

**Second Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO**

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 14-0836.01 Brita Darling x2241

**HOUSE BILL 14-1276**

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**HOUSE SPONSORSHIP**

**Primavera,**

**SENATE SPONSORSHIP**

**Hodge,**

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**House Committees**

Public Health Care & Human Services  
Appropriations

**Senate Committees**

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**A BILL FOR AN ACT**

101     **CONCERNING INSTRUCTION IN CARDIOPULMONARY RESUSCITATION IN**  
102             **PUBLIC SCHOOLS, AND, IN CONNECTION THEREWITH, MAKING**  
103             **AND REDUCING APPROPRIATIONS.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

The bill allows school districts, charter schools, institute charter schools, and boards of cooperative services to apply for grant moneys to provide training to students in grades 9 through 12 on cardiopulmonary resuscitation. The department of education will administer the program

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.*

pursuant to rules adopted by the state board of education concerning the requirements for the award of a grant and the use of grant moneys.

The bill creates a fund for the grant moneys and appropriates general fund moneys to fund the grants.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1. Legislative declaration.** (1) The general assembly  
3 hereby finds and declares that:

4 (a) Heart disease affects men, women, and children of every age  
5 and race in the United States and continues to be the leading cause of  
6 death in America;

7 (b) Approximately two hundred ninety-five thousand emergency  
8 medical services-treated, out-of-hospital cardiac arrests occur annually  
9 nationwide, and roughly ninety-two percent of out-of-hospital sudden  
10 cardiac arrest victims do not survive;

11 (c) Sudden cardiac arrest results from an abnormal heart rhythm  
12 in most adults, often ventricular fibrillation;

13 (d) An automated external defibrillator, or "AED", even when  
14 used by a bystander, is safe, easy to operate, and, if used immediately  
15 after the onset of sudden cardiac arrest, is highly effective in terminating  
16 ventricular fibrillation so that the heart can resume a normal, effective  
17 rhythm;

18 (e) Prompt delivery of cardiopulmonary resuscitation, or "CPR",  
19 more than doubles a victim's chance of survival by helping to maintain  
20 vital blood flow to the heart and brain, increasing the amount of time in  
21 which an electric shock from a defibrillator may be effective;

22 (f) Unfortunately, only thirty-two percent of out-of-hospital  
23 cardiac arrest victims receive bystander CPR;

1 (g) For every minute without bystander CPR, survival from  
2 witnessed cardiac arrest decreases seven to ten percent;

3 (h) Because the interval between a 911 telephone call and the  
4 arrival of emergency medical services personnel is usually longer than  
5 five minutes, a cardiac arrest victim's survival is likely to depend on a  
6 member of the public trained in CPR and the use of an AED and access  
7 to these life-saving measures; and

8 (i) Training high school students on the effective implementation  
9 of CPR and the use of defibrillators is an effective way to increase the  
10 number of Coloradans capable of performing CPR and using an AED to  
11 save lives.

12 (2) Therefore, the general assembly declares that it is in the best  
13 interests of Colorado to create a grant program whereby public high  
14 schools have access to grant moneys to provide hands-on training for  
15 students in CPR and the use of an AED.

16 **SECTION 2.** In Colorado Revised Statutes, **add** 22-1-129 as  
17 follows:

18 **22-1-129. Instruction in cardiopulmonary resuscitation and**  
19 **the use of automated external defibrillators - grants - fund created -**  
20 **definitions - rules.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT  
21 OTHERWISE REQUIRES:

22 (a) "DEPARTMENT" MEANS THE DEPARTMENT OF EDUCATION  
23 CREATED AND EXISTING PURSUANT TO SECTION 24-1-115, C.R.S.

24 (b) "FUND" MEANS THE SCHOOL CARDIOPULMONARY  
25 RESUSCITATION AND AUTOMATED EXTERNAL DEFIBRILLATOR TRAINING  
26 FUND CREATED IN SUBSECTION (5) OF THIS SECTION.

27 (c) "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT, A

1 CHARTER SCHOOL AUTHORIZED BY A SCHOOL DISTRICT PURSUANT TO PART  
2 1 OF ARTICLE 30.5 OF THIS TITLE, A CHARTER SCHOOL AUTHORIZED BY THE  
3 STATE CHARTER SCHOOL INSTITUTE PURSUANT TO PART 5 OF ARTICLE 30.5  
4 OF THIS TITLE, OR A BOARD OF COOPERATIVE SERVICES CREATED AND  
5 OPERATING PURSUANT TO ARTICLE 5 OF THIS TITLE THAT OPERATES ONE  
6 OR MORE PUBLIC SCHOOLS.

7 (d) "PSYCHOMOTOR SKILLS DEVELOPMENT" MEANS THE USE OF  
8 HANDS-ON PRACTICE THAT SUPPORTS COGNITIVE LEARNING.

9 (e) "STATE BOARD" MEANS THE STATE BOARD OF EDUCATION  
10 CREATED AND EXISTING PURSUANT TO SECTION 1 OF ARTICLE IX OF THE  
11 STATE CONSTITUTION.

12 (2) ON AND AFTER SEPTEMBER 1, 2014, EACH LOCAL EDUCATION  
13 PROVIDER MAY APPLY FOR A GRANT OR GRANTS TO PROVIDE INSTRUCTION  
14 TO STUDENTS IN ANY OF GRADES NINE THROUGH TWELVE IN  
15 CARDIOPULMONARY RESUSCITATION AND THE USE OF AN AUTOMATED  
16 EXTERNAL DEFIBRILLATOR. THE INSTRUCTION FUNDED PURSUANT TO THIS  
17 SECTION MUST INCLUDE A NATIONALLY RECOGNIZED,  
18 PSYCHOMOTOR-SKILLS-BASED INSTRUCTIONAL PROGRAM THAT REFLECTS  
19 CURRENT, NATIONAL, EVIDENCE-BASED, EMERGENCY CARDIOVASCULAR  
20 CARE GUIDELINES FOR CARDIOPULMONARY RESUSCITATION AND THE USE  
21 OF AN AUTOMATED EXTERNAL DEFIBRILLATOR. THE DEPARTMENT SHALL  
22 ADMINISTER THE GRANT PROGRAM PURSUANT TO STATE BOARD RULES  
23 ADOPTED PURSUANT TO SUBSECTION (3) OF THIS SECTION.

24 (3) THE STATE BOARD SHALL PROMULGATE RULES CONCERNING  
25 THE GRANTS AWARDED PURSUANT TO THIS SECTION, WHICH RULES MUST  
26 INCLUDE, AT A MINIMUM:

27 (a) THE PROCESS BY WHICH A LOCAL EDUCATION PROVIDER MAY

1 APPLY FOR AND RECEIVE GRANT MONEYS PURSUANT TO THIS SECTION,  
2 INCLUDING APPLICATION REQUIREMENTS AND DEADLINES;

3 (b) THE NUMBER AND AMOUNT OF EACH GRANT AND WHETHER  
4 GRANTS MONEYS WILL BE AWARDED IN THE ORDER APPLICATIONS ARE  
5 RECEIVED OR THROUGH SOME OTHER METHOD; ■

6 (c) THE PROCESS FOR ACHIEVING A BALANCED DISTRIBUTION OF  
7 GRANT MONEYS TO APPLICANTS INCLUDING RURAL, URBAN, AND  
8 SUBURBAN LOCAL EDUCATION PROVIDERS; AND

9 (d) PROCEDURES FOR MONITORING A LOCAL EDUCATION  
10 PROVIDER'S COMPLIANCE WITH THE PROVISIONS OF THIS SECTION AND  
11 SPECIFICALLY THAT MONEYS AWARDED PURSUANT TO THIS SECTION ARE  
12 USED FOR REASONABLE COSTS ASSOCIATED WITH  
13 PSYCHOMOTOR-SKILLS-BASED CARDIOPULMONARY RESUSCITATION  
14 TRAINING AND TRAINING ON THE USE OF AUTOMATED EXTERNAL  
15 DEFIBRILLATORS, INCLUDING BUT NOT LIMITED TO TRAINING MATERIALS  
16 AND THE TEMPORARY EMPLOYMENT OF CARDIOPULMONARY  
17 RESUSCITATION INSTRUCTORS OR OTHER TRAINERS QUALIFIED TO TEACH  
18 SKILLS-BASED CARDIOPULMONARY RESUSCITATION TRAINING.

19 (4) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION TO  
20 THE CONTRARY, THE DEPARTMENT SHALL NOT AWARD ANY GRANTS  
21 PURSUANT TO THIS SECTION UNLESS THE DEPARTMENT DETERMINES THAT  
22 THERE ARE SUFFICIENT MONEYS IN THE FUND TO IMPLEMENT THE  
23 PROGRAM.

24 (5) (a) THERE IS CREATED IN THE STATE TREASURY THE SCHOOL  
25 CARDIOPULMONARY RESUSCITATION AND AUTOMATED EXTERNAL  
26 DEFIBRILLATOR TRAINING FUND. THE FUND CONSISTS OF:

27 (I) THREE HUNDRED THOUSAND DOLLARS, WHICH THE STATE

1       TREASURER SHALL TRANSFER FROM THE GENERAL FUND TO THE FUND ON  
2       THE EFFECTIVE DATE OF THIS SECTION;

3               (II)    ANY OTHER MONEYS THAT THE GENERAL ASSEMBLY  
4       APPROPRIATES TO IT; AND

5               (III) ANY GIFTS, GRANTS, OR DONATIONS CREDITED TO THE FUND  
6       PURSUANT TO PARAGRAPH (b) OF THIS SUBSECTION (5).

7               (b)    THE DEPARTMENT MAY SEEK, ACCEPT, AND EXPEND GIFTS,  
8       GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE  
9       PURPOSES OF THIS SECTION; EXCEPT THAT THE DEPARTMENT MAY NOT  
10      ACCEPT A GIFT, GRANT, OR DONATION THAT IS SUBJECT TO CONDITIONS  
11      THAT ARE INCONSISTENT WITH THIS SECTION OR ANY OTHER LAW OF THE  
12      STATE. THE DEPARTMENT SHALL TRANSMIT ALL PRIVATE AND PUBLIC  
13      MONEYS RECEIVED THROUGH GIFTS, GRANTS, OR DONATIONS TO THE  
14      STATE TREASURER, WHO SHALL CREDIT THE SAME TO THE FUND. NOTHING  
15      IN THIS SECTION REQUIRES THE DEPARTMENT TO SOLICIT MONEYS FOR  
16      PURPOSES OF IMPLEMENTING THIS SECTION.

17              (c)    THE MONEYS IN THE FUND ARE SUBJECT TO ANNUAL  
18      APPROPRIATION BY THE GENERAL ASSEMBLY TO THE DEPARTMENT FOR  
19      THE PURPOSE OF AWARDING GRANTS ALLOWED BY THIS SECTION AND FOR  
20      THE DEPARTMENT'S REASONABLE AND NECESSARY ADMINISTRATIVE  
21      EXPENSES ASSOCIATED WITH IMPLEMENTATION OF THIS SECTION. THE  
22      DEPARTMENT'S ADMINISTRATIVE EXPENSES FOR A FISCAL YEAR SHALL NOT  
23      EXCEED TWO PERCENT OF THE MONEY TRANSFERRED OR APPROPRIATED TO  
24      THE FUND IN THE FISCAL YEAR.

25              (d)    THE STATE TREASURER MAY INVEST ANY MONEYS IN THE FUND  
26      NOT EXPENDED FOR THE PURPOSE OF THIS SECTION AS PROVIDED BY LAW.  
27      THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED

1 FROM THE INVESTMENT AND DEPOSIT OF MONEYS IN THE FUND TO THE  
2 FUND. ANY UNEXPENDED AND UNENCUMBERED MONEYS REMAINING IN  
3 THE FUND AT THE END OF A FISCAL YEAR SHALL NOT BE CREDITED OR  
4 TRANSFERRED TO THE GENERAL FUND OR ANOTHER FUND.

5 **SECTION 3. Appropriation - adjustments to 2014 long bill.**

6 For the implementation of this act, the general fund appropriation made  
7 in the annual general appropriation act to the controlled maintenance trust  
8 fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes,  
9 for the fiscal year beginning July 1, 2014, is decreased by \$250,000.

10 **SECTION 4. Appropriation.** In addition to any other  
11 appropriation, there is hereby appropriated, out of any moneys in the  
12 school cardiopulmonary resuscitation and automated external defibrillator  
13 training fund created in section 22-1-129, Colorado Revised Statutes, not  
14 otherwise appropriated, to the department of education, for the fiscal year  
15 beginning July 1, 2014, the sum of \$250,000 and 0.3 FTE, or so much  
16 thereof as may be necessary, for allocation to grant programs,  
17 distributions, and other assistance for implementation of this act.

18 **SECTION 5. Act subject to petition - effective date.** This act  
19 takes effect at 12:01 a.m. on the day following the expiration of the  
20 ninety-day period after final adjournment of the general assembly (August  
21 6, 2014, if adjournment sine die is on May 7, 2014); except that, if a  
22 referendum petition is filed pursuant to section 1 (3) of article V of the  
23 state constitution against this act or an item, section, or part of this act  
24 within such period, then the act, item, section, or part will not take effect  
25 unless approved by the people at the general election to be held in  
26 November 2014 and, in such case, will take effect on the date of the  
27 official declaration of the vote thereon by the governor.