

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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FLOOR DEBATE

February 17, 2005 LB 175, 176

shall AM0227 be adopted to LB 175? All in favor vote aye; opposed, nay. Have you all voted on the question who care to? Record please, Mr. Clerk.

CLERK: 33 ayes, 0 nays, Mr. President, on the adoption of Senator Jensen's amendment.

SENATOR CUDABACK: The Jensen amendment has been adopted.

CLERK: I have nothing further on the bill, Senator Flood.

SENATOR CUDABACK: Senator Flood, for a motion.

SENATOR FLOOD: Mr. President, I move the advancement of LB 175 to E & R for engrossing.

SENATOR CUDABACK: You've heard the motion by Senator Flood to advance LB 175 to E & R for engrossing. All in favor say aye. Opposed, nay. It is advanced. Mr. Clerk, LB 176.

CLERK: LB 176. Senator, no E & R's. Senator Jensen would move to amend with AM0341. (Legislative Journal page 526.)

SENATOR CUDABACK: Senator Jensen, to open on AM0341.

SENATOR JENSEN: Thank you, Mr. President, members of the Legislature. You'll remember that LB 176 relates to the use of AEDs, automatic external defibrillators. And the purpose of the bill was to expand the availability of AEDs as much as possible. The bill now permits anyone to use an AED to render emergency care or treatment, and protects them from civil liability if they do so in good faith. The purpose of this change was to make AEDs more widely available and usable for persons who may need assistance to save their lives. This was the primary purpose of LB 176. The bill also added new language that required the owner of the AED to ensure that the AED was maintained and tested according to the manufacturer's guidelines, and that designated personnel are trained in its use. The new language created an internal conflict in the legislation, and raised other potential liability concerns. AM0341 simply removes that new language from the bill, but still