

Chapter 176

(House Bill 1366)

AN ACT concerning

Public Schools – Cardiopulmonary Resuscitation *and Automated External Defibrillator* and ~~Automated External Defibrillator Instruction Graduation Requirement~~ Instruction
(Breanna's Law)

FOR the purpose of requiring a public school student to complete, as part of certain curricula, instruction in cardiopulmonary resuscitation that includes hands-only cardiopulmonary resuscitation and the use of an automated external defibrillator beginning with students entering a certain grade in a certain year; ~~requiring a public school student to complete instruction in cardiopulmonary resuscitation and the use of an automated external defibrillator to graduate from high school beginning with students entering a certain grade in a certain year;~~ requiring each county board of education to provide, as part of certain curricula, instruction in cardiopulmonary resuscitation that includes hands-only cardiopulmonary resuscitation and the use of an automated external defibrillator ~~and the use of an automated external defibrillator~~ in certain schools beginning in a certain year, using a certain instructional program, and incorporating certain skills; ~~requiring, if the instruction is offered for certification, a certain individual to conduct the instruction providing that a certain instructional course may not be offered for a certain certification~~ requiring, if the instruction is offered for certification, a certain individual to conduct the instruction; ~~authorizing, if the instruction is not offered for certification,~~ if the instruction is not offered for certification, a certain individual to facilitate, provide, or oversee the instruction; requiring the State Department of Education to develop a process to monitor the implementation of certain provisions of law; defining certain terms; and generally relating to instruction in cardiopulmonary resuscitation and the use of an automated external defibrillator ~~and the use of an automated external defibrillator and high school graduation requirements for certain public school students~~ in the State.

BY adding to

Article – Education

Section 7–205.2

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

Article – Education

7-205.2.

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

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

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

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

(B) BEGINNING WITH STUDENTS ENTERING GRADE 9 IN THE 2015-2016 SCHOOL YEAR, A STUDENT SHALL COMPLETE, AS PART OF THE HEALTH OR PHYSICAL EDUCATION CURRICULUM, INSTRUCTION IN CARDIOPULMONARY RESUSCITATION THAT INCLUDES HANDS-ONLY CARDIOPULMONARY RESUSCITATION AND THE USE OF AN AUTOMATED EXTERNAL DEFIBRILLATOR.

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

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

(1) USE AN INSTRUCTIONAL PROGRAM THAT IS:

(I) DEVELOPED BY THE AMERICAN HEART ASSOCIATION OR THE AMERICAN RED CROSS; OR

(II) APPROVED BY THE DEPARTMENT AND THE COUNTY BOARD AND IS NATIONALLY RECOGNIZED AND BASED ON THE MOST CURRENT

NATIONAL EVIDENCE-BASED EMERGENCY CARDIOVASCULAR CARE GUIDELINES FOR CARDIOPULMONARY RESUSCITATION AND THE USE OF AN AUTOMATED EXTERNAL DEFIBRILLATOR ~~AND THE USE OF AN AUTOMATED EXTERNAL DEFIBRILLATOR~~; AND

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

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

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

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

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

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

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

Approved by the Governor, April 14, 2014.