

SENATE BILL 427

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SB 434/16 – FIN

7lr2375
CF HB 522

By: **Senators Klausmeier, Astle, Benson, Feldman, Hershey, King, Lee, Middleton, Peters, and Smith**

Introduced and read first time: January 27, 2017

Assigned to: Finance

A BILL ENTITLED

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 and 2016 Supplement)

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.**

19 **(A) THIS SECTION DOES NOT APPLY TO A FOOD SERVICE FACILITY THAT**
20 **HAS:**

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

22 **(2) A SEATING CAPACITY OF LESS THAN 50.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(B) THE OWNER AND OPERATOR OF A FOOD SERVICE FACILITY SHALL**
2 **DEVELOP AND, BEGINNING OCTOBER 1, 2018, IMPLEMENT AN AUTOMATED**
3 **EXTERNAL DEFIBRILLATOR PROGRAM THAT MEETS THE REQUIREMENTS OF §**
4 **13-517 OF THE EDUCATION ARTICLE.**

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

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

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

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