

4524

2013-2014 Regular Sessions

I N S E N A T E

April 8, 2013

Introduced by Sens. FUSCHILLO, PARKER, AVELLA, KENNEDY, LARKIN, MARTINS, MAZIARZ, MONTGOMERY -- read twice and ordered printed, and when printed to be committed to the Committee on Education

AN ACT to amend the education law, in relation to requiring schools to provide instruction in cardiopulmonary resuscitation

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Section 804-c of the education law, as added by chapter 269
2 of the laws of 1999, is amended to read as follows:
3 S 804-c. Cardiopulmonary resuscitation instruction. 1. Instructions
4 regarding cardiopulmonary resuscitation [may] SHALL be [offered for
5 voluntary admission as] a part of the health education OR PHYSICAL
6 EDUCATION curriculum in all senior high schools, WHETHER PUBLIC,
7 PRIVATE, OR CHARTER. INSTRUCTION IN CARDIOPULMONARY RESUSCITATION SHALL
8 INCLUDE PSYCHOMOTOR SKILL INSTRUCTION AND MAY INCLUDE THE COMPLETION OF
9 A CERTIFIED COURSE, HOWEVER STUDENT CERTIFICATION SHALL NOT BE MANDATORY
10 TO MEET THE REQUIREMENTS OF THIS SECTION. In addition to the requirement
11 that all teachers of health education shall be certified to teach
12 health, persons instructing pupils in cardiopulmonary resuscitation
13 shall possess valid certification by an agency offering such certification
14 in the performance of cardiopulmonary resuscitation [and in its
15 instruction]. FOR THE PURPOSES OF THIS SECTION, "PSYCHOMOTOR SKILL"
16 SHALL MEAN THE USE OF HANDS-ON PRACTICING TO SUPPORT COGNITIVE LEARNING.
17 2. The commissioner [may] SHALL prescribe regulations governing such
18 health education AND PHYSICAL EDUCATION courses which shall include
19 instruction in cardiopulmonary resuscitation. Such regulations shall in
20 no event prescribe a course of study in cardiopulmonary resuscitation
21 which sets forth standards for PSYCHOMOTOR SKILL instruction of a lesser
22 quality than [the requirements of the programs adopted by the American
23 Heart Association or the American Red Cross] ACCEPTED STANDARDS IN THE
24 UNITED STATES.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

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1 3. School authorities [that choose to offer such course] shall provide
2 the needed facilities, time and place for the instruction set forth
3 herein and shall provide learning aids and curriculum resource materials
4 to support such course of study.

5 S 2. Section 804-d of the education law, as added by chapter 315 of
6 the laws of 2005, is amended to read as follows:

7 S 804-d. Automated external defibrillator instruction. Instructions
8 regarding the correct use of an automated external defibrillator shall
9 be included as a part of the health education OR PHYSICAL EDUCATION
10 curriculum in all senior high schools when cardiopulmonary resuscitation
11 instruction is being provided as authorized by section eight hundred
12 four-c of this article. In addition to the requirement that all teach-
13 ers of health education shall be certified to teach health, persons
14 instructing pupils in the correct use of automated external defibrilla-
15 tors shall possess valid certification by a nationally recognized organ-
16 ization or the state emergency medical services council offering certifi-
17 cation in the operation of an automated external defibrillator [and in
18 its instruction].

19 S 3. This act shall take effect June 30, 2014. Effective immediately,
20 the commissioner of education is authorized to promulgate any rule or
21 regulation necessary for the timely implementation of this act on its
22 effective date.