

IC 34-30-13.5

Chapter 13.5. Health Care: Immunity for Persons Providing Services in a Disaster

IC 34-30-13.5-1

Immunity

Sec. 1. Except as provided in section 2 of this chapter, a person who meets the following criteria may not be held civilly liable for an act or omission relating to the provision of health care services in response to an event that is declared a disaster emergency under IC 10-14-3-12, regardless of whether the provision of health care services occurred before or after the declaration of a disaster emergency:

- (1) Has a license to provide health care services under Indiana law or the law of another state.
- (2) Provides a health care service:
 - (A) within the scope of the person's license to another person; and
 - (B) at a location where health care services are provided during an event that is declared as a disaster.

As added by P.L.138-2006, SEC.13.

IC 34-30-13.5-2

Liability for gross negligence or willful misconduct

Sec. 2. A person described in this chapter is not immune from civil liability if the damages resulting from the act or omission relating to the provision of the health care services resulted from the person's gross negligence or willful misconduct.

As added by P.L.138-2006, SEC.13.

IC 34-30-13.5-3

Immunity of facility

Sec. 3. A facility or other location that is providing health care services in response to an event that is declared as a disaster emergency may not be held civilly liable for an act or omission relating to the provision of health care services in response to that event by a health professional licensed to provide the health care service under Indiana law or the law of another state if the person is acting during an event that is declared as a disaster emergency, regardless of whether the provision of health care services occurred before or after the declaration of a disaster emergency.

As added by P.L.138-2006, SEC.13.