
ASSEMBLY BILL NO. 25—COMMITTEE ON JUDICIARY

(ON BEHALF OF THE DEPARTMENT OF EDUCATION)

PREFILED NOVEMBER 16, 2022

Referred to Committee on Judiciary

SUMMARY—Revises provisions governing exemptions from civil liability in certain emergency situations. (BDR 3-281)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to emergency care; revising the limitation on liability for certain persons who administer cardiopulmonary resuscitation; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Under existing law, a person who has received certain formal training in
2 cardiopulmonary resuscitation or acts at the direction of a dispatcher for an agency
3 that provides emergency medical services and who, in good faith, administers
4 cardiopulmonary resuscitation in accordance with such training or direction is not
5 civilly liable for damages as a result of any act or omission not amounting to gross
6 negligence, provided that the person is not rendering such care in the course of the
7 person’s regular employment or profession. (NRS 41.500) Existing law requires
8 the board of trustees of each school district in this State to establish a plan for the
9 training and certification of certain teachers and licensed educational personnel in
10 cardiopulmonary resuscitation. (NRS 391.092) A person who is required to be
11 certified in the administration of cardiopulmonary resuscitation pursuant to such a
12 plan and who, in good faith, renders cardiopulmonary resuscitation on public
13 school property, in connection with the transportation of pupils to or from a public
14 school, or while on public school activities is presumed to have acted other than in
15 the course of his or her employment or profession and, thus, qualifies for the
16 limitation on civil liability set forth in existing law. (NRS 41.500) This bill expands
17 the limitation on civil liability to apply to a person who is required to be certified in
18 the administration of cardiopulmonary resuscitation pursuant to a school district
19 plan and who renders cardiopulmonary resuscitation on private school property, in
20 connection with the transportation of pupils to or from a private school, or while on
21 private school activities.



THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** NRS 41.500 is hereby amended to read as follows:

2 41.500 1. Except as otherwise provided in NRS 41.505, any
3 person in this State who renders emergency care or assistance in an
4 emergency, gratuitously and in good faith, except for a person who
5 is performing community service as a result of disciplinary action
6 pursuant to any provision in title 54 of NRS, is not liable for any
7 civil damages as a result of any act or omission, not amounting to
8 gross negligence, by that person in rendering the emergency care or
9 assistance or as a result of any act or failure to act, not amounting to
10 gross negligence, to provide or arrange for further medical treatment
11 for the injured person.

12 2. Any person in this State who acts as a driver of an
13 ambulance or attendant on an ambulance operated by a volunteer
14 service or as a volunteer driver or attendant on an ambulance
15 operated by a political subdivision of this State, or owned by the
16 Federal Government and operated by a contractor of the Federal
17 Government, and who in good faith renders emergency care or
18 assistance to any injured or ill person, whether at the scene of an
19 emergency or while transporting an injured or ill person to or from
20 any clinic, doctor's office or other medical facility, is not liable for
21 any civil damages as a result of any act or omission, not amounting
22 to gross negligence, by that person in rendering the emergency care
23 or assistance, or as a result of any act or failure to act, not
24 amounting to gross negligence, to provide or arrange for further
25 medical treatment for the injured or ill person.

26 3. Any person who is an appointed member of a volunteer
27 service operating an ambulance or an appointed volunteer serving
28 on an ambulance operated by a political subdivision of this State,
29 other than a driver or attendant of an ambulance, is not liable for any
30 civil damages as a result of any act or omission, not amounting to
31 gross negligence, by that person whenever the person is performing
32 his or her duties in good faith.

33 4. Any person who is a member of a search and rescue
34 organization in this State under the direct supervision of any county
35 sheriff who in good faith renders care or assistance in an emergency
36 to any injured or ill person, whether at the scene of an emergency or
37 while transporting an injured or ill person to or from any clinic,
38 doctor's office or other medical facility, is not liable for any civil
39 damages as a result of any act or omission, not amounting to gross
40 negligence, by that person in rendering the emergency care or
41 assistance, or as a result of any act or failure to act, not amounting to



1 gross negligence, to provide or arrange for further medical treatment
2 for the injured or ill person.

3 5. Any person who is employed by or serves as a volunteer for
4 a public fire-fighting agency and who is authorized pursuant to
5 chapter 450B of NRS to render emergency medical care at the scene
6 of an emergency is not liable for any civil damages as a result of any
7 act or omission, not amounting to gross negligence, by that person
8 in rendering that care or as a result of any act or failure to act, not
9 amounting to gross negligence, to provide or arrange for further
10 medical treatment for the injured or ill person.

11 6. Any person who:

12 (a) Has successfully completed a course in cardiopulmonary
13 resuscitation according to the guidelines of the American [National]
14 Red Cross or American Heart Association;

15 (b) Has successfully completed the training requirements of a
16 course in basic emergency care of a person in cardiac arrest
17 conducted in accordance with the standards of the American Heart
18 Association; or

19 (c) Is directed by the instructions of a dispatcher for an
20 ambulance, air ambulance or other agency that provides emergency
21 medical services before its arrival at the scene of the emergency,

22 ↪ and who in good faith renders cardiopulmonary resuscitation in
23 accordance with the person's training or the direction, other than in
24 the course of the person's regular employment or profession, is not
25 liable for any civil damages as a result of any act or omission, not
26 amounting to gross negligence, by that person in rendering that care.

27 7. For the purposes of subsection 6, a person who:

28 (a) Is required to be certified in the administration of
29 cardiopulmonary resuscitation pursuant to NRS 391.092; and

30 (b) In good faith renders cardiopulmonary resuscitation on the
31 property of a public *or private* school or in connection with a
32 transportation of pupils to or from a public *or private* school or
33 while on activities that are part of the program of a public *or private*
34 school,

35 ↪ shall be presumed to have acted other than in the course of the
36 person's regular employment or profession.

37 8. Any person who gratuitously and in good faith renders
38 emergency medical care involving the use of an automated external
39 defibrillator is not liable for any civil damages as a result of any act
40 or omission, not amounting to gross negligence, by that person in
41 rendering that care.

42 9. A business or organization that has placed an automated
43 external defibrillator for use on its premises is not liable for any
44 civil damages as a result of any act or omission, not amounting to
45 gross negligence, by the person rendering such care or for providing



1 the automated external defibrillator to the person for the purpose of
2 rendering such care if the business or organization:

3 (a) Complies with all current federal and state regulations
4 governing the use and placement of an automated external
5 defibrillator;

6 (b) Ensures that the automated external defibrillator is
7 maintained and tested according to the operational guidelines
8 established by the manufacturer; and

9 (c) Establishes requirements for the notification of emergency
10 medical assistance and guidelines for the maintenance of the
11 equipment.

12 10. As used in this section [~~“gratuitously”~~]:

13 (a) *“Gratuitously”* means that the person receiving care or
14 assistance is not required or expected to pay any compensation or
15 other remuneration for receiving the care or assistance.

16 (b) *“Private school”* has the meaning ascribed to it in
17 *NRS 394.103*.

18 **Sec. 2.** This act becomes effective upon passage and approval.

