

# HOUSE BILL 522

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HB 1194/16 – HGO

7lr2680  
CF SB 427

By: ~~Delegates Barron, Cullison, Pena-Melnyk, and Rosenberg~~ Rosenberg, Hill, Metzgar, McDonough, Angel, and Morales

Introduced and read first time: January 27, 2017

Assigned to: Health and Government Operations

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 15, 2017

## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 ~~Food Service Facilities – Maryland Institute for Emergency Medical Services~~  
3 ~~Systems – Automated External Defibrillator Program~~ Defibrillators – Study  
4 (The Joe Sheya Act)

5 FOR the purpose of ~~requiring the owner and operator of a certain food service facility to~~  
6 ~~develop and, beginning on a certain date, implement an automated external~~  
7 ~~defibrillator program that meets certain requirements; requiring the Department of~~  
8 ~~Health and Mental Hygiene and the Maryland Institute for Emergency Medical~~  
9 ~~Services Systems jointly to adopt certain regulations to conduct a certain study~~  
10 ~~regarding the location of automated external defibrillators; requiring the Maryland~~  
11 ~~Institute for Emergency Medical Services Systems to compile certain information~~  
12 ~~and provide a certain summary; requiring the Maryland Institute for Emergency~~  
13 ~~Medical Services Systems to use certain data in conducting the study; requiring the~~  
14 ~~Maryland Institute for Emergency Medical Services Systems to report its findings~~  
15 ~~and recommendations to certain committees of the General Assembly on or before a~~  
16 ~~certain date; and generally relating to ~~an~~ a study regarding automated external~~  
17 ~~defibrillator program for food service facilities~~ defibrillators.

18 ~~BY adding to~~  
19 ~~Article – Health – General~~  
20 ~~Section 21-330.3~~  
21 ~~Annotated Code of Maryland~~  
22 ~~(2015 Replacement Volume and 2016 Supplement)~~

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.



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

~~Article Health General~~

~~21-330.3.~~

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

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

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

~~(B) THE OWNER AND OPERATOR OF A FOOD SERVICE FACILITY SHALL DEVELOP AND, BEGINNING OCTOBER 1, 2018, IMPLEMENT AN AUTOMATED EXTERNAL DEFIBRILLATOR PROGRAM THAT MEETS THE REQUIREMENTS OF § 13-517 OF THE EDUCATION ARTICLE.~~

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

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

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

(a) The Maryland Institute for Emergency Medical Services Systems shall:

(1) in consultation with interested stakeholders, study and make recommendations regarding locations where automated external defibrillators could be most beneficial;

(2) compile information on the cost of automated external defibrillators, including the cost of installation;

(3) compile information on the cost of training individuals to use automated external defibrillators; and

(4) provide a summary of the immunity from liability provisions in State law regarding the use of automated external defibrillators.

1           (b) In conducting the study required under subsection (a) of this section, the  
2 Maryland Institute for Emergency Medical Services Systems shall use any relevant data  
3 that is available for calendar years 2015, 2016, and 2017.

4           (c) On or before December 1, 2017, the Maryland Institute for Emergency Medical  
5 Services Systems shall report its findings and recommendations to the Senate Finance  
6 Committee and the House Health and Government Operations Committee in accordance  
7 with § 2-1246 of the State Government Article.

8           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
9 ~~October~~ July 1, 2017.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.