
SENATE BILL 6229

State of Washington

63rd Legislature

2014 Regular Session

By Senators Mullet, Rivers, Frockt, Braun, Hewitt, Baumgartner, and Keiser

Read first time 01/17/14. Referred to Committee on Health Care .

1 AN ACT Relating to good samaritans and life-threatening
2 anaphylaxis; adding a new section to chapter 70.54 RCW; and creating a
3 new section.

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

5 NEW SECTION. **Sec. 1.** The legislature finds that an estimated
6 fifteen million Americans may now have food allergies. According to
7 the United States centers for disease control and prevention, food
8 allergies among children increased fifty percent between 1997 to 2011,
9 affecting approximately one in every thirteen children. The
10 legislature also finds that food allergens cause thirty percent of
11 fatal cases of anaphylaxis annually and are responsible for three
12 hundred thousand emergency room visits by children under eighteen. The
13 legislature further finds that twenty-four percent of anaphylactic
14 reactions occurred in children with no prior history of life-
15 threatening allergies.

16 NEW SECTION. **Sec. 2.** A new section is added to chapter 70.54 RCW
17 to read as follows:

18 (1) As used in this section, "epinephrine autoinjector" means an

1 epinephrine autoinjector of any brand prescribed by a health care
2 provider licensed under chapter 18.71 or 18.57 RCW for the treatment of
3 anaphylaxis.

4 (2) A person who uses an epinephrine autoinjector at the scene of
5 an emergency and all other persons and entities providing services
6 under this section are immune from civil liability for any personal
7 injury that results from any act or omission in the use of the
8 epinephrine autoinjector in an emergency setting.

9 (3) The immunity from civil liability does not apply if the acts or
10 omissions amount to gross negligence or willful or wanton misconduct.

11 (4) The epinephrine autoinjector user shall call 911 or its local
12 equivalent as soon as possible after the emergency use of the
13 epinephrine autoinjector and shall assure that appropriate follow-up
14 data is made available as requested by emergency medical service or
15 other health care providers.

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