

ARIZONA AED STATUTES

(SEPTEMBER '09)

36-2261. Definitions

In this article, unless the context otherwise requires:

1. "Automated external defibrillator" means a medical device heart monitor and defibrillator that:
 - (a) Is approved for premarket modification by the United States food and drug administration pursuant to 21 United States Code section 360(k).
 - (b) Is capable of recognizing the presence or absence of ventricular fibrillation or rapid ventricular tachycardia and is capable of determining, without intervention by an operator, if defibrillation should be performed.
 - (c) Automatically charges and delivers an electrical impulse to a person's heart when it determines that defibrillation should be performed.
2. "Defibrillation" means the administration of a controlled electrical charge to the heart to restore a viable cardiac rhythm.
3. "Physician" means a physician who is licensed pursuant to title 32, chapter 13 or 17, and who provides medical oversight services pursuant to section 36-2262.
4. "Trained user" means a person who is the expected user of an automated external defibrillator and who has completed training in its use.
5. "Training" means a state approved course in cardiopulmonary resuscitation and the use of an automated external defibrillator for the lay rescuer and first responder, including the course adopted by the American heart association and in effect as of December 31, 1998.

36-2262. Automated external defibrillators; use; requirements

Except as provided in section 36-2264, a person or entity that acquires an automated external defibrillator shall:

1. Enter into an agreement with a physician who shall oversee the aspects of public access to defibrillation.
2. Require each trained user who uses an automated external defibrillator on a person in cardiac arrest to call telephone number 911 as soon as possible.
3. Submit a written report to the bureau of emergency medical services and trauma systems in the department of health services within five working days after its use.
4. Ensure that the automated external defibrillator is maintained in good working order and tested according to the manufacturer's guidelines.

36-2263. Civil liability; limited immunity; good Samaritan

A. The following persons and entities are not subject to civil liability for any personal injury that results from any act or omission that does not amount to wilful misconduct or gross negligence:

1. A physician who provides oversight.
2. A person or entity that provides training in cardiopulmonary resuscitation and use of an automated external defibrillator.
3. A person or entity that acquires an automated external defibrillator pursuant to this article.
4. The owner of the property or facility where the automated external defibrillator is located.
5. A person or entity that provides the automated external defibrillator pursuant to this article.

6. A nonprofit entity that, in the placement of an automated external defibrillator pursuant to this article, acts as an intermediary between the provider of an automated external defibrillator and the person or entity that acquired the automated external defibrillator or the owner of the property or facility where the automated external defibrillator is located.

7. A good Samaritan. For the purposes of this paragraph, "good Samaritan" means a person who uses an automated external defibrillator to render emergency care or assistance in good faith and without compensation at the scene of any accident, fire or other life-threatening emergency.

8. A trained user.

B. The exception from civil liability provided in subsection A does not affect a manufacturer's product liability regarding the design, manufacturing or instructions for use and maintenance of an automated external defibrillator.

36-2264. [Exemption from regulation](#)

A. A person who obtains an automated external defibrillator for home use pursuant to a physician's prescription is exempt from the requirements of this article.

B. A person who is employed as a fire fighter, emergency medical technician or paramedic by a fire district established pursuant to title 48, chapter 5, is exempt from the requirements of this article.

C. A person who is employed as a fire fighter, emergency medical technician or paramedic by a public or private fire department or an ambulance service regulated by title 36, chapter 21.1, is exempt from the requirements of this article.