

JAN 17 2020

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# A BILL FOR AN ACT

RELATING TO PUBLIC HEALTH.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. The purpose of this Act is to require employers  
2 to use materials provided by the department of labor and  
3 industrial relations to educate employees with respect to  
4 seizure first aid.

5           SECTION 2. Chapter 396, Hawaii Revised Statutes, is  
6 amended by adding a new section to be appropriately designated  
7 and to read as follows:

8           "§396- Seizure first aid; information. (a) The  
9 department shall provide employers, employees, and the general  
10 public with information with respect to rendering seizure first  
11 aid. The information shall be disseminated through exhibitions,  
12 broadcasts, lectures, pamphlets, or any other method of  
13 disseminating information.

14           (b) All employers shall post the seizure first aid  
15 information provided by the department of labor and industrial  
16 relations in a prominent position in the employer's work place.



1        (c) The department shall adopt rules in accordance with  
2 chapter 91 to implement this section.

3        (d) For the purposes of this section, "seizure first aid"  
4 means procedures to respond, attend, and provide comfort and  
5 safety to a person suffering from a primary generalized tonic-  
6 clonic seizure or complex partial seizure. The term does not  
7 include training to medically treat a person suffering a  
8 seizure."

9        SECTION 3. Section 396-15, Hawaii Revised Statutes, is  
10 amended to read as follows:

11        "[+]§396-15[+] **Exception to liability.** (a) Any employee  
12 who is required by [~~the regulations under~~] this chapter to be  
13 trained and certified in first aid, and consequently renders  
14 first aid care as provided by this chapter, shall not be liable  
15 for any civil damages resulting from the employee's acts or  
16 omissions, except for such damages as may result from the  
17 employee's gross negligence or wanton acts or omissions.

18        (b) Any employee who renders seizure first aid as defined  
19 in section 396-     or the employee's employer, shall not be  
20 liable for any civil damages resulting from the employee's acts  
21 or omissions related to the first aid rendered, except for such



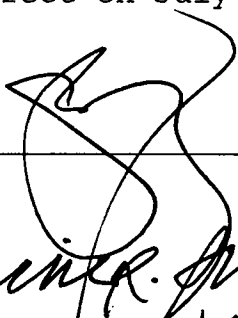
1 damages as may result from the employee's gross negligence or  
2 wanton acts or omissions."

3 SECTION 4. Statutory material to be repealed is bracketed  
4 and stricken. New statutory material is underscored.

5 SECTION 5. This Act shall take effect on July 1, 2020.

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INTRODUCED BY: \_\_\_\_\_



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# S.B. NO. 2554

**Report Title:**

Seizure First Aid; Department of Labor and Industrial Relations

**Description:**

Requires employers to educate employees regarding seizure first aid with information provided by department of labor and industrial relations.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

