

Liability: Communication to Emergency Medical Provider

KSA 65-6124

A physician, advanced registered nurse practitioner, or physician assistant, who gives instructions to an emergency medical provider during an emergency or the emergency medical provider who provides emergency care based on the instructions, will not be held legally responsible for acting or failing to act. They can be held legally responsible if acting with extreme carelessness.

Limitations on liability

(a) No physician, physician assistant, advanced practice registered nurse or licensed professional nurse, who gives emergency instructions to an attendant as defined by K.S.A. 65-6112, and amendments thereto, during an emergency, shall be liable for any civil damages as a result of issuing the instructions, except such damages which may result from gross negligence in giving such instructions.

(b) No attendant as defined by K.S.A. 65-6112, and amendments thereto, who renders emergency care during an emergency pursuant to instructions given by a physician, the supervising physician for a physician assistant, advanced practice registered nurse or licensed professional nurse shall be liable for civil damages as a result of implementing such instructions, except such damages which may result from gross negligence or by willful or wanton acts or omissions on the part of such attendant as defined by K.S.A. 65-6112, and amendments thereto.