

City of Sacramento
State Legislature

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BILL REFERRAL

DATE: December 18, 1992 COMMITTEE ACTION: _____

TO: D. Balter DATE: _____

FROM: KENNETH EMANUELS, LEGISLATIVE ADVOCATE

REPLY NO LATER THAN: January 10, 1993

A.B. 12, As Amended _____ * Author EPPLE

S.B. _____, As Amended _____ * Author _____

* Date of introduction or latest amendment

Please review the attached measure to determine its effect upon the City of Sacramento and complete the following questions as appropriate. During your analysis of this measure, if questions arise, please feel free to contact Ken Emanuels at 444-6789, FAX 444-0303, (1400 K Street, Suite 306, Sacramento, CA 95814.) This questionnaire should be returned to the City Attorney's Office for presentation to the Council Committee on Law and Legislation. **PLEASE LEAVE THE BILL ATTACHED TO THIS FORM.**

NO RECOMMENDATION. If you think no Committee action on this bill should be taken, either because the bill is not of sufficient importance to the City or for any other reason, please mark here, do not fill out the rest of the form, and return this form to the City Attorney's Office. _____.

PLEASE TYPE YOUR RESPONSE

1. Briefly describe the provisions of the bill (attach additional sheets if necessary.)
This bill would exempt public agencies and employees from liability for injuries caused by cardiopulmonary resuscitation instructions given in good faith in the operation of a local 9-1-1 emergency telephone system.

2. This measure should be: (Please circle desired position)

Supported

Opposed

Supported if Amended

Placed on Watch List

Other (explain)

3. Please explain your reasons for the above determination, include how this measure effects your Department and the fiscal impact of this measure on the City. Please make your comments in a format that can be used in a letter to state officials. (Continue on next page or attach additional sheets if necessary.)
Public Safety Dispatchers often provide emergency medical instructions to callers so that aid can be started prior to the arrival of emergency medical

(Continue answer to Question No. 3 here)

personnel. By providing immunity to public agencies and employees for injuries that may result from the instructions, public agencies will be able to continue to offer this valuable service without fear they will have to defend lawsuits or pay large claims.

4. Specify the City's legislative policy guideline(s) applicable to this measure (if any).

N/A

5. If this measure could be amended to either improve its favorable aspects or to minimize its adverse aspects, which amendments would you propose?

N/A

6. List known support or opposition to this measure by groups with which you are familiar and include addresses and phone numbers, if known. League of California Cities position:

No position at this time.

7. Does this bill involve a State-mandated local program? If so, does the bill contain a State-mandated waiver, or an appropriation for allocation and disbursement to local agencies pursuant to Revenue and Taxation code Section 2231?

This bill does not involve a state-mandated local program.

8. Using a rating scale of 1 to 10 (with 10 as the most important), how important do you think this bill is to the City of Sacramento? 7

ASSEMBLY BILL**No. 12****Introduced by Assembly Member Epple**

December 7, 1992

An act to add Section 855.9 to the Government Code, relating to liability.

LEGISLATIVE COUNSEL'S DIGEST

AB 12, as introduced, Epple. Public liability: emergency CPR instructions.

Existing law makes public entities of this state and their employees liable for injuries to others proximately caused by negligent performance of duties by those public employees, to the same extent as private employers and individuals, except where immunity from liability is conferred by law.

This bill would confer immunity upon these public entities and employees for injuries caused by cardiopulmonary resuscitation instructions given in good faith in the operation of a local "911" emergency telephone system.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 855.9 is added to the
 2 Government Code, to read:
 3 855.9. Neither a public entity nor any public
 4 employee who in good faith provides cardiopulmonary
 5 resuscitation (CPR) instructions over the telephone
 6 within the scope of employment and as part of his or her
 7 duties in the operation of a local emergency telephone
 8 system established pursuant to the
 9 Warren-911-Emergency Assistance Act (Art. 6

1 (commencing with Sec. 53100), Ch. 1, Pt. 1, Div. 2, Title
2 5) is liable for any injury proximately caused by any act
3 or omission in the giving of those instructions.

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