
HOUSE BILL 2367

State of Washington

53rd Legislature

1994 Regular Session

By Representatives Foreman, Mastin, Padden, Fuhrman, Forner, Stevens, Sehlin, Chappell, Campbell and Chandler

Read first time 01/14/94. Referred to Committee on Judiciary.

1 AN ACT Relating to persons rendering aid who had contact with the
2 blood of an injured person; amending RCW 4.24.310; and adding a new
3 section to chapter 4.24 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 4.24 RCW
6 to read as follows:

7 If any person, including but not limited to a volunteer provider of
8 emergency or medical services, who without compensation or the
9 expectation of compensation renders emergency care at the scene of an
10 emergency or who participates in transporting, not for compensation,
11 therefrom an injured person or persons for emergency medical treatment,
12 had contact with the blood of an injured person provided aid by the
13 person rendering aid, the injured person shall submit to blood tests to
14 determine the presence of any blood-borne disease conducted by or under
15 guidelines adopted by the department of health. The person conducting
16 the blood tests or the department of health shall notify the person
17 rendering aid of the test results.

1 **Sec. 2.** RCW 4.24.310 and 1989 c 223 s 1 are each amended to read
2 as follows:

3 For the purposes of RCW 4.24.300 and section 1 of this act the
4 following words and phrases shall have the following meanings unless
5 the context clearly requires otherwise:

6 (1) "Compensation" has its ordinary meaning but does not include:
7 Nominal payments, reimbursement for expenses, or pension benefits;
8 payments made to volunteer part-time and volunteer on-call personnel of
9 fire departments, fire districts, ambulance districts, police
10 departments, or any emergency response organizations; or any payment to
11 a person employed as a transit operator who is paid for his or her
12 regular work, which work does not routinely include providing emergency
13 care or emergency transportation.

14 (2) "Emergency care" means care, first aid, treatment, or
15 assistance rendered to the injured person in need of immediate medical
16 attention and includes providing or arranging for further medical
17 treatment or care for the injured person. Except with respect to the
18 injured person or persons being transported for further medical
19 treatment or care, the immunity granted by RCW 4.24.300 does not apply
20 to the negligent operation of any motor vehicle.

21 (3) "Scene of an emergency" means the scene of an accident or other
22 sudden or unexpected event or combination of circumstances which calls
23 for immediate action.

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