

Agency Process Guide [OAR 125-155-0510(5)]

Purpose: This document provides a summary of basic information about responsibilities of an employee/driver when rendering emergency aid.

Caveat: Rendering aid is always voluntary. The employee should provide assistance only to the extent of the employee's experience and training. Employees whose duties do not specifically include providing emergency aid may choose not to render medical aid in emergencies, regardless of the position taken by the employing agency.

[OAR 125-155](#) allows an employee to provide emergency aid under the following conditions and provisions:

- The state employee must be on duty and only performing official state business.
- The employing agency has not prohibited any (all) employee(s) from providing emergency aid.
- The state employee can use state cell phones and radios to call for help.
- The state employee can use state fire extinguishers, first kits, and blankets to provide emergency aid.
- Anyone who renders aid beyond the provisions of the rules or requirements of their position descriptions does so as a private citizen, at their own risk, and not as part of state duties or official state business.

For insurance coverage purposes,

- The state employee is the only person authorized to provide aid under the umbrella of state insurance.
- The employee who provides emergency aid while on official state business is considered to be within the course of their state employment duties, unless the employing agency has specifically prohibited their employees from providing emergency aid.
- The employee will not be personally liable for unintended damage to state property (i.e., vehicle, cell phone) if the employee used it for its originally intended purpose. (For example, using a state-issued cell phone to call for help is okay, intentionally damaging a state-issued cell phone when it doesn't work is not.)

Any use of a state vehicle for emergency transport must meet the following criteria:

- The state employee may use the state vehicle to transport an injured person to the nearest phone, shelter, repair service, or emergency medical provider only when appropriate professional emergency services are not available.
- The state employee operating the state vehicle complies with [OAR 125-155](#) and obeys all traffic laws.