

MARYLAND REGISTER

**Proposed Action on Regulations**

<b>Transmittal Sheet</b>  <b>PROPOSED OR REPROPOSED</b>  <b>Actions on Regulations</b>	<b>Date Filed with AELR Committee</b>	<b>TO BE COMPLETED BY DSD</b>
	03/07/2016	Date Filed with Division of State Documents
		Document Number
		Date of Publication in MD Register

**1. Desired date of publication in Maryland Register: 4/15/2016**

**2. COMAR Codification**

**Title Subtitle Chapter Regulation**

13A 04 18 01 and .02

**3. Name of Promulgating Authority**

Maryland State Department of Education

**4. Name of Regulations Coordinator Telephone Number**  
Charlene L Necessary 410-767-0467

**Mailing Address**

200 W. Baltimore Street

**City State Zip Code**  
Baltimore MD 21201

**Email**  
charlene.necessary@maryland.gov

**5. Name of Person to Call About this Document Telephone No.**  
Heather Lageman 410-767-0348

**Email Address**  
heather.lageman@maryland.gov



**Title 13A**  
**A STATE BOARD OF EDUCATION**  
**Subtitle 04 SPECIFIC SUBJECTS**

**13A.04.18 Program in Comprehensive Health Education**

Authority: Education Article, 2-205(h), 7-401, 7-410, 7-411, 7-411.1, and 7-413,  
Annotated Code of Maryland

**Notice of Proposed Action**

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The Maryland State Board of Education proposes to amend Regulations .01 and .02 under COMAR 13A.04.18 Program in Comprehensive Health Education.

This action was considered at the State Board of Education meeting on February 12, 2016.

**Statement of Purpose**

The purpose of this action is to bring regulations in compliance with the legislation regarding instruction in Hands Free cardiopulmonary resuscitation and use of automated external defibrillators.

**Comparison to Federal Standards**

There is no corresponding federal standard to this proposed action.

**Estimate of Economic Impact**

The proposed action has no economic impact.

**Economic Impact on Small Businesses**

The proposed action has minimal or no economic impact on small businesses.

**Impact on Individuals with Disabilities**

The proposed action has no impact on individuals with disabilities.

**Opportunity for Public Comment**

Comments may be sent to Heather Lageman, Director of Curriculum, Teacher Induction Programs, Division of Instruction, Maryland State Department of Education, 200 West Baltimore Street, Baltimore, Maryland 21201, or call 410-767-0348 TTY:410-333-6442, or email to [heather.lageman@maryland.gov](mailto:heather.lageman@maryland.gov), or fax to 410-333-1146. Comments will be accepted through May 16, 2016. A public hearing has not been scheduled.

**Open Meeting**

Final action on the proposal will be considered by the Maryland State Board of Education during a public meeting to be held on June 28, 2016, 9:00 a.m., at 200 West Baltimore Street, Baltimore, Maryland 21201.

### **Economic Impact Statement Part C**

A. Fiscal Year in which regulations will become effective: FY 2016

B. Does the budget for the fiscal year in which regulations become effective contain funds to implement the regulations?

No

C. If 'yes', state whether general, special (exact name), or federal funds will be used:

D. If 'no', identify the source(s) of funds necessary for implementation of these regulations:

N/A

E. If these regulations have no economic impact under Part A, indicate reason briefly: The adoption of these changes will bring COMAR in compliance with the legislation regarding instruction in Hands Free CPR and AED use. Local education agencies have been briefed on this requirement through the MSDE Comprehensive Health Education briefings, which have no cost involved. Local Superintendents have certified that all 24 local districts are in compliance for the 2015-16 school year, so no cost is incurred in this area as well.

F. If these regulations have minimal or no economic impact on small businesses under Part B, indicate the reason and attach small business worksheet.

Small businesses are not impacted by these regulations.

G. Small Business Worksheet:

Attached Document:

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## **Title 13A STATE BOARD OF EDUCATION**

### **Subtitle 04 SPECIFIC SUBJECTS**

#### **Chapter 18 Program in Comprehensive Health Education**

Authority: Education Article, 2-205(h), 7-401, 7-410, 7-411, 7-411.1, and 7-413, Annotated Code of Maryland

##### **.01 Comprehensive Health Education Instructional Programs for Grades Prekindergarten — 12.**

A. Each local school system shall:

(1) — (3) (text unchanged)

B. Maryland Comprehensive Health Education Program. [The comprehensive instructional program shall help students adopt and maintain healthy behaviors and contribute directly to a student's ability to successfully practice behaviors that protect and promote health and avoid or reduce health risks. The instructional program shall provide for the diversity of student needs, abilities, and interests at the early, middle, and high school learning years, and shall include the Maryland Health Education Content Standards with related indicators and objectives as set forth in §§C—I of this regulation.]

*(1) The comprehensive instructional program shall help students adopt and maintain healthy behaviors and contribute directly to a student's ability to successfully practice behaviors that protect and promote health and avoid or reduce health risks.*

*(2) The instructional program shall provide for the diversity of student needs, abilities, and interests at the early, middle, and high school learning years, and shall include the Maryland Health Education Content Standards with related indicators and objectives as set forth in §§C–I of this regulation.*

*(3) The instructional program, as it applies to grades 9–12, shall provide instruction in cardiopulmonary resuscitation that includes hands-only cardiopulmonary resuscitation and the use of an automated external defibrillator if not otherwise offered in the physical education program.*

C. — F. (text unchanged)

G. Safety and Injury Prevention.

*(1) Students will demonstrate the ability to apply prevention and intervention knowledge, skills, and processes to promote safe living in the home, school, and community[.]; and*

*(2) Students shall complete instruction in cardiopulmonary resuscitation that includes hands-only cardiopulmonary resuscitation and the use of an automated external defibrillator.*

H. — M. (text unchanged)

**.02 Certification Procedures.**

By September [2015] 2016 and each 5 years after that, each local superintendent of schools shall certify to the State Superintendent of Schools that the instructional programming within grades prekindergarten—12 meets, at a minimum, the requirements set forth in Regulation .01 of this chapter.

JACK R. SMITH, Ph.D.  
Interim State Superintendent of Schools