

ACT 17

H.B. NO. 1537

A Bill for an Act Relating to Automated External Defibrillators.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 663-1.5, Hawaii Revised Statutes, is amended by amending subsection (e) to read as follows:

“(e) Any person who in good faith, without remuneration or expectation of remuneration, attempts to resuscitate a person in immediate danger of loss of life when administering any automated external defibrillator, regardless of where the automated external defibrillator that is used is located, shall not be liable for any civil damages resulting from any act or omission except as may result from the person’s gross negligence or wanton acts or omissions.

Any person, including an employer, who provides for an automated external defibrillator or an automated external defibrillator training program shall not be vicariously liable for any civil damages resulting from any act or omission of the persons or employees who, in good faith and without remuneration or the expectation of remuneration, attempt to resuscitate a person in immediate danger of loss of life by administering an automated external defibrillator, except as may result from a person’s or employer’s gross negligence or wanton acts or omissions.”

SECTION 2. New statutory material is underscored.

SECTION 3. This Act shall take effect upon its approval.

(Approved April 23, 2009.)