

2023 Regular Session

SENATE BILL NO. 12

BY SENATOR FIELDS AND REPRESENTATIVE BOYD

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

PUBLIC HEALTH. Requires an automated external defibrillator on the premises of all educational institutions and at sponsored athletic events. (gov sig)

1 AN ACT

2 To amend and reenact R.S. 40:1137.3(E) and (F), relative to automated external
3 defibrillators (AED); to require an AED on the premises of each postsecondary
4 institution and each elementary, middle, and high school; to require an AED at
5 certain athletic events; to require an individual trained in the use of the AED and
6 first-aid CPR at the events; to provide for a cardiac emergency response plan; to
7 provide for rules and regulations; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 40:1137.3(E) and (F) are hereby amended and reenacted to read as
10 follows:

11 §1137.3. Persons in possession of AEDs; training, testing, and notification
12 requirements; manufacturer responsibility; possession required

13 * * *

14 E. (1)~~(a) Any~~ **Each postsecondary education** institution of ~~higher education~~
15 ~~that competes in intercollegiate athletics~~ shall have an AED on its premises in **an**
16 **easily accessible location within** its athletic department.

17 **(b) Any postsecondary education institution that sponsors an**

1 intercollegiate athletic event shall have an AED and a trained AED user who is
2 also trained in first-aid CPR at the event.

3 (c) Each postsecondary education institution shall have a "cardiac
4 emergency response plan". For purposes of this Subparagraph, a "cardiac
5 emergency response plan" means a written document that establishes the
6 specific steps to reduce death from cardiac arrest at an intercollegiate athletic
7 event.

8 (i) An institution cardiac emergency response plan shall be prepared by
9 each president or chancellor jointly with local emergency responders.

10 (ii) The plan, which shall focus on preventing the loss of life, shall
11 integrate at a minimum the following guidelines:

12 (aa) Establishing a cardiac emergency response team.

13 (bb) Activating the team in response to a sudden cardiac arrest.

14 (cc) Implementing AED placement and routine maintenance within the
15 institution.

16 (dd) Maintaining ongoing staff training in CPR and AED use.

17 (ee) Practicing using drills.

18 (ff) Integrating local EMS with the plan.

19 (gg) Annually reviewing and evaluating the plan.

20 (2)(a) Each elementary, middle, and high school shall have an AED on its
21 premises, ~~if funding is available, subject to appropriation~~ in an easily accessible
22 location. Each high school shall have the authority to accept donations of AEDs or
23 funds to acquire AEDs.

24 (b) Any elementary, middle, or high school that sponsors an
25 interscholastic athletic event shall have an AED and a trained AED user who is
26 also trained in first-aid CPR at the event.

27 (c) Each elementary, middle, and high school shall have a "cardiac
28 emergency response plan". For purposes of this Subparagraph, a "cardiac
29 emergency response plan" means a written document that establishes the

1 specific steps to reduce death from cardiac arrest at an interscholastic athletic
 2 event.

3 (i) A school cardiac emergency response plan shall be prepared by each
 4 principal jointly with local emergency responders.

5 (ii) The plan, which shall focus on preventing the loss of life, shall
 6 integrate at a minimum the following guidelines:

7 (aa) Establishing a cardiac emergency response team.

8 (bb) Activating the team in response to a sudden cardiac arrest.

9 (cc) Implementing AED placement and routine maintenance within the
 10 school.

11 (dd) Maintaining ongoing staff training in CPR and AED use.

12 (ee) Practicing using drills.

13 (ff) Integrating local EMS with the plan.

14 (gg) Annually reviewing and evaluating the plan.

15 F. The Louisiana Department of Health shall promulgate all necessary rules
 16 and regulations to implement the provisions of ~~Subsections D and E~~ of this Section.

17 Such rules and regulations shall, at a minimum, provide for ~~compliance;~~

18 (1) Compliance, enforcement, and penalties.

19 (2) Periodic maintenance and testing of each AED to ensure each AED
 20 is in working order.

21 (3) Appropriate training for persons designated to use and maintain an
 22 AED.

23 Section 2. The provisions of this Act shall be implemented by each postsecondary
 24 education institution and each elementary, middle, and high school beginning with the
 25 2024-2025 school year.

26 Section 3. The provisions of this Act shall be known and cited as the "Jump Start
 27 Your Heart Act".

28 Section 4. This Act shall become effective upon signature by the governor or, if not
 29 signed by the governor, upon expiration of the time for bills to become law without signature

1 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 2 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 3 effective on the day following such approval.

The original instrument was prepared by Cheryl Serrett. The following digest, which does not constitute a part of the legislative instrument, was prepared by Michael Bell.

DIGEST

SB 12 Engrossed 2023 Regular Session Fields

Present law requires each institution of higher education that competes in intercollegiate athletics to have an automated external defibrillator (AED) on its premises in its athletic department.

Present law requires AEDs, if funding is available, to be on the premises of each high school. Further requires the Louisiana Department of Health to promulgate rules and regulations.

Proposed law requires each postsecondary education institution, elementary, middle, and high school to have an AED on its premises in an easily accessible location.

Proposed law requires that an AED and a trained AED user who is also trained in first-aid CPR be at each athletic event sponsored by a postsecondary institution and elementary, middle, or high school.

Proposed law requires each postsecondary education institution, elementary, middle, and high school to have a "cardiac emergency response plan". Proposed law further requires each president or chancellor of a postsecondary education institution and the principal of each elementary, middle, and high school to prepare the plan jointly with local emergency responders.

Proposed law provides that rules and regulations be developed to ensure periodic testing and maintenance of each AED to ensure the AED is kept in working order and to prescribe appropriate training for persons designated to use and maintain an AED.

Proposed law requires the provisions of proposed law to be implemented beginning with the 2024-2025 school year.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 40:1137.3(E) and (F))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Education to the original bill

1. Adds that a trainer must be trained in first-aid CPR.
2. Provides for each postsecondary education institution, elementary, middle, and high school to have a "cardiac emergency response plan".

3. Provides for each postsecondary education institution, elementary, middle, and high school to have implemented the provisions of proposed law beginning with the 2024-2025 school year.
4. Names the bill the "Jump Start Your Heart Act".