

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

### Liability: Use of an AED

22 MRs 2150-C

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

An individual, who acquires, owns, retrieves, or uses an AED or a physician who issues a prescription for an AED, 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.

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### Liability: Emergency Management Activities

37-B MRS 822

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

The state, a political subdivision, a person participating in emergency management activities, or a person, who, voluntarily and without compensation, allows the use of their property as an emergency management shelter and is complying, or attempting to comply, with the rules adopted by the Emergency Management Agency, will not be held legally responsible for injuries or damage to a person or property.

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### Liability: Volunteer Emergency Medical Services

24 MRS 2904(1)(B)

EMT

When an emergency declaration is in effect, an emergency medical services person, who, voluntarily and without compensation, provides their services within their scope of practice during the State's response, 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.

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### Liability: Nonprofit Director, Officer, or Volunteer

14 MRS 158-A

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

A director, officer, or volunteer of a nonprofit organization, who is acting within the scope of their duties and activities, will not be held legally responsible for injuries or damages to a person or property.

This section does not apply while they operate a vehicle, vessel, or aircraft.

### **Good Samaritan Law: Veterinarian**

32 MRS 4877

Veterinarian

A veterinarian, who, in good faith, provides emergency care to an animal when the owner cannot be identified, is not required to establish a veterinarian-client-patient relationship prior to providing the care.

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: Animal Rescue**

32 MRS 4874

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

An individual, who, voluntarily and without compensation, provides emergency treatment or rescue assistance to an animal, 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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### **Good Samaritan Law**

14 MRS 164

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

An individual, who, voluntarily and without compensation, provides emergency treatment or rescue assistance to a person, will not be held legally responsible for acting or failing to act. They can be held legally responsible if the care is provided in a health care facility or if acting with extreme carelessness or intent to cause harm.

This section also applies to members or employees of a nonprofit or government ambulance, rescue, or emergency unit regardless if they receive a salary from the unit.

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: Emergency Services in Another Municipality**

30-A MRS 3156

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

Municipal or volunteer firefighters or emergency services personnel, who provide aid in another municipality, will receive the same immunity as if they were in their own municipality.

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**Liability: Use of an Epi Pen**

22 MRS 2150-G(5)

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

An individual who has completed the appropriate training, and who, in good faith, administers or provides an epi pen to another person, will not be held legally responsible for any damage or injuries. They can be held legally responsible if acting with extreme carelessness or intent to cause harm.

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**Liability: Volunteer Retired Physician, Podiatrist, or Dentist**

24 MRS 2904(2)

Physician, Dentist

A retired licensed physician, podiatrist, or dentist, who, voluntarily and without compensation, provides their services within their scope of practice to a nonprofit organization or members or recipients of services from a nonprofit, an agency of the state or a political subdivision, or to support the state's response to an emergency declaration, will not be held legally responsible for injuries or damages to a person. They can be held legally responsible if acting with extreme carelessness or intent to cause harm.

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**Good Samaritan Law: Osteopathic Physician**

32 MRS 2594

Physician

An osteopathic physician, who provides emergency care with due care at the scene of an accident, will not be held legally responsible for acting or failing to act.

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

**License Reciprocity: Interpreter**

32 MRS 1525--A

Volunteer / Other

An interpreter, who is a resident of another jurisdiction and provides, without compensation, their service for less than 160 hours per year in the State, is not required to become licensed in the State.

When an emergency declaration is in effect, services provided will not count towards the 160 hour limit.

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**License Reciprocity: Emergency Medical Services**

CMR 16-163-010

EMT

An out-of-state licensed ambulance service, vehicle, or person, who provides emergency medical services during a mass casualty situation in Maine, is not obligated to follow licensing requirements.

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**Retired License: Physician**

CMR 02-373-001(3)(1)(D)

Physician

A retired physician can apply to change their license status to volunteer so they can provide their services to low income and needy patients without compensation.

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**License Reciprocity: Business or Employee**

10 MRS 9903

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

When an emergency declaration is in effect, an out-of-state business and its employees, who are in the state to provide aid, are not required to follow local or state business or occupational licensing requirements.

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**License Reciprocity: Physician**

32 MRS 3278

Physician

When an emergency declaration is in effect, an out-of-state licensed physician, who can provide proof of qualifications for licensure, will be issued a temporary license.

This license will be effective for up to 100 days and can be charged up to \$400.

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**Scope of Practice: Naturopathic Medicine**

32 MRS 12522

Physician

A naturopathic doctor can provide emergency medicine, only when providing care as a Good Samaritan and without compensation. This does not include minor injuries.

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**Good Samaritan Law: Veterinarian**

32 MRS 4877

Veterinarian

A veterinarian, who, in good faith, provides emergency care to an animal when the owner cannot be identified, is not required to establish a veterinarian-client-patient relationship prior to providing the care.

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

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**Workers' Benefits: Volunteer Firefighter Leave**

26 M.R.S. 809

Firefighter

An employer cannot terminate or discipline an employee who is a volunteer firefighter if the employee is late or absent because they were responding to an emergency. An employer can request a written statement from the supervisor of the emergency volunteer and charge any lost time against the employee. If time permits, the employee must notify their employer of their absence due to an emergency.

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**Workers' Benefits: State Employee Volunteer Leave**

5 M.R.S. 19-B

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

An employee of Maine, who is a certified disaster service volunteer of the American Red Cross, can be granted either paid leave, leave with use of compensated time off, or a combination of the two. The leave will only be granted for services during an emergency declared by the Governor or President.

This is limited to 15 work days in a 12 month period either consecutively or nonconsecutively .

**Workers' Benefits: County or Municipal Employee Volunteer Leave**

30-A M.R.S. 2705

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

A county or municipal employee, who is a certified disaster service volunteer of the American Red Cross, can be granted either paid leave, leave with use of compensated time off, or a combination of the two. The leave will only be granted for services during an emergency declared by the Governor or President.

This is limited to 15 work days in a 12 month period either consecutively or nonconsecutively .

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**Workers' Compensation: Search or Rescue Worker**

39-A MRS 102(11)(F)

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

A search and rescue worker, who is certified by the Director of the Maine Emergency Management Agency, will be considered a State employee and is entitled to workers' compensation if injured or killed while performing their duties.

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**Workers' Compensation: Emergency Medical Services**

CMR 16-163-016

EMT

An emergency medical services personnel, who is killed while performing their duties, is entitled to workers' compensation. They will not be entitled to the benefit if it is found they were acting with extreme carelessness or intent to cause harm, were under the influence of alcohol, or if they were a contributing factor to their death.

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**Relevant Compacts**

- Nurse Licensure Compact
- Recognition of Emergency Medical Services Personnel Licensure Interstate Compact
- International Emergency Management Assistance Compact
- Emergency Management Assistance Compact
- Northeastern Interstate Forest Fire Protection Compact