

FIRST REGULAR SESSION

HOUSE BILL NO. 89

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE GRIFFITH.

0519H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 170.310, RSMo, and to enact in lieu thereof one new section relating to cardiopulmonary resuscitation instruction and training in schools.

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

Section A. Section 170.310, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 170.310, to read as follows:

170.310. 1. For school year 2017-18 and each school year thereafter **through the 2024-25 school year**, upon graduation from high school, pupils in public schools and charter schools shall have received thirty minutes of cardiopulmonary resuscitation instruction and training in the proper performance of the Heimlich maneuver or other first aid for choking given any time during a pupil's four years of high school.

2. (1) Beginning in school year 2017-18 **and each school year thereafter through the 2024-25 school year**, any public school or charter school serving grades nine through twelve shall provide enrolled students instruction in cardiopulmonary resuscitation.

(2) (a) **As used in this subdivision, "school" means a high school, as defined in section 160.011, and a charter school, as defined in section 160.400, that gives instruction in a grade or grades not lower than grade nine nor higher than grade twelve.**

(b) **For the 2025-26 school year and all subsequent school years, each school shall provide each enrolled pupil in grade nine, ten, eleven, or twelve with at least thirty minutes of each of the following:**

a. **Cardiopulmonary resuscitation instruction; and**

b. **Training in the proper performance of the Heimlich maneuver or other first aid for choking.**

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.

18 **(c) Each school shall provide the instruction and training required for each pupil**
19 **under this subdivision in each school year in which the pupil is enrolled in the school.**

20 **(3) Students with disabilities may participate to the extent appropriate as determined**
21 **by the provisions of the federal Individuals with Disabilities Education Act (IDEA) (20**
22 **U.S.C. Section 1400 et seq., as amended) or Section 504 of the federal Rehabilitation Act of**
23 **1973 (29 U.S.C. Section 794), as amended.**

24 **(4) Instruction shall be included in the district's existing health or physical education**
25 **curriculum. Instruction shall be based on a program established by the American Heart**
26 **Association or the American Red Cross, or through a nationally recognized program based on**
27 **the most current national evidence-based emergency cardiovascular care guidelines, and**
28 **psychomotor skills development shall be incorporated into the instruction. For purposes of**
29 **this section, "psychomotor skills" means the use of hands-on practicing and skills testing to**
30 **support cognitive learning.**

31 3. The teacher of the cardiopulmonary resuscitation course or unit shall not be
32 required to be a certified trainer of cardiopulmonary resuscitation if the instruction is not
33 designed to result in certification of students. Instruction that is designed to result in
34 certification being earned shall be required to be taught by an authorized cardiopulmonary
35 instructor. Schools may develop agreements with any local chapter of a voluntary
36 organization of first responders to provide the required hands-on practice and skills testing.
37 For purposes of this subsection, "first responders" shall include telecommunicator first
38 responders as defined in section 650.320.

39 4. The department of elementary and secondary education may promulgate rules to
40 implement this section. Any rule or portion of a rule, as that term is defined in section
41 536.010, that is created under the authority delegated in this section shall become effective
42 only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable,
43 section 536.028. This section and chapter 536 are nonseverable and if any of the powers
44 vested with the general assembly pursuant to chapter 536 to review, to delay the effective
45 date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant
46 of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be
47 invalid and void.

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