
By: **Delegates Finifter and Conroy**
Introduced and read first time: February 8, 2002
Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education - Certification Requirements for Teachers - Heimlich Maneuver**
3 **and CPR Training**

4 FOR the purpose of prohibiting the State Superintendent of Schools from issuing a
5 teacher certificate to an individual unless the individual has completed training
6 in the Heimlich maneuver and cardiopulmonary resuscitation (CPR); requiring
7 the individual to obtain the required training from a person approved by the
8 State Superintendent and to provide the State Superintendent with
9 documentation that the training has been completed; requiring a county board
10 to reimburse certain applicants for the cost of certain training; making a teacher
11 immune from liability under certain circumstances; requiring the Maryland
12 State Department of Education to adopt certain regulations; and generally
13 relating to certain training requirements for individuals seeking a certificate as
14 a teacher.

15 BY repealing and reenacting, without amendments,
16 Article - Education
17 Section 6-101
18 Annotated Code of Maryland
19 (2001 Replacement Volume)

20 BY adding to
21 Article - Education
22 Section 6-115
23 Annotated Code of Maryland
24 (2001 Replacement Volume)

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

1

Article - Education

2 6-101.

3 Unless he is eligible to be issued a certificate by the State Superintendent, an
4 individual may not be employed as a county superintendent, assistant
5 superintendent, supervisor, principal, or teacher.

6 6-115.

7 (A) NOTWITHSTANDING ANY OTHER REQUIREMENT OF LAW GOVERNING THE
8 ISSUANCE OF A CERTIFICATE FOR A TEACHER IN THE STATE, THE STATE
9 SUPERINTENDENT MAY NOT ISSUE A CERTIFICATE TO AN INDIVIDUAL ELIGIBLE TO
10 BE ISSUED A CERTIFICATE AS A TEACHER UNDER § 6-101 OF THIS SUBTITLE UNLESS
11 THE INDIVIDUAL HAS COMPLETED TRAINING IN THE HEIMLICH MANEUVER AND
12 CARDIOPULMONARY RESUSCITATION (CPR) IN ACCORDANCE WITH SUBSECTION (B)
13 OF THIS SECTION.

14 (B) AN INDIVIDUAL SUBJECT TO THIS SECTION:

15 (1) SHALL OBTAIN THE TRAINING IN THE HEIMLICH MANEUVER AND
16 CARDIOPULMONARY RESUSCITATION (CPR) REQUIRED UNDER SUBSECTION (A) OF
17 THIS SECTION FROM A PERSON THAT HAS BEEN APPROVED BY THE DEPARTMENT TO
18 PROVIDE THE TRAINING; AND

19 (2) PROVIDE THE STATE SUPERINTENDENT WITH DOCUMENTATION
20 THAT THE INDIVIDUAL HAS COMPLETED THE TRAINING REQUIRED.

21 (C) AN APPLICANT WHO IS ISSUED A CERTIFICATE AS A TEACHER UNDER
22 § 6-101 OF THIS SUBTITLE SHALL BE REIMBURSED BY THE COUNTY BOARD THAT
23 EMPLOYS THE APPLICANT FOR THE COSTS INCURRED BY THE APPLICANT FOR
24 TRAINING IN THE HEIMLICH MANEUVER AND CARDIOPULMONARY RESUSCITATION
25 (CPR) REQUIRED UNDER THIS SECTION.

26 (D) A TEACHER WHO, IN THE COURSE OF EMPLOYMENT, ACTS IN GOOD FAITH
27 AND WITHOUT GROSS NEGLIGENCE TO PERFORM THE HEIMLICH MANEUVER OR
28 CARDIOPULMONARY RESUSCITATION (CPR) IS IMMUNE FROM LIABILITY.

29 (E) IN CONSULTATION WITH THE PROFESSIONAL STANDARDS AND TEACHER
30 EDUCATION BOARD, THE DEPARTMENT SHALL ADOPT REGULATIONS TO IMPLEMENT
31 THIS SECTION.

32 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
33 October 1, 2002.