

2 **SB 5018** - H COMM AMD **ADOPTED 4-8-97**  
3 By Committee on Law & Justice

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5 Beginning on page 1, after line 5, strike all material through page  
6 2, line 26, and insert the following:

7 "**Sec. 1.** RCW 18.71.210 and 1995 c 65 s 4 and 1995 c 103 s 1 are  
8 each reenacted and amended to read as follows:

9 No act or omission of any physician's trained emergency medical  
10 service intermediate life support technician and paramedic, as defined  
11 in RCW 18.71.200, or any emergency medical technician or first  
12 responder, as defined in RCW 18.73.030, done or omitted in good faith  
13 while rendering emergency medical service under the responsible  
14 supervision and control of a licensed physician or an approved medical  
15 program director or delegate(s) to a person who has suffered illness or  
16 bodily injury shall impose any liability upon:

17 (1) The physician's trained emergency medical service intermediate  
18 life support technician and paramedic, emergency medical technician, or  
19 first responder;

20 (2) The medical program director;

21 (3) The supervising physician(s);

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

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

25 (6) Any licensed ambulance service; or

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

28 This section shall apply to an act or omission committed or omitted  
29 in the performance of the actual emergency medical procedures and not  
30 in the commission or omission of an act which is not within the field  
31 of medical expertise of the physician's trained emergency medical  
32 service intermediate life support technician and paramedic, emergency  
33 medical technician, or first responder, as the case may be.

34 This section shall apply also, as to the entities and personnel  
35 described in subsections (1) through (7) of this section, to any act or  
36 omission committed or omitted in good faith by such entities or

1 personnel in rendering services at the request of an approved medical  
2 program director in the training of emergency medical service  
3 (~~medical~~) personnel for certification or recertification pursuant to  
4 this chapter.

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

7 EXPLANATORY NOTE

8 RCW 18.71.210 was amended twice by the 1995 legislature. Chapter 65 s  
9 4 revised the classifications for emergency medical service personnel  
10 and chapter 103 s 1 revised the liability immunity for emergency  
11 medical service personnel and their supervisors. The purpose of this  
12 bill is to give effect to both amendments by reenacting the section  
13 including both amendments and making technical corrections."

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17 On page 1, line 2 of the title, after "reenacting and amending RCW"  
18 insert "18.71.210,"

19 On page 1, line 3 of the title, after "57.08.050" insert "," and  
20 after "RCW" strike "18.71.210,"

21 EFFECT: Makes additional technical corrections requested by the  
22 department of health.

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