

HOUSE BILL NO. HB0019

Automated external defibrillators.

Sponsored by: Representative(s) Simpson and Senator(s) Coe

A BILL

for

1 AN ACT relating to public health and safety; amending
2 provisions relating to the possession or use of automated
3 external defibrillators as specified; and providing for an
4 effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

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8 **Section 1.** W.S. 35-26-102(a)(intro), (i), (ii) and
9 (b) and 35-26-103(b) are amended to read:

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11 **35-26-102. Possession of automated external**
12 **defibrillator.**

13

14 (a) In order to ensure public health and safety, ~~any~~
15 ~~person who acquires~~ all persons who possess an AED shall:
16 ~~ensure that:~~

17

1 (i) ~~Expected defibrillator users receive~~ Obtain
2 appropriate training in cardiopulmonary resuscitation (CPR)
3 and in the use of an AED by the American Heart Association,
4 American Red Cross or by another nationally recognized, or
5 Wyoming department of health recognized, course in CPR and
6 AED use and maintains currency through refresher training
7 every two (2) years; and

8
9 (ii) Ensure that the AED is maintained and
10 tested according to the manufacturer's guidelines. ~~†~~

11
12 (b) Any person ~~who acquires~~ or entity in possession
13 of an AED shall notify an agent of the emergency
14 communications center and the local ambulance service of
15 the existence, location and type of AED.

16
17 **35-26-103. Limited liability for use of automated**
18 **external defibrillator.**

19
20 (b) ~~The~~ Any person who uses the AED if that person
21 has completed training provided in accordance with W.S.
22 35-26-102(a)(i), any prescribing physician who authorizes
23 the purchase of the AED, ~~the~~ any individual who provides
24 training in cardiopulmonary resuscitation (CPR) and the use

1 of an AED, and the person responsible for the site where
2 the AED is located shall also be immune from civil
3 liability for any personal injury that results from any act
4 or omission of acts that do not amount to willful or wanton
5 misconduct or gross negligence if that person complies with
6 the requirements of W.S. 35-26-102.

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8 **Section 2.** W.S. 35-26-102(a)(iii) is repealed.

9

10 **Section 3.** This act is effective July 1, 2005.

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12

(END)