# MAINE STATE LEGISLATURE

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## SECOND REGULAR SESSION

# ONE HUNDRED AND THIRTEENTH LEGISLATURE

# Legislative Document

No. 2100

S.P. 799 In Senate, January 20, 1988
Approved for Introduction by a Majority of the Legislative
Council pursuant to Joint Rule 26.

Reference to the Committee on Judiciary suggested and ordered printed.

JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator GILL of Cumberland.
Cosponsored by Representative DELLERT of Gardiner,
Representative THISTLE of Dover-Foxcroft, Speaker MARTIN of
Eagle Lake.

### STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-EIGHT

1	AN ACT to Provide for Limited Immunity from
2	Civil Liability for Volunteers and
3	Auxilians Contributing Time in Health Care
4	Institutions.
5	

- 6 Be it enacted by the People of the State of Maine as follows:
- 8 14 MRSA §169 is enacted to read:

9

§169. Immunity for volunteers in health care

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# institutions

1

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<ol> <li>Immunity.</li> </ol>			including
corporations, who donate	time	in the care,	treatment
or comfort of patients	of	health care	providers
described in subsection 2	2, sha	all be immune	from suit
arising from their cond	uct,	provided that	immunity
from suit shall be rem	oved	when their c	onduct is
willful or wanton. Noth		in this section	
construed to grant immuni	ty to	a health car	e provider
described in subsection 2.			

2. Application. Subsection l applies to nonprofit corporations, associations and organizations which are exempt from federal income taxation under the United States Internal Revenue Code of 1954, Section 501.

#### STATEMENT OF FACT

This bill provides a limited immunity from civil suit to individuals or corporations donating time to health care providers as long as that conduct is not wanton or willful. The health care provider still remains subject to a civil action for any acts.

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