

# MAINE STATE LEGISLATURE

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# 126th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2013

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Legislative Document

No. 1366

H.P. 974

House of Representatives, April 9, 2013

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

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

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative GRAHAM of North Yarmouth.  
Cosponsored by Senator DUTREMBLE of York and  
Representatives: DORNEY of Norridgewock, FARNSWORTH of Portland, KNIGHT of  
Livermore Falls, PRINGLE of Windham, SAUCIER of Presque Isle.

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

2 **Sec. 1. 20-A MRSA §6209, sub-§2, ¶D**, as amended by PL 2007, c. 259, §5, is  
3 further amended to read:

4 D. Health, physical education and wellness, including cardiopulmonary resuscitation  
5 and the use of an automated external defibrillator;

6 **Sec. 2. Standards for instruction in cardiopulmonary resuscitation and**  
7 **automated external defibrillator use.** The Commissioner of Education shall  
8 establish, by rule, standards for instruction in cardiopulmonary resuscitation, or "CPR,"  
9 and automated external defibrillator, or "AED," use. The commissioner shall base the  
10 standards for instruction of CPR and AED use on the programs established by the  
11 American Heart Association or the American Red Cross or another program that is  
12 nationally recognized and uses the most current national evidence-based emergency  
13 cardiovascular guidelines and incorporates psychomotor skills development into the  
14 instruction. The standards for instruction on AED use may not require the use of an AED  
15 but must include an explanation of AED use. A licensed teacher may not be required to  
16 be certified as a CPR or AED trainer or to facilitate, provide or oversee CPR or AED  
17 instruction. The rule must provide that courses that result in CPR and AED certification  
18 must be taught by a certified CPR or AED instructor. By the beginning of the 2014-2015  
19 school year, every school that is required to participate in the system of learning results  
20 set forth in the Maine Revised Statutes, Title 20-A, section 6209 shall implement  
21 instruction in CPR and use of an AED based on the rules adopted by the commissioner.  
22 Rules adopted pursuant to this section are routine technical rules as defined in Title 5,  
23 chapter 375, subchapter 2-A.

24 **Sec. 3. Effective date.** That section of this Act that amends the Maine Revised  
25 Statutes, Title 20-A, section 6209, subsection 2, paragraph D takes effect July 1, 2014.

26 **SUMMARY**

27 This bill requires that, as a condition of graduation from high school, beginning with  
28 the 2014-2015 school year, each student receive instruction and achieve proficiency in  
29 cardiopulmonary resuscitation and the use of an automated external defibrillator.