

## Liability: Volunteer Emergency Medical Services

### 24 MRS 2904(1)(B)

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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### Immunity from civil liability for volunteer activities

1. Health Care Practitioners. Notwithstanding any inconsistent provision of any public or private and special law, an individual is not liable for an injury or death arising from medical services provided as described in this subsection unless the injury or death was caused willfully, wantonly or recklessly or by gross negligence of the individual if that individual is:

B. An emergency medical services person who voluntarily, without the expectation or receipt of monetary or other compensation either directly or indirectly, provides emergency medical services within the scope of that person's licensure:

- 1) To support the State's response to a public health threat as defined in Title 22, section 801, subsection 10;
- 2) To support the State's response to an extreme public health emergency as defined in Title 22, section 801, subsection 4-A; or
- 3) To support the State's response to a disaster as defined in Title 37-B, section 703, subsection 2.