

REFERENCE TITLE: defibrillators; good Samaritans

State of Arizona
Senate
Forty-eighth Legislature
Second Regular Session
2008

SB 1141

Introduced by
Senators Leff, Aguirre, Landrum Taylor, O'Halleran; Representative Lopes;
Senator Aboud; Representative Anderson

AN ACT

AMENDING SECTION 36-2263, ARIZONA REVISED STATUTES; RELATING TO AUTOMATED
EXTERNAL DEFIBRILLATORS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 36-2263, Arizona Revised Statutes, is amended to
3 read:

4 36-2263. Civil liability; limited immunity; good Samaritan

5 A. The following persons and entities are not subject to civil
6 liability for any personal injury that results from any act or omission that
7 does not amount to willful misconduct or gross negligence:

8 1. A physician who provides supervisory services pursuant to and in
9 compliance with section 36-2262, subsection B.

10 2. A person or entity that provides training in cardiopulmonary
11 resuscitation and use of an automated external defibrillator.

12 3. A person or entity that acquires an automated external
13 defibrillator pursuant to this article if the person or entity complies with
14 the requirements of section 36-2262, subsection A.

15 4. The owner of the property or facility where the automated external
16 defibrillator is located.

17 5. A trained responder as defined in section 36-2262, subsection C.

18 6. A person or entity that provides the automated external
19 defibrillator pursuant to this article.

20 7. A nonprofit entity that, in the placement of an automated external
21 defibrillator pursuant to this article, acts as an intermediary between the
22 provider of an automated external defibrillator and the person or entity that
23 acquired the automated external defibrillator or the owner of the property or
24 facility where the automated external defibrillator is located.

25 8. A GOOD SAMARITAN. FOR THE PURPOSES OF THIS PARAGRAPH, "GOOD
26 SAMARITAN" MEANS A PERSON WHO RENDERS EMERGENCY CARE OR ASSISTANCE IN GOOD
27 FAITH AND WITHOUT COMPENSATION AT THE SCENE OF ANY ACCIDENT, FIRE OR OTHER
28 LIFE-THREATENING EMERGENCY.

29 B. The exception from civil liability provided in subsection A of this
30 section does not affect a manufacturer's product liability regarding the
31 design, manufacturing or instructions for use and maintenance of an automated
32 external defibrillator.