

By: Parker

H.B. No. 2117

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the liability of certain persons who administer  
3 emergency care.

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

5 SECTION 1. Section 74.151(a), Civil Practice and Remedies  
6 Code, is amended to read as follows:

7 (a) A person who in good faith administers emergency care [~~7~~  
8 ~~including using an automated external defibrillator,~~] is not liable  
9 in civil damages for an act performed during the emergency unless  
10 the act is wilfully or wantonly negligent, including a person who:

11 (1) administers emergency care using an automated  
12 external defibrillator; or

13 (2) administers emergency care as a public safety  
14 volunteer whose duties include responding rapidly to an emergency.

15 SECTION 2. The purpose of this Act is to clarify rather than  
16 change existing law.

17 SECTION 3. This Act takes effect immediately if it receives  
18 a vote of two-thirds of all the members elected to each house, as  
19 provided by Section 39, Article III, Texas Constitution. If this  
20 Act does not receive the vote necessary for immediate effect, this  
21 Act takes effect September 1, 2007.