

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE HOUSE BILL 2998**

Chapter 150, Laws of 1998

55th Legislature  
1998 Regular Session

LIMITED IMMUNITY FOR USE OF SEMIAUTOMATIC EXTERNAL DEFIBRILLATORS

EFFECTIVE DATE: 6/11/98

Passed by the House February 10, 1998  
Yeas 96 Nays 0

CLYDE BALLARD  
**Speaker of the  
House of Representatives**

Passed by the Senate March 3, 1998  
Yeas 42 Nays 0

BRAD OWEN  
**President of the Senate**

Approved March 25, 1998

GARY LOCKE  
**Governor of the State of Washington**

CERTIFICATE

I, Timothy A. Martin, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 2998** as passed by the House of Representatives and the Senate on the dates hereon set forth.

TIMOTHY A. MARTIN  
**Chief Clerk**

FILED

March 25, 1998 - 4:36 p.m.

**Secretary of State  
State of Washington**

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**SUBSTITUTE HOUSE BILL 2998**

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Passed Legislature - 1998 Regular Session

**State of Washington                      55th Legislature                      1998 Regular Session**

**By** House Committee on Law & Justice (originally sponsored by Representatives Sheahan, Costa and K. Schmidt)

Read first time 02/05/98. Referred to Committee on .

1            AN ACT Relating to limited immunity for use of semiautomatic  
2 external defibrillators; and adding a new section to chapter 70.54 RCW.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4            NEW SECTION.    **Sec. 1.** A new section is added to chapter 70.54 RCW  
5 to read as follows:

6            (1) As used in this section, "defibrillator" means a semiautomatic  
7 external defibrillator as prescribed by a physician licensed under  
8 chapter 18.71 RCW or an osteopath licensed under chapter 18.57 RCW.

9            (2) A person or entity who acquires a defibrillator shall ensure  
10 that:

11            (a) Expected defibrillator users receive reasonable instruction in  
12 defibrillator use and cardiopulmonary resuscitation by a course  
13 approved by the department of health;

14            (b) The defibrillator is maintained and tested by the acquirer  
15 according to the manufacturer's operational guidelines;

16            (c) Upon acquiring a defibrillator, medical direction is enlisted  
17 by the acquirer from a licensed physician in the use of the  
18 defibrillator and cardiopulmonary resuscitation;

1 (d) The person or entity who acquires a defibrillator shall notify  
2 the local emergency medical services organization about the existence  
3 and the location of the defibrillator; and

4 (e) The defibrillator user shall call 911 or its local equivalent  
5 as soon as possible after the emergency use of the defibrillator and  
6 shall assure that appropriate follow-up data is made available as  
7 requested by emergency medical service or other health care providers.

8 (3) A person who uses a defibrillator at the scene of an emergency  
9 and all other persons and entities providing services under this  
10 section are immune from civil liability for any personal injury that  
11 results from any act or omission in the use of the defibrillator in an  
12 emergency setting.

13 (4) The immunity from civil liability does not apply if the acts or  
14 omissions amount to gross negligence or willful or wanton misconduct.

15 (5) The requirements of subsection (2) of this section shall not  
16 apply to any individual using a defibrillator in an emergency setting  
17 if that individual is acting as a good samaritan under RCW 4.24.300.

Passed the House February 10, 1998.

Passed the Senate March 3, 1998.

Approved by the Governor March 25, 1998.

Filed in Office of Secretary of State March 25, 1998.