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SENATOR BEUTLER: Well, but there's a common law liability, and a duty, and some other things. Well, you're very familiar with all of that through other bills.

SENATOR JENSEN: Right. I would agree. I had a fire one time, reached for a fire extinguisher, it wasn't charged, didn't do any good to fight the fire at all. So I think anytime you have something that is supposed to be a life-saving device, and it doesn't operate, yes, I think you have a responsibility there.

SENATOR BEUTLER: Okay. So what you're saying, basically, is there is a duty on the part of the person who volunteers to...well, let me go back a step. Anybody that agrees to have a defibrillator in their facility is volunteering to do that. Is that right?

SENATOR JENSEN: I would certainly think so.

SENATOR BEUTLER: Okay. And why would we want to discourage them from volunteering to purchase that defibrillator, but...by having a liability attached to it, but not have a liability to the person who delivers it? I mean, if the incentive in the bill is to encourage people to deliver this emergency care, then they need both a person to deliver it, and a machine to deliver it. And I'm interested in why you would attach liability to one and not to the other.

SENATOR JENSEN: Well, anyone with a professional license or a professional background has a liability, I think, that they bring on themselves by their education and by their title and their name. But certainly, I don't want to impose liability on anyone who would purchase this, other than, why would you purchase something and not have it working?

SENATOR BEUTLER: So your amendment will encompass...

SENATOR JENSEN: Yes.

SENATOR BEUTLER: ...doing away with that liability?

SENATOR JENSEN: Yes, it would.