

STATE OF NEW YORK

4876

2019-2020 Regular Sessions

IN ASSEMBLY

February 5, 2019

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

AN ACT to amend the education law and the public health law, in relation to directing the commissioners of education and health to establish rules and regulations for the treatment and monitoring of students of school districts, boards of cooperative educational services and nonpublic schools who exhibit signs or symptoms of sudden cardiac arrest

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

1 Section 1. Short title. This act shall be known and may be cited as
2 the "Dominic Murray sudden cardiac arrest prevention act".

3 § 2. Section 206 of the public health law is amended by adding a new
4 subdivision 31 to read as follows:

5 31. The commissioner shall develop information that is reviewed by the
6 commissioner of education related to students who exhibit signs or symp-
7 toms of sudden cardiac arrest. Such information shall include, but not
8 be limited to, the definition of sudden cardiac arrest, signs and symp-
9 toms of sudden cardiac arrest, and guidelines for a student's partic-
10 ipation in interscholastic athletics after exhibiting signs or symptoms
11 of sudden cardiac arrest. Such information shall be posted on the
12 department's website.

13 § 3. The education law is amended by adding a new section 923 to read
14 as follows:

15 § 923. Sudden cardiac arrest. a. The commissioner shall review the
16 information developed by the commissioner of health required by subdivi-
17 sion thirty-one of section two hundred six of the public health law to
18 assist in the education and awareness of the signs and symptoms of
19 sudden cardiac arrest. Such information shall be posted on the depart-
20 ment's website. In addition, each school shall be required to include
21 such information reviewed by the department and developed by the depart-

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

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1 ment of health in any permission form or parent or person in parental
2 relation consent form or similar document that may be required for a
3 student's participation in interscholastic athletics and shall also
4 include such information, or reference how to obtain such information
5 from the department and the department of health's websites, on the
6 school's website, if one exists.

7 b. The commissioner shall promulgate rules and regulations that
8 authorize school districts, in their discretion, to establish a sudden
9 cardiac arrest management team. Such management team shall be composed
10 of an athletic director, a school nurse, a school physician, a coach of
11 the interscholastic team, an athletic trainer or other appropriate
12 personnel as designated by the school or school district. Provided
13 further, every sudden cardiac arrest management team may establish and
14 implement a program that annually provides information on sudden cardiac
15 arrest to parents or persons in parental relation. In developing such
16 rules and regulations, the commissioner shall consider input from stake-
17 holders and other interested parties including, but not limited to,
18 parents, teachers, students, school administrators, school athletic
19 trainers, coaches, medical and health professionals, the public schools
20 athletic league (PSAL), the New York state public high school athletic
21 association (NYSPHSAA), and other athletic associations.

22 § 4. Subdivision 1 of section 3001-b of the education law, as added by
23 chapter 498 of the laws of 1991, is amended to read as follows:

24 1. On and after the effective date of this section, in addition to any
25 provision of law or rule or regulation of the department related to the
26 requirements necessary for teachers within the public school systems,
27 whether certified in physical education or not, to coach any extra-class
28 athletic activity, it shall be required of such teachers, except as
29 provided in subdivision two of this section, to hold a valid certificate
30 of completion of a course of study in first aid knowledge and skills
31 offered by the American National Red Cross and approved by the commis-
32 sioner, or to meet equivalent requirements as certified by the commis-
33 sioner. Any such course of study or equivalent requirements must include
34 instruction in recognizing signs and symptoms of cardiac arrest and
35 sudden cardiac arrest and the administration of adult cardiopulmonary
36 resuscitation. Prior to the start of each sports season, coaches must
37 provide valid evidence to their chief school officer that their first
38 aid and adult cardiopulmonary resuscitation knowledge and skills are
39 current pursuant to the requirements established by the American
40 National Red Cross or that they meet equivalent requirements as certi-
41 fied by the commissioner.

42 § 5. Subdivision 1 of section 3001-c of the education law, as added by
43 chapter 39 of the laws of 1994, is amended to read as follows:

44 1. On and after the effective date of this section, it shall be
45 required of coaches of high school extra-class athletic activities in a
46 nonpublic school system, except as provided in subdivision two of this
47 section, to hold a valid certificate of completion of a course of study
48 in first aid knowledge and skills offered by the American National Red
49 Cross and approved by the commissioner, or to meet equivalent require-
50 ments as certified by the commissioner. Any such course of study or
51 equivalent requirements must include instruction in recognizing signs
52 and symptoms of cardiac arrest and sudden cardiac arrest and the admin-
53 istration of adult cardiopulmonary resuscitation. Prior to the start of
54 each sports season, coaches must provide valid evidence to their chief
55 school officer that their first aid and adult cardiopulmonary resusci-
56 tation knowledge and skills are current pursuant to the requirements

1 established by the American National Red Cross or that they meet equiv-
2 alent requirements as certified by the commissioner.
3 § 6. This act shall take effect on the first of July next succeeding
4 the date on which it shall have become a law; provided, that, effective
5 immediately, any rules and regulations necessary to implement the
6 provisions of this act on its effective date are authorized and directed
7 to be completed on or before such date.