



General Assembly

January Session, 2005

Committee Bill No. 6286

LCO No. 3499

03499HB06286JUD

Referred to Committee on Judiciary

Introduced by:
(JUD)

AN ACT CONCERNING THE EMERGENCY USE OF CARTRIDGE INJECTORS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 52-557b of the general statutes is amended by
2 adding subsection (h) as follows (*Effective October 1, 2005*):

3 (NEW) (h) Any person who has completed a course in first aid
4 offered by the American Red Cross, the American Heart Association,
5 the National Ski Patrol, the Department of Public Health or any
6 director of health, as certified by the agency or director of health
7 offering the course, and has been trained in the use of a cartridge
8 injector by a licensed physician, physician's assistant, advanced
9 practice registered nurse or registered nurse, and who, voluntarily and
10 gratuitously, renders emergency assistance by using a cartridge
11 injector on another person in need thereof, shall not be liable to such
12 person assisted for civil damages for any personal injuries which result
13 from acts or omissions by such person in using a cartridge injector,
14 which may constitute ordinary negligence. The immunity provided in
15 this subsection does not apply to acts or omissions constituting gross,
16 wilful or wanton negligence. For the purposes of this subsection,

17 "cartridge injector" has the same meaning as provided in subdivision
18 (1) of subsection (e) of this section.

19 Sec. 2. (NEW) (*Effective October 1, 2005*) (a) For the purposes of this
20 section:

21 (1) "Before or after school program" means any educational or
22 recreational program for children offered in any building or on the
23 grounds of any school by a local or regional board of education or
24 other municipal agency, or by a private provider, before or after
25 regular school hours, or both;

26 (2) "Cartridge injector" means an automatic prefilled cartridge
27 injector or similar automatic injectable equipment used to deliver
28 epinephrine in a standard dose for emergency first aid response to
29 allergic reactions;

30 (3) "Day camp" means any day camp, as defined in section 19a-420
31 of the general statutes, that is licensed under the provisions of chapter
32 368r of the general statutes, and any similar recreational camp
33 program operated by a municipal agency; and

34 (4) "Day care facility" means any child day care center or group day
35 care home that is licensed under the provisions of sections 19a-77 to
36 19a-80, inclusive, and 19a-82 to 19a-87, inclusive, of the general
37 statutes.

38 (b) Upon the request and with the written authorization of the
39 parent or guardian of a child attending any before or after school
40 program, day camp or day care facility, and pursuant to the written
41 order of (1) a physician licensed to practice medicine, (2) a physician
42 assistant licensed to prescribe in accordance with section 20-12d of the
43 general statutes, or (3) an advanced practice registered nurse licensed
44 to prescribe in accordance with section 20-94a of the general statutes,
45 the owner or operator of such before or after school program, day
46 camp or day care facility shall approve and provide general

47 supervision to an identified staff member trained to administer
48 medication with a cartridge injector to such child if the child has a
49 medically diagnosed allergic condition that may require prompt
50 treatment in order to protect the child against serious harm or death.
51 Such staff member shall be trained in the use of a cartridge injector by
52 a licensed physician, physician's assistant, advanced practice
53 registered nurse or registered nurse and shall complete a course in first
54 aid offered by the American Red Cross, the American Heart
55 Association, the National Ski Patrol, the Department of Public Health
56 or any director of health.

57 (c) The Commissioner of Public Health may adopt regulations, in
58 accordance with the provisions of chapter 54 of the general statutes, to
59 carry out the provisions of this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2005	52-557b
Sec. 2	October 1, 2005	New section

Statement of Purpose:

To broaden the scope of immunity from liability for negligence for the emergency use of cartridge injectors under the Good Samaritan law and to require before or after school programs, day camps and day care facilities to provide staff trained in the use of cartridge injectors.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: REP. HEINRICH, 101st Dist.; SEN. MEYER, 12th Dist.
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