STATE OF NEW YORK

366--A

2023-2024 Regular Sessions

IN ASSEMBLY

January 6, 2023

Introduced by M. of A. OTIS, WALLACE, BURKE, McMAHON, HUNTER, THIELE, BURDICK, CRUZ, SHIMSKY, DINOWITZ, CUNNINGHAM, LEVENBERG, SAYEGH -- read once and referred to the Committee on Health -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public health law, in relation to requiring camps and youth sports programs to establish an automated external defibrillator implementation plan

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

Section 1. The public health law is amended by adding a new section 3000-f to read as follows:

§ 3000-f. Automated external defibrillator; camps and youth sports programs. 1. Definitions. As used in this section, unless the context clearly requires otherwise, the following terms have the following meanings:

(a) "Automated external defibrillator" means a medical device, approved by the United States food and drug administration, that: (i) is capable of recognizing the presence or absence in a patient of ventricular fibrillation and rapid ventricular tachycardia; (ii) is capable of determining, without intervention by an operator, whether defibrillation should be performed on a patient; (iii) upon determining that defibrillation should be performed, automatically charges and requests delivery of an electrical impulse to a patient's heart; and (iv) then, upon action by an operator, delivers an appropriate electrical impulse to a patient's heart to perform defibrillation.

(b) "Training course" means a course approved by a nationally-recognized organization or the state emergency medical services council in the operation of automated external defibrillators.

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

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(c) "Nationally-recognized organization" means a national organization approved by the department for the purpose of training people in use of an automated external defibrillator.

(d) "Camp" means a children's overnight camp, summer day camp, or traveling summer day camp as such terms are defined in section thirteen hundred ninety-two of this chapter.

(e) "Youth sports program" means any league or recreation program organized to provide group athletic activity to individuals under seventeen years old or programs providing athletic activity for high school students regardless of the age of the participants of such programs. Public school athletic programs subject to the requirements of section nine hundred seventeen of the education law shall not be subject to the requirements of this section.

2. Within one hundred eighty days of the effective date of this section, a camp or youth sports program shall establish and submit to the department of health an automated external defibrillator implementation plan describing how the camp or program will:

(a) make available an automated external defibrillator at every camp, game and practice; and

(b) ensure that there is at least one employee, volunteer, coach, umpire or other qualified adult who is present at each such camp, game and practice who has successfully completed a training course within the preceding twenty-four months of each such camp session, game and practice.

(c) Each camp and youth sports program shall include in their plan details for maintaining records that such camp or youth sports program possesses a sufficient number of automated external defibrillators to meet the requirements of paragraphs (a) and (b) of this subdivision.

(d) Implementation plans shall include an equipment checklist and cardiac emergency protocol for when cardiac emergency incidents occur.

3. Implementation of automated external defibrillator plans shall be done in accordance with the requirements and protections of section 3000-b of this article.

§ 2. This act shall take effect immediately.