

## Displaying information for All Roles located in Arkansas for All Scenarios

### **Liability: Professional Responsibility of Health Care Practitioner**

ACA 12-87-108(f)

Other medical professional, Nurse, Physician, EMT, Veterinarian, Dentist, Pharmacist, Social Worker

An Arkansas licensing board can impose sanctions upon a health practitioner licensed in the state for conduct occurring outside of the state, a health practitioner licensed outside of the state for conduct occurring within the state for a declared emergency, or report to a licensing board outside the state regarding conduct occurring within the state by an out-of-state health practitioner.

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### **Good Samaritan Law: Health Care Professional**

ACA 17-95-101(a)

Other medical professional, Nurse, Physician, EMT, Veterinarian, Dentist, Pharmacist, Social Worker

A health care professional who, in good faith, voluntarily, and without compensation, provides emergency care or assistance at the scene of an emergency or accident will not be held legally responsible for acting or failing to act. They can be held legally responsible if acting with extreme carelessness or intent to cause harm.

Generally, Good Samaritan laws only offer protection for those individuals who provide care during spontaneous emergencies unrelated to volunteer deployment.

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### **Liability: Reliance on Volunteer Health Practitioner Registration System**

ACA 12-87-111(c)

Other medical professional, Volunteer / Other, Nurse, Physician, EMT, Government Public Health, Firefighter, Law Enforcement, Veterinarian, Dentist, Pharmacist, Social Worker

An individual who relies on information provided by a volunteer health practitioner registration system will not be held legally responsible for the reliance or use of the information. They can be held legally responsible if acting with extreme carelessness or intent to cause harm.

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### **Liability: Intrastate Mutual Aid**

ACA 12-75-119(h)

Other medical professional, Volunteer / Other, Nurse, Physician, EMT, Government Public Health, Firefighter, Law Enforcement, Veterinarian, Dentist, Pharmacist, Social Worker

An emergency responder who, in good faith, provides emergency management services and complies with, or attempts to comply with, rules from the requesting jurisdiction will not be held legally responsible for acting or failing to act. They can be held legally responsible if acting with extreme carelessness or intent to cause harm.

**Liability: Providing Shelter**

ACA 12-75-125

Volunteer / Other

An individual who owns or controls real estate and, voluntarily and without compensation, allows the use of the real estate for the purpose of sheltering people during an actual, impending, or mock disaster or attack will not be held legally responsible for causing the death or injury to a person on the real estate or the loss or damage to a person's property while on their real estate. This section extends to include the voluntary use of motor vehicles, boats, or aircraft.

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**Liability: Providing Goods and Services**

ACA 16-6-105

Other medical professional, Volunteer / Other, Nurse, Physician, EMT, Government Public Health, Firefighter, Law Enforcement, Veterinarian, Dentist, Pharmacist, Social Worker

An individual who, in good faith, voluntarily, and without compensation, provides goods or services will not be held legally responsible for injuries to a person or damages to property. They can be held legally responsible when they are covered by insurance, acting with extreme carelessness, or they operate a motor vehicle, aircraft, or boat with carelessness. The insurance exception does not apply to health care professionals.

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**Liability: Administration of Epi Pen**

ACA 20-13-406

Other medical professional, Volunteer / Other, Nurse, Physician, EMT, Government Public Health, Firefighter, Law Enforcement, Veterinarian, Dentist, Pharmacist, Social Worker

An individual who, in good faith and without compensation, administers epinephrine to another person will not be held legally responsible for acting or failing to act. They can be held legally responsible if acting with extreme carelessness or intent to cause harm. This section includes a physician who provides epinephrine, someone who provides training for the use of epinephrine, the location where the epinephrine is used, and person holding a certificate.

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**Liability: Emergency Responder**

ACA 12-75-128(b)

Other medical professional, Volunteer / Other, Nurse, Physician, EMT, Government Public Health, Firefighter, Law Enforcement, Veterinarian, Dentist, Pharmacist, Social Worker

An emergency responder who, in good faith, complies, or attempts to comply, with rules and regulations will not be held legally responsible for activities related to the emergency aid resulting in death or injury to another person or damage to property. They can be held legally responsible if acting with extreme carelessness or intent to cause harm.

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**Liability: Architect and Engineer**

ACA 17-15-106

Volunteer / Other

When an emergency declaration is in effect, a registered architect or professional engineer who, voluntarily and without compensation, provide their services at the request of a government official will not be held legally responsible for any injury or death to a person or damage or loss of property related to the services they provided. They can be held legally responsible if they act with extreme carelessness or intent to cause harm. This immunity is only applicable through the duration of a declared emergency and up to 90 days following.

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**Liability: Professional Engineer**

ACA 17-30-106

Volunteer / Other

When an emergency declaration is in effect, a professional engineer who, voluntarily and without compensation, provides professional services at the request of a government official will not be held legally responsible for injury or death to a person or damage or loss of property related to the services they provided. They can be held legally responsible if acting with extreme carelessness or intent to cause harm. This immunity is only applicable through the duration of a declared emergency and up to 90 days following.

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**Liability: Administration of Opioid Antagonist**

ACA 20-13-1804(b)

Other medical professional, Volunteer / Other, Nurse, Physician, EMT, Government Public Health, Firefighter, Law Enforcement, Veterinarian, Dentist, Pharmacist, Social Worker

An individual who reasonably believes a person is experiencing an opioid related overdose and administers an opioid antagonist will not be held legally responsible.

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**Powers, Immunities, and Privileges when Providing Mutual Aid**

ACA 12-75-128(f)

Other medical professional, Volunteer / Other, Nurse, Physician, EMT, Government Public Health, Firefighter, Law Enforcement, Veterinarian, Dentist, Pharmacist, Social Worker

An emergency responder who acts pursuant to a compact, agreement, or arrangement for mutual aid will receive the same powers, immunities, and privileges in Arkansas or the requesting political subdivision as if they were in their home jurisdiction.

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**Liability: Volunteer Health Practitioner**

ACA 12-87-111(a)-(b)

Other medical professional, Nurse, Physician, EMT, Veterinarian, Dentist, Pharmacist, Social Worker

A volunteer health practitioner who provides health or veterinary services will not be held legally responsible for providing these services. They can be held legally responsible if acting with extreme carelessness or intent to cause harm.

**Good Samaritan Law: Non-Health Care Professional**

ACA 17-95-101(b)

Volunteer / Other

A non-health care professional who believes that an injured person's life, health, or safety requires immediate care, and who, in good faith, provides care at the scene of an accident or emergency will not be held legally responsible. They can be held legally responsible if acting with extreme carelessness or intent to cause harm.

Generally, Good Samaritan laws only offer protection for those individuals who provide care during spontaneous emergencies unrelated to volunteer deployment.

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**Good Samaritan Law: Physician Assistant**

ACA 17-105-119

Other medical professional

A physician assistant who, in good faith, voluntarily, and without compensation, provides emergency care or assistance at the scene of an emergency or accident will not be held legally responsible for acting or failing to act. They can be held legally responsible if acting with extreme carelessness or intent to cause harm.

Generally, Good Samaritan laws only offer protection for those individuals who provide care during spontaneous emergencies unrelated to volunteer deployment.

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**Liability: Health Care Professional Prescription of Opioid Antagonist**

ACA 20-13-1804(a)

Other medical professional, Nurse, Physician, EMT, Law Enforcement, Dentist, Pharmacist, Social Worker

A health care professional who, in good faith, directly, or by standing order, prescribes an opioid antagonist to an individual at risk of an opiate overdose, a pain management clinic, a harm reduction organization, an emergency medical services provider, a law enforcement officer, or a family member or friend of a person at risk of an opioid related drug overdose will not be held legally responsible for conduct regarding the opioid antagonist. A pharmacist who, in good faith, dispenses an opioid antagonist will not be held legally responsible.

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**License Reciprocity: Business and Employee**

ACA 12-88-104

Other medical professional, Volunteer / Other, Nurse, Physician, EMT, Government Public Health, Firefighter, Law Enforcement, Veterinarian, Dentist, Pharmacist, Social Worker

When an emergency declaration is in effect, an out-of-state business or employee in the state solely to perform work or services related to a declared emergency is not required to follow state licensing, certification, and registration requirements.

**Powers, Immunities, and Privileges when Providing Mutual Aid**

ACA 12-75-128(f)

Other medical professional, Volunteer / Other, Nurse, Physician, EMT, Government Public Health, Firefighter, Law Enforcement, Veterinarian, Dentist, Pharmacist, Social Worker

An emergency responder who acts pursuant to a compact, agreement, or arrangement for mutual aid will receive the same powers, immunities, and privileges in Arkansas or the requesting political subdivision as if they were in their home jurisdiction.

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**Scope of Practice: Retired Law Enforcement Officer**

ACA 12-75-130

Law Enforcement

The Governor, county sheriff, or municipal law enforcement chief can authorize and request retired law enforcement officers to perform law enforcement functions.

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**License Reciprocity: Intrastate Mutual Aid**

ACA 12-75-119(e)

Other medical professional, Volunteer / Other, Nurse, Physician, EMT, Government Public Health, Firefighter, Law Enforcement, Veterinarian, Dentist, Pharmacist, Social Worker

When an emergency declaration is in effect or during a training exercise, an emergency responder who is requested to provide aid in another jurisdiction and holds a license, certificate, or permit will be considered licensed, certified, or permitted in the requesting jurisdiction.

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**Non-Licensed Emergency Responder**

ACA 12-75-128(g)

Volunteer / Other, Firefighter, Law Enforcement

An emergency responder is not required to possess a license, certificate, or permit for official recognition of their expertise unless the area of expertise requires a license, certificate, or permit to legally engage in the activity.

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**License Reciprocity: Volunteer Health Practitioner**

ACA 12-87-106

Other medical professional, Nurse, Physician, EMT, Veterinarian, Dentist, Pharmacist, Social Worker

When an emergency declaration is in effect, a volunteer health practitioner who is registered with a volunteer registration system and licensed in good standing in another state can practice in Arkansas as if they were licensed in the state.

**License Reciprocity: Professional, Mechanical, and Other Skills**

ACA 12-75-128(e)

Volunteer / Other

Requirements for a license to practice a professional, mechanical, or other skills does not apply to an authorized emergency responder when they utilize their professional, mechanical, or other skills during their authorized activities. This section does not extend to medical professionals.

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**License Reciprocity: Architect**

ACA 17-15-312(a)(3)

Volunteer / Other

When an emergency declaration is in effect, an out-of-state registered architect who, voluntarily and without compensation, provides their services at the request of a government official is not required to become registered in Arkansas.

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**Scope of Practice: Out-of-State Volunteer Health and Veterinary Practitioner**

ACA 12-87-108

Other medical professional, Nurse, Physician, EMT, Veterinarian, Dentist, Pharmacist

A volunteer health or veterinary practitioner must follow the scope of practice for a similarly licensed practitioner within the state they are deploying to unless this scope of practice is beyond the volunteer's personal scope of practice. The Arkansas Department of Emergency Management or a host entity can restrict a practitioner's scope of practice. A volunteer health or veterinary practitioner does not engage in unauthorized practice unless they had reasonable knowledge of the limitation, modification, or restriction on their scope of practice.

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**Powers, Immunities, and Privileges when Providing Mutual Aid**

ACA 12-75-128(f)

Other medical professional, Volunteer / Other, Nurse, Physician, EMT, Government Public Health, Firefighter, Law Enforcement, Veterinarian, Dentist, Pharmacist, Social Worker

An emergency responder who acts pursuant to a compact, agreement, or arrangement for mutual aid will receive the same powers, immunities, and privileges in Arkansas or the requesting political subdivision as if they were in their home jurisdiction.

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**Deployment of Ambulance Services Out-of-State**

007 28 CARR 001(15)

Volunteer / Other, EMT, Government Public Health

An ambulance service must contact the Arkansas State Board of Health prior to deploying to another state pursuant to federal, state, or private contract or agreement for disaster aid.

### **Workers' Compensation: Emergency Responder**

ACA 12-75-129

Other medical professional, Volunteer / Other, Nurse, Physician, EMT, Government Public Health, Firefighter, Law Enforcement, Veterinarian, Dentist, Pharmacist, Social Worker

An emergency responder injured or killed while engaging in emergency management duties ordered by the State or a political subdivision is entitled to workers' compensation from either the State or the political subdivision in control of the emergency management.

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### **Workers' Compensation: Intrastate Mutual Aid**

ACA 12-75-119(g)

Other medical professional, Volunteer / Other, Nurse, Physician, EMT, Government Public Health, Firefighter, Law Enforcement, Veterinarian, Dentist, Pharmacist, Social Worker

An emergency responder who is injured or killed while providing aid to a requesting jurisdiction is entitled to the same workers' compensation as is available when they are within their home jurisdiction.

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### **Workers' Compensation: Registered Volunteer Health Practitioner**

ACA 12-87-11

Other medical professional, Nurse, Physician, EMT, Veterinarian, Dentist, Pharmacist

A registered volunteer health practitioner injured or killed while engaging in emergency management duties ordered by the State or a political subdivision is entitled to workers' compensation from either the State or the political subdivision in control of the emergency management.

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### **Relevant Compacts**

Interstate Civil Defense and Disaster Compact  
Nurse Licensure Compact  
Emergency Management Assistance Compact