

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

EMC
ROB

L.D. 1366

Date: 5/14/13

(Filing No. H-164)

2
3 **EDUCATION AND CULTURAL AFFAIRS**

4 Reproduced and distributed under the direction of the Clerk of the House.

5 **STATE OF MAINE**
6 **HOUSE OF REPRESENTATIVES**
7 **126TH LEGISLATURE**
8 **FIRST REGULAR SESSION**

9 COMMITTEE AMENDMENT "A" to H.P. 974, L.D. 1366, Bill, "An Act To
10 Require Students To Receive Instruction in Cardiopulmonary Resuscitation and the Use
11 of an Automated External Defibrillator prior to Graduation"

12 Amend the bill by striking out the title and substituting the following:

13 **'An Act To Require Public Schools To Offer Instruction Related to**
14 **Cardiopulmonary Resuscitation and the Use of an Automated External**
15 **Defibrillator'**

16 Amend the bill by striking out all of section 1 and inserting the following:

17 **'Sec. 1. 20-A MRSA §6304**, as enacted by PL 2007, c. 267, §1, is amended to
18 read:

19 **§6304. Automated external defibrillators and cardiopulmonary resuscitation**

20 School boards may place automated external defibrillators in occupied school
21 buildings and at school athletic events. School personnel and members of the public may
22 receive training on how to perform cardiopulmonary resuscitation and use automated
23 external defibrillators in order to acquire the skills and confidence to respond to
24 emergencies. In accordance with rules adopted by the department, public schools shall
25 offer training to students on how to perform cardiopulmonary resuscitation and use
26 automated external defibrillators. Rules adopted under this section are routine technical
27 rules as defined in Title 5, chapter 375, subchapter 2-A.'

28 Amend the bill in section 2 in the 4th line (page 1, line 9 in L.D.) by inserting after
29 the following: "use" the following: 'pursuant to the Maine Revised Statutes, Title 20-A,
30 section 6304'

31 Amend the bill in section 2 in the last 6 lines (page 1, lines 18 to 23 in L.D.) by
32 striking out the following: "By the beginning of the 2014-2015 school year, every school
33 that is required to participate in the system of learning results set forth in the Maine
34 Revised Statutes, Title 20-A, section 6209 shall implement instruction in CPR and use of
35 an AED based on the rules adopted by the commissioner. Rules adopted pursuant to this

1 section are routine technical rules as defined in the Maine Revised Statutes, Title 5,
2 chapter 375, subchapter 2-A." and inserting the following: "The rule must be designed to
3 ensure that the requirements of Title 20-A, section 6304 can be met by a public school
4 without the public school's being required to expand or modify its activity so as to
5 necessitate additional expenditures from local revenues."

6 Amend the bill by striking out all of section 3.

7 **SUMMARY**

8 This amendment:

9 1. Removes the requirement that every student develop proficiency in
10 cardiopulmonary resuscitation and the use of an automated external defibrillator as part of
11 the system of learning results; and

12 2. Requires public schools to offer training to students on how to perform
13 cardiopulmonary resuscitation and use automated external defibrillators in accordance
14 with rules adopted by the Department of Education. The rules must be designed to ensure
15 that the training requirements can be met without a public school's being required to
16 expand or modify its activity so as to necessitate additional expenditures from local
17 revenues.

FISCAL NOTE REQUIRED
(See attached)



126th MAINE LEGISLATURE

LD 1366

LR 1139(02)

An Act To Require Students To Receive Instruction in Cardiopulmonary Resuscitation and the Use of an Automated External Defibrillator prior to Graduation

Fiscal Note for Bill as Amended by Committee Amendment "A(H-164)"

Committee: Education and Cultural Affairs

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Additional costs to the Department of Education to develop the required rules can be absorbed within existing budgeted resources. Assuming the department is able to successfully design rules to implement the training requirements in the bill so that they would not necessitate additional expenditures from local revenues, this bill may not represent a state mandate pursuant to the Constitution of Maine.