

3044

2009-2010 Regular Sessions

I N   S E N A T E

March 10, 2009

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Introduced by Sens. SEWARD, ALESI, DeFRANCISCO, HANNON, LARKIN, MORAHAN, RANZENHOFER, VOLKER -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law, in relation to the possession of external defibrillators

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

1     Section 1. Paragraph (a) of subdivision 3 of section 3000-b of the  
2 public health law, as amended by chapter 583 of the laws of 1999, is  
3 amended to read as follows:  
4     (a) No person may operate an automated external defibrillator unless  
5 the person has successfully completed a training course in the operation  
6 of an automated external defibrillator approved by a nationally-recog-  
7 nized organization or the state emergency medical services council.  
8 However, this section shall not prohibit THE POSSESSION OR operation of  
9 an automated external defibrillator, (i) by a health care practitioner  
10 licensed or certified under title VIII of the education law or a person  
11 certified under this article acting within his or her lawful scope of  
12 practice or (ii) by a person acting pursuant to a lawful prescription.  
13     S 2. This act shall take effect immediately.

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

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