

ACT No. 517

Regular Session, 2014

HOUSE BILL NO. 542

BY REPRESENTATIVES WILLMOTT, ARNOLD, BARROW, WESLEY BISHOP, BROADWATER, BURFORD, HENRY BURNS, BURRELL, CARTER, COX, DANAHAY, EDWARDS, GAROFALO, GUILLORY, HARRIS, HARRISON, HAZEL, HENRY, HILL, HOFFMANN, HOLLIS, HOWARD, KATRINA JACKSON, JEFFERSON, JONES, NANCY LANDRY, LEOPOLD, MACK, PRICE, REYNOLDS, RICHARD, SHADOIN, SMITH, ST. GERMAIN, STOKES, THOMPSON, ALFRED WILLIAMS, AND PATRICK WILLIAMS AND SENATORS ALARIO, APPEL, BROOME, BROWN, BUFFINGTON, CLAITOR, CROWE, DORSEY-COLOMB, ERDEY, GALLOT, HEITMEIER, JOHNS, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MURRAY, PEACOCK, RISER, GARY SMITH, WALSWORTH, WARD, AND WHITE

1 AN ACT

2 To enact R.S. 17:81(X) and 3996(B)(34), relative to instruction in public high schools
3 regarding cardiopulmonary resuscitation and automated external defibrillators; to
4 require and provide guidelines for such instruction; to provide relative to rules and
5 regulations; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 17:81(X) and 3996(B)(34) are hereby enacted to read as follows:

8 §81. General powers of local public school boards

9 * * *

10 X.(1) The governing authority of each public school that enrolls students in
11 grades nine through twelve shall provide instruction relative to cardiopulmonary
12 resuscitation and the use of an automated external defibrillator. Such instruction
13 shall be integrated into the curriculum of an existing course, such as health
14 education, physical education, or another course that is required for graduation and
15 deemed appropriate by the school governing authority, and shall include the
16 following:

1 (a) An instructional program developed by the American Heart Association
2 or the American Red Cross or an instructional program that is nationally recognized
3 and based on the most current national evidence-based emergency cardiovascular
4 care guidelines for the performance of cardiopulmonary resuscitation and the use of
5 an automated external defibrillator.

6 (b) Training for students relative to the psychomotor skills necessary to
7 perform cardiopulmonary resuscitation. For the purposes of this Subparagraph,
8 "psychomotor skills" means skills that students are required to perform as hands-on
9 practice to support cognitive learning. Students receiving the instruction required
10 by this Subsection in a virtual school shall not be required to perform hands-on
11 practice.

12 (2)(a) A classroom teacher shall not be required to be a certified trainer of
13 cardiopulmonary resuscitation to facilitate, provide, or oversee the instruction.

14 (b) The governing authority of each public school may consult and partner
15 with the following individuals whom the governing authority may authorize to
16 participate in providing the instruction:

17 (i) Emergency medical technicians, paramedics, physicians, nurses,
18 respiratory therapists, police officers, deputy sheriffs, nurse practitioners, athletic
19 trainers, firefighters, and any persons included in the definition of "health care
20 provider" provided in R.S. 40:1299.41, each of whom shall be certified in
21 cardiopulmonary resuscitation and must be currently licensed, certified, or
22 commissioned according to his respective occupation in order to participate in
23 providing such instruction. If it is in accordance with the laws, rules, or regulations
24 governing his profession, if applicable, an instructor may apply the hours spent
25 performing this instruction toward fulfilling professional requirements relative to
26 performing community service.

27 (ii) Representatives of the American Heart Association or the American Red
28 Cross or other similarly qualified individuals.

1 (c) Instruction required pursuant to this Subsection shall not result in the
 2 certification of students in cardiopulmonary resuscitation or the use of an automated
 3 external defibrillator. If, separate and apart from the instruction required by this
 4 Subsection, a school governing authority provides a training program that is intended
 5 to result in such certification, the instructor shall be authorized to provide instruction
 6 for certification by the American Heart Association, the American Red Cross, or a
 7 similar nationally recognized association. Prior to the certification of any student
 8 under the age of eighteen through such a training program, a school governing
 9 authority shall obtain parental consent.

10 (d) The physical presence of an automated external defibrillator in the
 11 classroom is not required. The instruction need only provide general information on
 12 the use and importance of automated external defibrillators.

13 (3) The governing authority of each public school shall adopt rules and
 14 regulations necessary for the implementation of this Subsection.

15 (4) The governing authority of each public school shall comply with any
 16 surveys or reporting that the State Board of Elementary and Secondary Education or
 17 the state Department of Education requires in order to determine whether governing
 18 authorities are complying with the provisions of this Subsection.

19 (5) This Subsection may be referred to as "The Burke Cobb Act."

20 * * *

21 §3996. Charter schools; exemptions; requirements

22 * * *

23 B. Notwithstanding any state law, rule, or regulation to the contrary and
 24 except as may be otherwise specifically provided for in an approved charter, a
 25 charter school established and operated in accordance with the provisions of this
 26 Chapter and its approved charter and the school's officers and employees shall be
 27 exempt from all statutory mandates or other statutory requirements that are
 28 applicable to public schools and to public school officers and employees except for
 29 the following laws otherwise applicable to public schools with the same grades:

30 * * *

