

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

(2) "CHARITABLE ORGANIZATION" MEANS AN ORGANIZATION, INSTITUTION, ASSOCIATION, SOCIETY, OR CORPORATION THAT IS EXEMPT FROM TAXATION UNDER § 501(C)(3) OF THE INTERNAL REVENUE CODE OF 1954.

(3) "COMPENSATION" DOES NOT INCLUDE ACTUAL AND NECESSARY EXPENSES THAT ARE INCURRED BY A VOLUNTEER IN CONNECTION WITH THE SERVICES THAT HE PERFORMS FOR A CHARITABLE ORGANIZATION, AND THAT ARE REIMBURSED TO THE VOLUNTEER OR OTHERWISE PAID.

(4) --"CORPORATE--SERVICES"--MEANS--SERVICES--THAT--ARE PERFORMED--BY--A--VOLUNTEER--WHO--IS--ASSOCIATED--WITH--A--CHARITABLE ORGANIZATION--AND--THAT--REFLECT--DUTIES--OR--RESPONSIBILITIES--ARISING UNDER--§--501(C)(3)--OF--THE--INTERNAL--REVENUE--CODE--OF--1954.

(5) --"SUPERVISORY--SERVICES"--MEANS--SERVICES--THAT--ARE PERFORMED--BY--A--VOLUNTEER--WHO--IS--ASSOCIATED--WITH--A--CHARITABLE ORGANIZATION--AND--THAT--INVOLVE--DUTIES--AND--RESPONSIBILITIES--IN