

State of Arizona
House of Representatives
Fifty-fourth Legislature
Second Regular Session
2020

HOUSE BILL 2260

AN ACT

AMENDING TITLE 36, CHAPTER 4, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 36-420; RELATING TO HEALTH CARE INSTITUTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Title 36, chapter 4, article 1, Arizona Revised
3 Statutes, is amended by adding section 36-420, to read:
4 36-420. Health care institutions; staff training;
5 requirements; prohibition; nonliability
6 A. ALL HEALTH CARE INSTITUTIONS LICENSED PURSUANT TO THIS CHAPTER
7 THAT PROVIDE CONGREGANT OR RESIDENTIAL CARE SHALL PROVIDE CARDIOPULMONARY
8 RESUSCITATION AND FIRST AID TRAINING FOR ALL STAFF AS PRESCRIBED IN RULE
9 BY THE DEPARTMENT. FACILITY STAFF WHO ARE CERTIFIED IN CARDIOPULMONARY
10 RESUSCITATION SHALL BE AVAILABLE AT ALL TIMES.
11 B. FACILITIES PRESCRIBED IN SUBSECTION A OF THIS SECTION SHALL
12 ESTABLISH AND IMPLEMENT POLICIES THAT REQUIRE FACILITY STAFF, IN
13 REASONABLE ACCORDANCE WITH THE TRAINING PRESCRIBED PURSUANT TO SUBSECTION
14 A OF THIS SECTION, TO IMMEDIATELY EVALUATE THE CONDITION AND CIRCUMSTANCES
15 OF ANY RESIDENT WHO EXPERIENCES CARDIAC ARREST, ANY OTHER CESSATION OF
16 RESPIRATION OR ANY OTHER MEDICAL EMERGENCY. ON A DETERMINATION THAT
17 IMMEDIATE RESUSCITATION OR FIRST AID IS FEASIBLE AND APPROPRIATE IN
18 ACCORDANCE WITH THAT RESIDENT'S ADVANCE DIRECTIVES OR DO-NOT-RESUSCITATE
19 ORDER, FACILITY STAFF SHALL PROVIDE BASIC APPROPRIATE CARDIOPULMONARY
20 RESUSCITATION OR FIRST AID CARE. FACILITIES SHALL NOT IMPLEMENT A POLICY
21 THAT PREVENTS STAFF FROM PROVIDING IMMEDIATE RESUSCITATION THAT COMPLIES
22 WITH THIS SUBSECTION.
23 C. A FACILITY OR A FACILITY STAFF MEMBER WHO IN GOOD FAITH RENDERS
24 EMERGENCY CARE OR EMERGENCY ASSISTANCE IN REASONABLE ACCORDANCE WITH THE
25 TRAINING PRESCRIBED PURSUANT TO SUBSECTION A OF THIS SECTION TO A PERSON
26 WHO EXPERIENCES CARDIAC ARREST, ANY OTHER CESSATION OF RESPIRATION OR ANY
27 OTHER MEDICAL EMERGENCY IS NOT LIABLE FOR ANY CIVIL DAMAGES AS THE RESULT
28 OF ANY ACT OR OMISSION BY THE PERSON RENDERING THE EMERGENCY CARE OR
29 EMERGENCY ASSISTANCE TO THE PERSON, UNLESS THE PERSON ACTED WITH GROSS
30 NEGLIGENCE WHILE RENDERING THE EMERGENCY CARE OR EMERGENCY ASSISTANCE.