

1-1 By: Parker, et al. (Senate Sponsor - Harris) H.B. No. 2117
1-2 (In the Senate - Received from the House May 7, 2007;
1-3 May 8, 2007, read first time and referred to Committee on State
1-4 Affairs; May 18, 2007, reported favorably by the following vote:
1-5 Yeas 7, Nays 0; May 18, 2007, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the liability of certain persons who administer
1-9 emergency care.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 74.151(a), Civil Practice and Remedies
1-12 Code, is amended to read as follows:

1-13 (a) A person who in good faith administers emergency care[
1-14 ~~including using an automated external defibrillator,~~] is not liable
1-15 in civil damages for an act performed during the emergency unless
1-16 the act is wilfully or wantonly negligent, including a person who:

1-17 (1) administers emergency care using an automated
1-18 external defibrillator; or

1-19 (2) administers emergency care as a volunteer who is a
1-20 first responder as the term is defined under Section 421.095,
1-21 Government Code.

1-22 SECTION 2. The purpose of this Act is to clarify rather than
1-23 change existing law.

1-24 SECTION 3. This Act takes effect immediately if it receives
1-25 a vote of two-thirds of all the members elected to each house, as
1-26 provided by Section 39, Article III, Texas Constitution. If this
1-27 Act does not receive the vote necessary for immediate effect, this
1-28 Act takes effect September 1, 2007.

1-29 * * * * *