

SENATE BILL 434

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CF HB 1194

By: **Senators Raskin, Klausmeier, Astle, Benson, Conway, Feldman, Guzzone, Hershey, Jennings, Kelley, King, Lee, Madaleno, Mathias, Middleton, Peters, Pugh, Reilly, and Rosapepe**

Introduced and read first time: February 1, 2016

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 23, 2016

CHAPTER _____

1 AN ACT concerning

2 **Food Service Facilities – Automated External Defibrillator Program**
3 **(The Joe Sheya Act)**

4 FOR the purpose of requiring the owner and operator of a certain food service facility to
5 develop and, beginning on a certain date, implement an automated external
6 defibrillator program that meets certain requirements; requiring the Department of
7 Health and Mental Hygiene and the Maryland Institute for Emergency Medical
8 Services Systems jointly to adopt certain regulations; and generally relating to an
9 automated external defibrillator program for food service facilities.

10 BY adding to
11 Article – Health – General
12 Section 21–330.3
13 Annotated Code of Maryland
14 (2015 Replacement Volume)

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

17 **Article – Health – General**

18 **21–330.3.**

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.



1 (A) THIS SECTION DOES NOT APPLY TO A FOOD SERVICE FACILITY THAT
2 HAS:

3 (1) AN ANNUAL GROSS INCOME OF \$400,000 OR LESS; OR

4 (2) A SEATING CAPACITY OF LESS THAN 50.

5 (B) THE OWNER AND OPERATOR OF A FOOD SERVICE FACILITY SHALL
6 DEVELOP AND, BEGINNING OCTOBER 1, 2017, IMPLEMENT AN AUTOMATED
7 EXTERNAL DEFIBRILLATOR PROGRAM THAT MEETS THE REQUIREMENTS OF §
8 13-517 OF THE EDUCATION ARTICLE.

9 (C) THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE AND THE
10 MARYLAND INSTITUTE FOR EMERGENCY MEDICAL SERVICES SYSTEMS JOINTLY
11 SHALL ADOPT REGULATIONS THAT:

12 (1) ESTABLISH GUIDELINES FOR PERIODIC INSPECTIONS AND
13 ANNUAL MAINTENANCE OF THE AUTOMATED EXTERNAL DEFIBRILLATORS; AND

14 (2) ASSIST THE OWNER AND OPERATOR OF A FOOD SERVICE FACILITY
15 IN CARRYING OUT THE PROVISIONS OF THIS SECTION.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 2016.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.