

2023 Regular Session

SENATE BILL NO. 12

BY SENATOR FIELDS

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

PUBLIC HEALTH. Requires an automated external defibrillator on the premises of all educational institutions and at sponsored athletic events. (gov sig)

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AN ACT

To amend and reenact R.S. 40:1137.3(E) and (F), relative to automated external defibrillators (AED); to require an AED on the premises of each postsecondary institution and each elementary, middle, and high school; to require an AED at certain athletic events; to require an individual trained in the use of the AED at the events; to provide for rules and regulations; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 40:1137.3(E) and (F) are hereby amended and reenacted to read as follows:

§1137.3. Persons in possession of AEDs; training, testing, and notification requirements; manufacturer responsibility; possession required

\* \* \*

E. (1)~~(a) Any~~ **Each postsecondary education** institution of higher education ~~that competes in intercollegiate athletics~~ shall have an AED on its premises in **an easily accessible location within** its athletic department.

**(b) Any postsecondary education institution that sponsors an intercollegiate athletic event shall have an AED and a trained AED user at the**

1 **event.**

2 (2)(a) Each **elementary, middle, and** high school shall have an AED on its  
3 premises, ~~if funding is available, subject to appropriation~~ **in an easily accessible**  
4 **location.** Each ~~high~~ school shall have the authority to accept donations of AEDs or  
5 funds to acquire AEDs.

6 **(b) Any elementary, middle, or high school that sponsors an**  
7 **interscholastic athletic event shall have an AED and a trained AED user at the**  
8 **event.**

9 F. The Louisiana Department of Health shall promulgate all necessary rules  
10 and regulations to implement the provisions of ~~Subsections D and E~~ of this Section.  
11 Such rules and regulations shall, at a minimum, provide for ~~compliance~~;

12 **(1) Compliance,** enforcement, and penalties.

13 **(2) Periodic maintenance and testing of each AED to ensure each AED**  
14 **is in working order.**

15 **(3) Appropriate training for persons designated to use and maintain an**  
16 **AED.**

17 Section 2. This Act shall become effective upon signature by the governor or, if not  
18 signed by the governor, upon expiration of the time for bills to become law without signature  
19 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
20 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
21 effective on the day following such approval.

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The original instrument and the following digest, which constitutes no part  
of the legislative instrument, were prepared by Cheryl Serrett.

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SB 12 Original DIGEST Fields  
2023 Regular Session

Present law requires each institution of higher education that competes in intercollegiate athletics to have an automated external defibrillator (AED) on its premises in its athletic department.

Present law requires AEDs, if funding is available, to be on the premises of each high school. Further requires the Louisiana Department of Health to promulgate rules and regulations.

Proposed law requires each postsecondary education institution, elementary, middle, and

high school to have an AED on its premises in an easily accessible location.

Proposed law requires that an AED and a trained AED user be at each athletic event sponsored by a postsecondary institution and elementary, middle, or high school.

Proposed law provides that rules and regulations be developed to ensure periodic testing and maintenance of each AED to ensure the AED is kept in working order and to prescribe appropriate training for persons designated to use and maintain an AED.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 40:1137.3(E) and (F))