

State of Arizona
House of Representatives
Fifty-fourth Legislature
First Regular Session
2019

CHAPTER 292
HOUSE BILL 2532

AN ACT

AMENDING TITLE 28, CHAPTER 3, ARTICLE 4, ARIZONA REVISED STATUTES, BY
ADDING SECTION 28-678; RELATING TO VEHICLE ACCIDENTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 28, chapter 3, article 4, Arizona Revised
3 Statutes, is amended by adding section 28-678, to read:

4 28-678. City, town or county critical health information
5 program; decal; emergency responders; fee;
6 definitions

7 A. A CITY, TOWN OR COUNTY, BY ORDINANCE, MAY ESTABLISH A PROGRAM TO
8 PROVIDE EMERGENCY RESPONDERS WITH CRITICAL HEALTH INFORMATION ABOUT
9 PROGRAM PARTICIPANTS SO THAT EMERGENCY RESPONDERS MAY AID PROGRAM
10 PARTICIPANTS WHO ARE INVOLVED IN MOTOR VEHICLE EMERGENCIES OR ACCIDENTS
11 AND WHO ARE UNABLE TO COMMUNICATE WITH EMERGENCY RESPONDERS.

12 B. A CITY, TOWN OR COUNTY THAT ESTABLISHES A CRITICAL HEALTH
13 INFORMATION PROGRAM:

14 1. IN CONSULTATION WITH INTERESTED PARTIES, INCLUDING LOCAL LAW
15 ENFORCEMENT AGENCIES, FIRE DEPARTMENTS AND EMERGENCY MEDICAL SERVICES
16 PERSONNEL, SHALL DESIGN PROGRAM MATERIALS, GIVING CONSIDERATION TO PROGRAM
17 MATERIALS USED BY SIMILAR PROGRAMS IN OTHER STATES IN ORDER TO MAXIMIZE
18 UNIFORMITY. PROGRAM MATERIALS MUST INCLUDE ALL OF THE FOLLOWING:

19 (a) A YELLOW DECAL WITH A DIAMETER OF THREE AND ONE-HALF INCHES
20 THAT READS "SAVING LIVES" IN ITS CENTER, AND AN OPTIONAL ONE-HALF INCH
21 BORDER LISTING THE ISSUING CITY, TOWN OR COUNTY, THAT IS TO BE AFFIXED TO
22 THE UPPER LEFT CORNER OF THE REAR WINDOW OF THE PROGRAM PARTICIPANT'S
23 VEHICLE.

24 (b) A HEALTH INFORMATION CARD THAT PROVIDES SPACE FOR A PROGRAM
25 PARTICIPANT TO ATTACH A RECENT PHOTOGRAPH AND INDICATE THE PARTICIPANT'S
26 NAME, EMERGENCY CONTACT INFORMATION, PHYSICIANS' NAMES AND CONTACT
27 INFORMATION, MEDICAL CONDITIONS, RECENT SURGERIES, ALLERGIES, MEDICATIONS
28 AND ANY OTHER INFORMATION THAT THE CITY, TOWN OR COUNTY DEEMS RELEVANT TO
29 EMERGENCY RESPONDERS IN THE CASE OF EMERGENCY.

30 (c) A YELLOW PROGRAM ENVELOPE INTO WHICH THE HEALTH INFORMATION
31 CARD PRESCRIBED BY SUBDIVISION (b) OF THIS PARAGRAPH IS TO BE INSERTED AND
32 PLACED INTO THE PROGRAM PARTICIPANT'S GLOVE COMPARTMENT.

33 2. SHALL PROVIDE SUFFICIENT PROGRAM MATERIALS TO THE PUBLIC AND TO
34 STATE AND LOCAL LAW ENFORCEMENT AGENCIES, WHICH SHALL ALSO PROVIDE THE
35 INFORMATION TO THE PUBLIC.

36 3. MAY CHARGE PROGRAM PARTICIPANTS A NOMINAL FEE FOR PROGRAM COSTS
37 IN AN AMOUNT TO BE DETERMINED BY THE CITY, TOWN OR COUNTY.

38 C. A YELLOW DECAL THAT IS AFFIXED TO A MOTOR VEHICLE THAT IS
39 INVOLVED IN A MOTOR VEHICLE ACCIDENT OR EMERGENCY:

40 1. SERVES AS NOTICE TO AN EMERGENCY RESPONDER ASSISTING THE MOTOR
41 VEHICLE THAT THE DRIVER OR ANY PASSENGER IN THE VEHICLE MAY BE A PROGRAM
42 PARTICIPANT.

43 2. AUTHORIZES AN EMERGENCY RESPONDER AT THE SCENE OF THE ACCIDENT
44 OR EMERGENCY TO SEARCH THE GLOVE COMPARTMENT OF THE VEHICLE FOR A YELLOW
45 PROGRAM ENVELOPE.

1 D. AN EMERGENCY RESPONDER MAY USE THE INFORMATION CONTAINED IN THE
2 YELLOW PROGRAM ENVELOPE FOR THE FOLLOWING PURPOSES:

3 1. TO IDENTIFY A PROGRAM PARTICIPANT.

4 2. TO ASCERTAIN WHETHER THE PROGRAM PARTICIPANT HAS A MEDICAL
5 CONDITION THAT MAY IMPEDE COMMUNICATIONS WITH THE EMERGENCY RESPONDER.

6 3. TO COMMUNICATE WITH THE PROGRAM PARTICIPANT'S EMERGENCY CONTACTS
7 ABOUT THE LOCATION AND GENERAL CONDITION OF THE PROGRAM PARTICIPANT.

8 4. TO CONSIDER THE PROGRAM PARTICIPANT'S CURRENT MEDICATIONS AND
9 PREEXISTING MEDICAL CONDITIONS WHEN EMERGENCY MEDICAL TREATMENT IS
10 ADMINISTERED FOR ANY INJURY THE PARTICIPANT SUFFERS.

11 E. AN EMERGENCY RESPONDER IS NOT LIABLE FOR ANY CIVIL DAMAGES AS A
12 RESULT OF ANY ACTS OR OMISSIONS THAT DO NOT AMOUNT TO INTENTIONAL
13 MISCONDUCT OR GROSS NEGLIGENCE IN RESPONSE TO INCOMPLETE, INCORRECT OR
14 OUTDATED INFORMATION.

15 F. AN EMERGENCY RESPONDER IS NOT LIABLE FOR DAMAGE TO THE PROGRAM
16 PARTICIPANT'S VEHICLE WHEN OBTAINING INFORMATION.

17 G. FOR THE PURPOSES OF THIS SECTION:

18 1. "EMERGENCY RESPONDER" MEANS MUNICIPAL, COUNTY OR STATE LAW
19 ENFORCEMENT OFFICERS, FIREFIGHTERS OR EMERGENCY MEDICAL SERVICES
20 PERSONNEL.

21 2. "PROGRAM PARTICIPANT" MEANS AN INDIVIDUAL WHO PARTICIPATES IN
22 THE CRITICAL HEALTH INFORMATION PROGRAM.

APPROVED BY THE GOVERNOR JUNE 7, 2019.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 7, 2019.