

MAINE STATE LEGISLATURE

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123rd MAINE LEGISLATURE

FIRST REGULAR SESSION-2007

Legislative Document

No. 1785

H.P. 1247

House of Representatives, March 29, 2007

An Act To Require Automated External Defibrillators in Extracurricular Activities in Kindergarten to Grade 12

Reference to the Committee on Education and Cultural Affairs suggested and ordered printed.

Millicent M. MacFarland

MILLICENT M. MacFARLAND

Clerk

Presented by Representative NORTON of Bangor.
Cosponsored by Senator BOWMAN of York and
Representatives: BLANCHETTE of Bangor, BRYANT of Windham, GROSE of Woolwich,
MAKAS of Lewiston, MUSE of Fryeburg, SILSBY of Augusta, SUTHERLAND of Chapman.

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

2 **Sec. 1. 20-A MRSA §6304** is enacted to read:

3 **§6304. Automated external defibrillators**

4 **1. Automated external defibrillators.** A school administrative unit shall equip
5 every school building in the unit's jurisdiction with an automated external defibrillator,
6 referred to in this section as an "AED." An AED must be placed in an accessible, central
7 location in the school building and be available for a secondary school athletic event
8 inside or outside of the school building. A school administrative unit shall follow the
9 requirements of Title 22, section 2150-C, subsection 3 in the possession, storage and use
10 of an AED. For purposes of this section, "automated external defibrillator" has the same
11 meaning as in Title 22, section 2150-C, subsection 1.

12 **2. Procedures regarding AEDs.** A school administrative unit shall appoint a
13 committee of unit employees to administer the requirements of this section. A committee
14 created under this subsection shall develop and implement procedures for the storage and
15 use of an AED. Procedures developed under this subsection must conform to American
16 Heart Association and National Federation of State High School Associations
17 requirements for AEDs. Procedures developed under this subsection must provide for:

18 **A. Informing all unit employees, students and the local municipal law enforcement**
19 **agency, fire department and emergency response agency of the presence and location**
20 **of the AED for each school building;**

21 **B. The placement of clearly visible signage near each AED location and the quick**
22 **and easy retrieval of an AED, which may not be locked or secured against public**
23 **access; and**

24 **C. Instructions for a unit employee or student to follow during a perceived sudden**
25 **cardiac arrest emergency, including a written and verbal emergency response**
26 **protocol to a perceived sudden cardiac arrest emergency, alerting an appropriate**
27 **emergency response authority and listing the prohibitions involving the use of an**
28 **AED as detailed in Title 22, section 2150-C, subsection 2.**

29 **3. Immunity.** The following are immune from civil liability for damages arising out
30 of acts or omissions under this section relating to possession, storage or use of an AED or
31 preparing for and responding to a perceived sudden cardiac arrest emergency, absent
32 gross negligence or willful or wanton misconduct:

33 **A. A person that acquires an AED;**

34 **B. A person that owns, manages or is otherwise responsible for the premises on**
35 **which an AED is located;**

36 **C. A person authorized under Title 22, section 2150-C, subsection 2 who retrieves,**
37 **uses, attempts to use or fails to use an AED in response to a perceived sudden cardiac**
38 **arrest emergency;**

39 **D. A physician or other authorized person who issues a prescription for the purchase**
40 **of an AED;**

