SENATE BILL 294

By: Senators Cassilly, Simonaire, Bailey, Gallion, Edwards, West, Jennings, Eckardt, Corderman, Carozza, Salling, and Reilly

Introduced and read first time: January 19, 2022
Assigned to: Finance

A BILL ENTITLED

AN ACT concerning

Health – Automated External Defibrillator, First Aid, and CPR – Requirements for Health Clubs

FOR the purpose of establishing requirements regarding the availability of automated external defibrillators and the presence of employees who are certified in first aid and cardiopulmonary resuscitation at health clubs; providing immunity from civil liability for employees of health clubs regarding the presence or use of or failure to use an automated external defibrillator; and generally relating to health clubs and emergency services.

BY adding to
Article – Health – General
Section 24–201
Annotated Code of Maryland
(2019 Replacement Volume and 2021 Supplement)

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

Article – Health – General

24–201.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “AUTOMATED EXTERNAL DEFIBRILLATOR” HAS THE MEANING STATED IN § 13–517 OF THE EDUCATION ARTICLE.
SENATE BILL 294

(3) “HEALTH CLUB” MEANS AN ENTITY THAT OFFERS HEALTH CLUB SERVICES AS DEFINED IN § 14–12B–01 OF THE COMMERCIAL LAW ARTICLE.

(B) (1) EACH HEALTH CLUB SHALL:

(I) OBTAIN A CERTIFICATE TO OPERATE AND MAKE AVAILABLE AN AUTOMATED EXTERNAL DEFIBRILLATOR IN ACCORDANCE WITH § 13–517 OF THE EDUCATION ARTICLE; AND

(II) HAVE AN AUTOMATED EXTERNAL DEFIBRILLATOR AVAILABLE FOR USE ON THE PREMISES OF THE HEALTH CLUB.

(2) EACH HEALTH CLUB SHALL COMPLY WITH THE CERTIFICATE REQUIREMENTS UNDER § 13–517 OF THE EDUCATION ARTICLE AND ESTABLISHED BY THE EMERGENCY MEDICAL SERVICES BOARD.

(C) WHEN OPEN FOR BUSINESS, EACH HEALTH CLUB SHALL HAVE ON THE PREMISES AN EMPLOYEE WHO, THROUGH TRAINING WITH THE AMERICAN RED CROSS OR A PROGRAM WITH EQUIVALENT STANDARDS, IS CERTIFIED IN FIRST AID AND CARDIOPULMONARY RESUSCITATION.

(D) AN EMPLOYEE OF A HEALTH CLUB MAY NOT BE HELD CIVILLY LIABLE FOR AN ACT OR OMISSION REGARDING THE PRESENCE OR USE OF OR FAILURE TO USE AN AUTOMATED EXTERNAL DEFIBRILLATOR.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2022.