

Liability: State and Expert Emergency Epidemic Response Committee

CRS 24-33.5-711.5(1)

The State or a member of the expert emergency epidemic response committee who gives advice and exercises the advice will not be held legally responsible for acting or failing to act. They can be held legally responsible if willfully disregarding the best interest of protecting and maintaining the public health.

Governor's expert emergency epidemic response committee - compensation - liability

(1) Neither the state nor the members of the expert emergency epidemic response committee designated or appointed pursuant to section 24-33.5-704 (8) are liable for any claim based upon the committee's advice to the governor or the alleged negligent exercise or performance of, or failure to exercise or perform an act relating to an emergency epidemic. Liability against a member of the committee may be found only for wanton or willful misconduct or willful disregard of the best interests of protecting and maintaining the public health. Damages awarded on the basis of such liability shall not exceed one hundred thousand dollars for any injury to or damage suffered by one person or three hundred thousand dollars for an injury to or damage suffered by three or more persons in the course of an emergency epidemic.