

PHYSICIAN LIABILITY RELEASE

Many physicians, chiropractors and physician assistants around the state complete the SOGA application for participation form for Special Olympics Athletes free of charge. Please call the SOGA Office if you need help locating a physician or chiropractor in your community. Occasionally, a physician will be concerned with liability issues. The following Senate Bill releases physicians from liability if they sign the SOGA medical form.

AS PASSED AS PASSED AS PASSED AS PASSED AS PASSED SENATE BILL NO. TWO(2)

BY: SENATORS KENNEDY OF THE 4TH, COLEMAN OF THE 1ST,
GOWARD OF THE 42ND, BARNES OF THE 33RD, MCKENZIE OF THE 14TH,
DEAL OF THE 49TH, AND OTHERS.

- (1) NO HEALTH CARE PROVIDER LICENSED UNDER CHAPTER 11, 26, 34 OF TITLE 43 WHO VOLUNTARILY AND WITHOUT THE EXPECTATION OR RECEIPT OF COMPENSATION PROVIDES PROFESSIONAL SERVICES, WITHIN THE SCOPE OF SUCH HEALTH CARE PROVIDER'S LICENSURE, FOR AND AT THE REQUEST OF A HOSPITAL, PUBLIC SCHOOL, NONPROFIT ORGANIZATION, OR AN AGENCY OF THE STATE AT ONE OF ITS POLITICAL SUB DIVISIONS, OR PROVIDES SUCH PROFESSIONAL SERVICES TO A PERSON AT THE REQUEST OF SUCH AN ORGANIZATION, WHICH ORGANIZATION DOES NOT EXPECT OR RECEIVE COMPENSATION WITH RESPECT TO SUCH SERVICES FROM THE RECIPIENT OF SUCH SERVICES; OR
- (2) NO LICENSED HOSPITAL, PUBLIC SCHOOL, NON PROFIT ORGANIZATION, OR AN AGENCY OF THE STATE AT ONE OF ITS POLITICAL SUB DIVISIONS WHICH REQUESTS, SPONSORS OR PARTICIPATES IN THE PROVIDING OF THE SERVICES UNDER CIRCUMSTANCES PROVIDED IN PARAGRAPH (1) OF THIS SUBSECTION SHALL BE LIABLE FOR DAMAGES OF INJURIES ALLEGED TO HAVE BEEN SUSTAINED BY THE PERSON, NOT FOR DAMAGES FOR THE INJURY OR DEATH OF THE PERSON WHEN THE INJURIES OR DEATH ARE ALLEGED TO HAVE OCCURRED BY REASON OF AN ACT OR OMISSION IN THE RENDERING OF SUCH SERVICES.
- (3) THIS CODE SECTION SHALL APPLY TO CAUSES OF ACTION ARISING ON OR AFTER JULY 1, 1987.