

April 15, 1999

H 1118. LIMIT LIABILITY/DEFIBRILLATORS. TO LIMIT LIABILITY WHEN A PERSON USES AN AUTOMATED EXTERNAL DEFIBRILLATOR TO RENDER EMERGENCY TREATMENT TO SAVE THE LIFE OF A PERSON IN CARDIAC ARREST. Adds new GS 90-21.15 for purpose indicated in title. Provides that person or entity who in good faith and without compensation renders emergency care or treatment by using automated external defibrillator (defined in act; act also specifies duties concerning its use) is immune from civil liability for personal injury as result of that care or treatment or as result of act or failure to act in providing or arranging further medical treatment when that person acts as ordinary, reasonable prudent person would have acted under same or similar circumstances. Immunity does not apply when there is gross negligence or willful or wanton misconduct. Effective for causes of action arising on or after Oct. 1, 1999.

Intro. by Wright.

Ref. to Health

GS 90

April 27, 1999

H 1118. LIMIT LIABILITY/DEFIBRILLATORS. Intro. 4/15/99. House committee substitute makes the following changes to 1st edition. Replaces substantive provisions with authorization for legislative study on the same subject to report to the 1999-2000 Regular Session of the General Assembly.