

## Chapter 34

## (Senate Bill 427)

AN ACT concerning

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

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

BY adding to

~~Article – Health – General~~~~Section 21-330.3~~~~Annotated Code of Maryland~~~~(2015 Replacement Volume and 2016 Supplement)~~

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.*

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

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

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

**Approved by the Governor, April 11, 2017.**