

PUBLIC HEALTH CODE (EXCERPT)
Act 368 of 1978

333.16185 Care by individual under special volunteer license; civil liability; gross negligence; definitions.

Sec. 16185. (1) Subject to subsection (2), an individual who provides care under a special volunteer license to engage in the practice of a health profession granted under section 16184 is not liable in a civil action for personal injury or death proximately caused by the professional negligence or malpractice of the individual in providing the care if both of the following apply:

(a) The care is provided at a health facility or agency that provides at least 75% of its care annually to medically indigent individuals.

(b) The individual does not receive and does not intend to receive compensation for providing the care.

(2) Subsection (1) does not apply if the negligent conduct or malpractice of the individual is gross negligence.

(3) As used in this section:

(a) "Gross negligence" means conduct so reckless as to demonstrate a substantial lack of concern for whether an injury results.

(b) "Medically indigent individual" means that term as defined in section 106 of the social welfare act, 1939 PA 280, MCL 400.106.

History: Add. 2006, Act 25, Imd. Eff. Feb. 16, 2006;—Am. 2011, Act 55, Imd. Eff. June 8, 2011;—Am. 2012, Act 4, Imd. Eff. Feb. 7, 2012;—Am. 2013, Act 171, Imd. Eff. Nov. 18, 2013.

Popular name: Act 368