

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1995.

Approved May 25, 1995.

CHAPTER 554

(House Bill 549)

AN ACT concerning

Volunteer Providers and Physicians – Immunity – Insurance Requirement

FOR the purpose of repealing a requirement compelling certain volunteer health care providers and physicians at charitable organizations or the charitable organizations at which they work to carry a certain amount of insurance to qualify the providers and physicians for immunity from certain types of civil liability; and generally relating to immunity from civil liability for volunteer health care providers and physicians.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 5-309.3(b)
Annotated Code of Maryland
(1989 Replacement Volume and 1994 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.

(b) (1) A volunteer who is a health care provider or physician who renders health care services voluntarily and without compensation to any person seeking health care at a charitable organization is not liable, for any amount in excess of any applicable limit of insurance coverage, in any suit for civil damages for any act or omission resulting from the rendering of such services unless the act or omission constitutes:

- (i) Willful or wanton misconduct;
- (ii) Gross negligence; or
- (iii) Intentionally tortious conduct.

(2) A volunteer who is a health care provider or physician who renders health care services voluntarily and without compensation to any person seeking health care through a charitable organization chartered to provide health care services to