

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1213

54th Legislature
1995 Regular Session

Passed by the House March 7, 1995
Yeas 96 Nays 0

**Speaker of the
House of Representatives**

Passed by the Senate April 6, 1995
Yeas 46 Nays 0

President of the Senate

Approved

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 **HOUSE BILL 1213** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

HOUSE BILL 1213

Passed Legislature - 1995 Regular Session

State of Washington 54th Legislature 1995 Regular Session

By Representatives Brumsickle, Grant, Cody, Basich and McMahan

Read first time 01/17/95. Referred to Committee on Health Care.

1 AN ACT Relating to training of emergency service medical personnel;
2 amending RCW 18.71.210 and 18.71.215; and declaring an emergency.

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

4 **Sec. 1.** RCW 18.71.210 and 1989 c 260 s 4 are each amended to read
5 as follows:

6 No act or omission of any physician's trained mobile intensive care
7 paramedic, intravenous therapy technician, or airway management
8 technician, as defined in RCW 18.71.200 as now or hereafter amended,
9 any emergency medical technician or first responder as defined in RCW
10 18.73.030, done or omitted in good faith while rendering emergency
11 medical service under the responsible supervision and control of a
12 licensed physician or an approved medical program director or
13 delegate(s) to a person who has suffered illness or bodily injury shall
14 impose any liability upon:

15 (1) The trained mobile intensive care paramedic, intravenous
16 therapy technician, airway management technician, emergency medical
17 technician, or first responder;

18 (2) The medical program director;

19 (3) The supervising physician(s);

1 (4) Any hospital, the officers, members of the staff, nurses, or
2 other employees of a hospital;

3 (5) Any training agency or training physician(s);

4 (6) Any licensed ambulance service; or

5 (7) Any federal, state, county, city or other local governmental
6 unit or employees of such a governmental unit.

7 This section shall apply to an act or omission committed or omitted
8 in the performance of the actual emergency medical procedures and not
9 in the commission or omission of an act which is not within the field
10 of medical expertise of the physician's trained mobile intensive care
11 paramedic, intravenous therapy technician, airway management
12 technician, emergency medical technician, or first responder, as the
13 case may be.

14 This section shall ~~((not relieve a physician or a hospital of any~~
15 ~~duty otherwise imposed by law upon such physician or hospital for the~~
16 ~~designation or training of a physician's trained mobile intensive care~~
17 ~~paramedic, intravenous therapy technician, airway management~~
18 ~~technician, emergency medical technician, or first responder, nor shall~~
19 ~~this section relieve any individual or other entity listed in this~~
20 ~~section of any duty otherwise imposed by law for the provision or~~
21 ~~maintenance of equipment to be used by the physician's trained mobile~~
22 ~~intensive care paramedics, intravenous therapy technicians, airway~~
23 ~~management technicians, emergency medical technicians, or first~~
24 ~~responders))~~ apply also, as to the entities and personnel described in
25 subsections (1) through (7) of this section, to any act or omission
26 committed or omitted in good faith by such entities or personnel in
27 rendering services at the request of an approved medical program
28 director in the training of emergency service medical personnel for
29 certification or recertification pursuant to this chapter.

30 This section shall not apply to any act or omission which
31 constitutes either gross negligence or willful or wanton misconduct.

32 **Sec. 2.** RCW 18.71.215 and 1990 c 269 s 20 are each amended to read
33 as follows:

34 The department of health shall defend and hold harmless approved
35 medical program directors, delegates, or agents, including but not
36 limited to hospitals and hospital personnel in their capacity of
37 training emergency service medical personnel for certification or
38 recertification pursuant to this chapter at the request of such

1 directors, for any act or omission committed or omitted in good faith
2 in the performance of (~~his or her~~) their duties.

3 NEW SECTION. **Sec. 3.** This act is necessary for the immediate
4 preservation of the public peace, health, or safety, or support of the
5 state government and its existing public institutions, and shall take
6 effect immediately.

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