

CHAPTER 116**(HB 68)**

AN ACT relating to medical licensure, and declaring an emergency.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 311 IS CREATED TO READ AS FOLLOWS:

Any member of the impaired physicians program created under KRS 311.616, as well as any administrator, staff member, consultant, agent, or employee of the program acting within the scope of his or her duties and without actual malice, and all other persons who furnish information to the program in good faith and without actual malice, shall not be liable for any claim or damages as a result of any statement, decision, opinion, investigation, or action taken by the program, or by any individual member of the program.

Section 2. Whereas the impaired physicians program provides critical services to the Board of Medical Licensure and serves to protect the health and safety of the public, and there is an immediate need for the program to receive important information without fear of liability, an emergency is declared to exist and this Act shall take effect upon signature of the Governor or upon its otherwise becoming law.

Approved March 18, 2003