

# STATE OF NEW YORK

9092

## IN ASSEMBLY

January 17, 2020

Introduced by M. of A. McDONOUGH -- read once and referred to the  
Committee on Education

AN ACT to amend the education law, in relation to requiring the develop-  
ment of a bleeding control kit program and the installation of bleed-  
ing control kits in schools

The People of the State of New York, represented in Senate and Assem-  
bly, do enact as follows:

- 1 Section 1. Section 305 of the education law is amended by adding a new  
2 subdivision 59 to read as follows:  
3 59. a. The commissioner shall consult and collaborate with the commis-  
4 sioner of health to establish and develop a bleeding control kit program  
5 within the department that:  
6 (i) ensures that bleeding control kits are stored in easily accessible  
7 areas of the school;  
8 (ii) includes the use of bleeding control kits in the emergency oper-  
9 ations plan or any other security planning measure or protocol adopted  
10 by the school district, board of cooperative educational services, char-  
11 ter school or nonpublic school; and  
12 (iii) requires all district or school personnel who may be reasonably  
13 expected to use a bleeding control kit in the event of an injury to  
14 another person to receive training approved by the department.  
15 b. A bleeding control kit required pursuant to this subdivision shall  
16 be a first aid response kit that includes at least:  
17 (i) one tourniquet;  
18 (ii) two compressed gauze dressings;  
19 (iii) one trauma dressing;  
20 (iv) nitrile gloves;  
21 (v) scissors; and  
22 (vi) instructional documents adopted by the agency detailing methods  
23 to prevent blood loss following a traumatic event.  
24 c. In addition to the items required to be included in a bleeding  
25 control kit pursuant to paragraph b of this subdivision, a bleeding  
26 control kit may also include any medical material or equipment that:  
27 (i) may be readily stored in a bleeding control kit;

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

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1 (ii) may be used to adequately treat an injury involving traumatic  
2 blood loss; and

3 (iii) is approved by local law enforcement or emergency medical  
4 services personnel.

5 d. Each school district, board of cooperative educational services,  
6 charter school or nonpublic school shall conduct an annual inspection of  
7 the medical material and equipment in each bleeding control kit and  
8 replace any expired material or equipment as necessary.

9 e. Each school district, board of cooperative educational services,  
10 charter school or nonpublic school shall restock each bleeding control  
11 kit as soon as practicable after the use of such kit to ensure that the  
12 kit contains all required material and equipment.

13 f. The department may approve an online course of instruction by the  
14 American College of Surgeons or a similar organization to satisfy the  
15 training required pursuant to subparagraph (iii) of paragraph a of this  
16 subdivision.

17 g. A school district, board of cooperative educational services, char-  
18 ter school or nonpublic school shall be immune from civil liability from  
19 damages or injuries resulting from the good faith use of a bleeding  
20 control kit by an employee of such school district, board of cooperative  
21 educational services, charter school or nonpublic school to control the  
22 bleeding of an injured person provided that the employee received the  
23 training required pursuant to subparagraph (iii) of paragraph a of this  
24 subdivision and the employee did not act with gross negligence in the  
25 use of the bleeding control kit.

26 § 2. This act shall take effect immediately.