SENATE DOCKET, NO. 1246 FILED ON: 1/20/2011

SENATE . . . . . No. 1123

The Commonwealth of Massachusetts

PRESENTED BY:

Mark C. Montigny

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying:

An Act requiring automated external defibrillators in schools.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Mark C. Montigny	☐ *[District]* ☐
Bruce J. Ayers	*1st Norfolk*

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SENATE . . . . . No. 1123

By Mr. Montigny, a petition (accompanied by bill, Senate, No. 1123) of Mark C. Montigny and Bruce J. Ayers for legislation requiring automated external defibrillators in schools. Public Health.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
SENATE
, NO. *842* OF 2009-2010.]

The Commonwealth of Massachusetts

An Act requiring automated external defibrillators in schools.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

Section 1. Chapter 111 of the General Laws is hereby amended by inserting after section 57D the following section:—

Section 57E. All public schools shall have a automatic external defibrillator on its premises and shall have AED providers, as defined in section 12V½ of chapter 112 available. The provisions of said section 12V½ of said chapter 112 shall be applicable to any action under this section.

Section 2. On-site cardiac automated external defibrillator. 1. All Schools as defined by Chapter 32 Section 1 shall provide and maintain on-site in each instructional school facility automated external defibrillator (AED) equipment, as defined in section (1) in quantities and types deemed by the commissioner of education in consultation with the commissioner of health to be adequate to ensure ready and appropriate access for use during emergencies. 2. Whenever public school facilities pursuant to subdivision one of this section are used for school sponsored or school approved curricular or extracurricular events or activities and whenever a school-sponsored athletic contest is held at any location, the public school officials and administrators responsible for such school facility or athletic contest shall ensure the presence of at least one staff person who is trained, as defined in Chapter 112 section 12V in the operation and use of an AED. Where a school-sponsored competitive athletic event is held at a site other than a public school facility, the public school officials shall assure that an AED is provided on-

19 site. 3. Public school facilities and staff pursuant to subdivisions one and two of this section shall
20 be deemed a "public access defibrillation provider" as defined in Chapter 112 Section 12V1/2
21 subject to the requirements and limitations of such section. 4. Pursuant to Chapter 112 Section
22 12V any public access defibrillation provider, or any employee or other agent of the provider
23 who, in accordance with the provisions of this section, voluntarily and without expectation of
24 monetary compensation renders emergency medical or first aid treatment using an AED which
25 has been made available pursuant to this section, to a person who is unconscious, ill or injured,
26 shall be liable only pursuant to section 12V of Chapter 112.