

# MAINE STATE LEGISLATURE

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# 122nd MAINE LEGISLATURE

## FIRST REGULAR SESSION-2005

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Legislative Document

No. 460

H.P. 338

House of Representatives, January 27, 2005

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**An Act To Require That Certain Health Care Staff Be Certified in  
CPR and To Require That Nursing Homes Be Equipped with  
Automated External Defibrillators**

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Reference to the Committee on Health and Human Services suggested and ordered printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative BARSTOW of Gorham.  
Cosponsored by Senator BARTLETT of Cumberland and  
Representatives: BLANCHARD of Old Town, CAIN of Orono, DAVIS of Falmouth,  
FARRINGTON of Gorham, PINGREE of North Haven, RINES of Wiscasset, Senators:  
PERRY of Penobscot, SAVAGE of Knox.

2 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 22 MRSA §2150-C, sub-§1**, as enacted by PL 2001, c.  
364, §1, is amended to read:

6 **1. Definitions.** As used in this section chapter, unless  
the context otherwise indicates, the following terms have the  
8 following meanings.

10 A. "Automated external defibrillator" or "AED" means a  
medical device approved by the United States Food and Drug  
12 Administration that:

14 (1) Is capable of recognizing the presence or absence  
of ventricular fibrillation or rapid ventricular  
16 tachycardia;

18 (2) Is capable of determining whether defibrillation  
should be performed on an individual;

20 (3) Upon determination that defibrillation should be  
22 performed, automatically charges and requests delivery  
of an electrical impulse to an individual's heart; and

24 (4) Upon action by an operator, delivers an  
26 appropriate electrical impulse to the individual's  
heart to perform defibrillation.

28 B. "Department" means the Department of Public Safety.

30 **Sec. 2. 22 MRSA §2150-D** is enacted to read:

32 **§2150-D. Facilities for adults**

34 **1. Equipment.** A nursing home licensed under section 1811 or  
36 a facility licensed for the care of adults under Subtitle 6,  
including a long-term care facility, residential care facility,  
38 assisted housing program or assisted living program, must be  
equipped with an automated external defibrillator on each floor  
40 of the facility.

42 **2. Training.** A staff member for a nursing home licensed  
under section 1811 or a facility licensed for the care of adults  
44 under Subtitle 6, including a long-term care facility,  
residential care facility, assisted housing program or assisted  
46 living program, must be certified to perform cardiopulmonary  
resuscitation and trained to operate an automated external  
48 defibrillator.

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## SUMMARY

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4       This bill requires that nursing homes and other facilities  
6       for adults such as long-term care facilities, residential care  
8       facilities, assisted living programs and assisted housing  
      programs be equipped with an automated external defibrillator on  
      each floor of the facility. This bill also requires staff  
      members of such facilities to be trained in CPR and in the  
      operations of automated external defibrillators.