

Liability: Nonprofit Volunteer

N.D. Cent. Code, 32-03-45

An individual who, in good faith, provides services within the scope of their volunteer duties with a nonprofit organization, will not be held legally responsible for acting or for failing to act. They can be held legally responsible if acting with extreme carelessness or intent to cause harm. They can also be held legally responsible for causing injury or damage to property while operating a motor vehicle.

Immunity of volunteers providing services for nonprofit organizations

Except as provided in section 32-03-46, any person who, on a volunteer basis, provides services or performs duties on behalf of a nonprofit organization is immune from civil liability for any act or omission resulting in damage or injury if at the time of the act or omission all of the following are met:

1. The person who caused the damage or injury was acting in good faith and in the scope of that person's duties as a volunteer for the nonprofit organization.
2. The act or omission did not constitute willful misconduct or gross negligence.

This section does not grant immunity to any person causing damage as the result of the negligent operation of a motor vehicle.