

Good Samaritan Law: Physician Assistant

NY CLS Educ 6545

A physician assistant who, voluntarily and without compensation, provides care at the scene of an emergency without proper or necessary medical equipment will not be held legally responsible acting or failing to act. They can be held legally responsible if acting with extreme carelessness.

This does not relieve liability when providing care in normal and ordinary situations.

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

Emergency Services Rendered by Physician Assistant

Emergency services rendered by physician assistant. Notwithstanding any inconsistent provision of any general, special or local law, any physician assistant properly licensed in this state who voluntarily and without the expectation of monetary compensation renders first aid or emergency treatment at the scene of an accident or other emergency, outside a hospital, doctor's office or any other place having proper and necessary medical equipment, to a person who is unconscious, ill or injured, shall not be liable for damages for injuries alleged to have been sustained by such person or for damages for the death of such person alleged to have occurred by reason of an act or omission in the rendering of such first aid or emergency treatment unless it is established that such injuries were or such death was caused by gross negligence on the part of such physician assistant. Nothing in this section shall be deemed or construed to relieve a licensed physician assistant from liability for damages for injuries or death caused by an act or omission on the part of a physician assistant while rendering professional services in the normal and ordinary course of his or her practice.