

HOUSE BILL 1366

F1

(4lr3196)

ENROLLED BILL

— *Ways and Means/Education, Health, and Environmental Affairs* —

Introduced by **Delegates Cardin, Howard, Gutierrez, Aumann, and Frush**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Public Schools – Cardiopulmonary Resuscitation and Automated External**
3 **Defibrillator ~~and Automated External Defibrillator Instruction – Graduation~~**
4 **Requirement Instruction**
5 **(Breanna’s Law)**

6 FOR the purpose of requiring a public school student to complete, as part of certain
7 curricula, instruction in cardiopulmonary resuscitation that includes
8 hands-only cardiopulmonary resuscitation and the use of an automated external
9 defibrillator beginning with students entering a certain grade in a certain year;
10 ~~requiring a public school student to complete instruction in cardiopulmonary~~
11 ~~resuscitation and the use of an automated external defibrillator to graduate~~
12 ~~from high school beginning with students entering a certain grade in a certain~~
13 ~~year;~~ requiring each county board of education to provide, as part of certain
14 curricula, instruction in cardiopulmonary resuscitation that includes
15 hands-only cardiopulmonary resuscitation and the use of an automated external

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



1 ~~defibrillator and the use of an automated external defibrillator~~ in certain
 2 schools beginning in a certain year, using a certain instructional program, and
 3 incorporating certain skills; ~~requiring, if the instruction is offered for~~
 4 ~~certification, a certain individual to conduct the instruction providing that a~~
 5 ~~certain instructional course may not be offered for a certain certification~~
 6 ~~requiring, if the instruction is offered for certification, a certain individual to~~
 7 ~~conduct the instruction;~~ authorizing, ~~if the instruction is not offered for~~
 8 ~~certification, if the instruction is not offered for certification,~~ a certain
 9 individual to facilitate, provide, or oversee the instruction; requiring the State
 10 Department of Education to develop a process to monitor the implementation of
 11 certain provisions of law; defining certain terms; and generally relating to
 12 instruction in cardiopulmonary resuscitation and the use of an automated
 13 external defibrillator ~~and the use of an automated external defibrillator and~~
 14 ~~high school graduation requirements for certain public school students~~ in the
 15 State.

16 BY adding to

17 Article – Education

18 Section 7–205.2

19 Annotated Code of Maryland

20 (2008 Replacement Volume and 2013 Supplement)

21 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
 22 MARYLAND, That the Laws of Maryland read as follows:

23 **Article – Education**

24 **7–205.2.**

25 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE
 26 MEANINGS INDICATED.

27 (2) “AUTOMATED EXTERNAL DEFIBRILLATOR” HAS THE MEANING
 28 STATED IN § 13–517 OF THIS ARTICLE.

29 (3) “PSYCHOMOTOR SKILLS” MEANS THE USE OF HANDS–ON
 30 PRACTICING TO SUPPORT COGNITIVE LEARNING.

31 ~~(B) BEGINNING WITH STUDENTS ENTERING GRADE 9 IN THE 2015–2016~~
 32 ~~SCHOOL YEAR, TO GRADUATE FROM A PUBLIC HIGH SCHOOL, A STUDENT SHALL~~
 33 ~~COMPLETE INSTRUCTION IN CARDIOPULMONARY RESUSCITATION AND THE USE~~
 34 ~~OF AN AUTOMATED EXTERNAL DEFIBRILLATOR.~~

35 (B) BEGINNING WITH STUDENTS ENTERING GRADE 9 IN THE 2015–2016
 36 SCHOOL YEAR, A STUDENT SHALL COMPLETE, AS PART OF THE HEALTH OR
 37 PHYSICAL EDUCATION CURRICULUM, INSTRUCTION IN CARDIOPULMONARY

1 RESUSCITATION THAT INCLUDES HANDS-ONLY CARDIOPULMONARY
 2 RESUSCITATION AND THE USE OF AN AUTOMATED EXTERNAL DEFIBRILLATOR.

3 ~~(C)~~ ~~(B)~~ (C) BEGINNING IN THE 2015-2016 SCHOOL YEAR, EACH COUNTY
 4 BOARD SHALL PROVIDE, AS PART OF THE HEALTH OR PHYSICAL EDUCATION
 5 CURRICULUM, INSTRUCTION IN CARDIOPULMONARY RESUSCITATION THAT
 6 INCLUDES HANDS-ONLY CARDIOPULMONARY RESUSCITATION AND THE USE OF
 7 AN AUTOMATED EXTERNAL DEFIBRILLATOR AND THE USE OF AN AUTOMATED
 8 ~~EXTERNAL DEFIBRILLATOR~~ IN EVERY PUBLIC SCHOOL THAT ENROLLS
 9 STUDENTS IN ANY OF THE GRADES ~~7~~ 9 THROUGH 12 IN THE COUNTY.

10 ~~(D)~~ ~~(C)~~ (D) THE INSTRUCTION REQUIRED UNDER ~~SUBSECTIONS (B) AND~~
 11 ~~(C)~~ SUBSECTION (B) SUBSECTIONS (B) AND (C) OF THIS SECTION SHALL:

12 (1) USE AN INSTRUCTIONAL PROGRAM THAT IS:

13 (i) DEVELOPED BY THE AMERICAN HEART ASSOCIATION
 14 OR THE AMERICAN RED CROSS; OR

15 (ii) APPROVED BY THE DEPARTMENT AND THE COUNTY
 16 BOARD AND IS NATIONALLY RECOGNIZED AND BASED ON THE MOST CURRENT
 17 NATIONAL EVIDENCE-BASED EMERGENCY CARDIOVASCULAR CARE GUIDELINES
 18 FOR CARDIOPULMONARY RESUSCITATION AND THE USE OF AN AUTOMATED
 19 EXTERNAL DEFIBRILLATOR ~~AND THE USE OF AN AUTOMATED EXTERNAL~~
 20 ~~DEFIBRILLATOR; AND~~

21 (2) INCORPORATE THE PSYCHOMOTOR SKILLS NECESSARY TO
 22 PERFORM CARDIOPULMONARY RESUSCITATION AND TO USE AN AUTOMATED
 23 EXTERNAL DEFIBRILLATOR ~~AND TO USE AN AUTOMATED EXTERNAL~~
 24 ~~DEFIBRILLATOR.~~

25 (E) (1) IF THE INSTRUCTION REQUIRED UNDER SUBSECTIONS (B)
 26 AND (C) OF THIS SECTION IS OFFERED FOR CERTIFICATION, THE COURSE MUST
 27 BE CONDUCTED BY AN INDIVIDUAL WHO IS CERTIFIED BY THE AMERICAN HEART
 28 ASSOCIATION, THE AMERICAN RED CROSS, OR A SIMILAR NATIONALLY
 29 RECOGNIZED ENTITY AS AN INSTRUCTOR OF CARDIOPULMONARY
 30 RESUSCITATION AND THE USE OF AN AUTOMATED EXTERNAL DEFIBRILLATOR.

31 ~~(E) (1) IF THE INSTRUCTION REQUIRED UNDER SUBSECTIONS (B)~~
 32 ~~AND (C) OF THIS SECTION IS OFFERED FOR CERTIFICATION, THE COURSE MUST~~
 33 ~~BE CONDUCTED BY AN INDIVIDUAL WHO IS CERTIFIED BY THE AMERICAN~~
 34 ~~HEART ASSOCIATION, THE AMERICAN RED CROSS, OR A SIMILAR NATIONALLY~~
 35 ~~RECOGNIZED ENTITY AS AN INSTRUCTOR OF CARDIOPULMONARY~~
 36 ~~RESUSCITATION AND THE USE OF AN AUTOMATED EXTERNAL DEFIBRILLATOR.~~

1 ~~(2) (D)~~ ~~(1)~~ ~~THE INSTRUCTION REQUIRED UNDER~~
 2 ~~SUBSECTION (B) OF THIS SECTION MAY NOT BE OFFERED FOR CERTIFICATION.~~

3 (2) A IF THE INSTRUCTION REQUIRED UNDER SUBSECTIONS (B)
 4 AND (C) OF THIS SECTION IS NOT OFFERED FOR CERTIFICATION, A ~~IF THE~~
 5 ~~INSTRUCTION REQUIRED UNDER SUBSECTIONS (B) AND (C) OF THIS SECTION IS~~
 6 ~~NOT OFFERED FOR CERTIFICATION, A LICENSED~~ TEACHER WHO IS NOT A
 7 CERTIFIED INSTRUCTOR OF CARDIOPULMONARY RESUSCITATION AND THE USE
 8 OF AN AUTOMATED EXTERNAL DEFIBRILLATOR ~~AND THE USE OF AN AUTOMATED~~
 9 ~~EXTERNAL DEFIBRILLATOR~~ MAY FACILITATE, PROVIDE, OR OVERSEE THE
 10 INSTRUCTION.

11 ~~(F)~~ ~~(E)~~ (F) THE DEPARTMENT SHALL DEVELOP A PROCESS TO MONITOR
 12 THE IMPLEMENTATION OF THE REQUIREMENTS ESTABLISHED UNDER THIS
 13 SECTION.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 15 July 1, 2014.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.