

FIRST REGULAR SESSION

HOUSE BILL NO. 514

93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE PRATT.

Read 1st time February 10, 2005 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

1219L.03I

AN ACT

To amend chapter 162, RSMo, by adding thereto one new section relating to cardiac automated external defibrillators in schools.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 162, RSMo, is amended by adding thereto one new section, to be
2 known as section 162.1230, to read as follows:

3 **162.1230. 1. As used in this section, "automated external defibrillator" means a**
4 **specialized defibrillator that is approved for use as a medical device by the United States**
5 **Food and Drug Administration for performing automated external defibrillation.**

6 **2. The board of education of each school district shall require the placement of an**
7 **automated external defibrillator in each high school under the control of the board. Where**
8 **a school-sponsored competitive athletic event is held at a site other than a public school**
9 **facility, the public school officials shall ensure that such automated external defibrillator**
10 **is available for use at the site. The board shall require that a sufficient number of the staff**
11 **persons assigned to each high school under the control of the board successfully complete**

12 **3. In regard to the use of an automated external defibrillator that is placed in a high**
13 **school as specified in this section, and except in the case of willful or wanton misconduct**
14 **or when there is no good faith attempt to activate an emergency medical services system**
15 **in accordance with section 190.092, RSMo, no person shall be held liable in civil damages**
16 **for injury, death, or loss to person or property, or held criminally liable, for performing**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 **automated external defibrillation in good faith, regardless of whether the person has**
18 **obtained appropriate training on how to perform automated external defibrillation or**
19 **successfully completed a course in cardiopulmonary resuscitation. The school district or**
20 **school where the automated external defibrillator is located shall likewise not be held liable**
21 **for damages resulting from the use of an automated external defibrillator, provided that**
22 **all other requirements of section 190.092, RSMo, have been met.**