

## **KRS 411.200**

Immunity from civil liability of officer, director, or trustee of nonprofit organization. –Any person who serves as a director, officer, volunteer or trustee of a nonprofit organization qualified as a tax-exempt organization under Section 501(c) of the Internal Revenue Code of 1986, as from time to time amended, and who is not compensated for such services on a salary prorated equivalent basis, shall be immune from civil liability for any act or omission resulting in damage or injury occurring on or after July 15, 1988, if such person was acting in good faith and within the scope of his official duties, unless such damage or injury was caused by the willful or wanton misconduct of such person. (Enact. Acts 1988, ch 2, 1, effective July 15, 1988.)

Opinions of Attorney General. This section is unconstitutional and in violation of 14, 15 and 241 of the Kentucky Constitution to the extent that it attempts to immunize from civil liability any act or omission resulting in damage or injury caused by a person who serves as a director, officer, volunteer or a trustee of a nonprofit organization. OAG 91-89.