

**13-1121. Hospital liability; loaned servant exception.**

A hospital is not responsible for acts or omissions of its employees where [a doctor] [or] [an operating surgeon] has assumed the exclusive right to control and supervise the activity of \_\_\_\_\_ (*hospital nurses, assistants, attendants, etc.*) [during the course of an operation] [during specific treatment under the immediate and direct control and supervision of the doctor]. It is for you to determine whether the [doctor] [surgeon] assumed the exclusive right to control the employee or whether the right of control over the employee was shared with the hospital.  
[As amended, effective August 15, 1997.]