

SENATE No. 842

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act requiring automated external defibrillators in schools.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 111 of the General Laws is hereby amended by inserting after
2 section 57D the following section:—Section 57E. All public schools shall have a automatic
3 external defibrillator on its premises and shall have AED providers, as defined in section 12V½
4 of chapter 112 available. The provisions of said section 12V½ of said chapter 112 shall be
5 applicable to any action under this section.

6 Section 2. On-site cardiac automated external defibrillator. 1. All Schools as defined by
7 Chapter 32 Section 1 shall provide and maintain on-site in each instructional school facility
8 automated external defibrillator (AED) equipment, as defined in section (1) in quantities and
9 types deemed by the commissioner of education in consultation with the commissioner of health
10 to be adequate to ensure ready and appropriate access for use during emergencies. 2. Whenever
11 public school facilities pursuant to subdivision one of this section are used for school sponsored
12 or school approved curricular or extracurricular events or activities and whenever a school-
13 sponsored athletic contest is held at any location, the public school officials and administrators
14 responsible for such school facility or athletic contest shall ensure the presence of at least one

15 staff person who is trained, as defined in Chapter 112 section 12V in the operation and use of an
16 AED. Where a school-sponsored competitive athletic event is held at a site other than a public
17 school facility, the public school officials shall assure that an AED is provided on-site. 3. Public
18 school facilities and staff pursuant to subdivisions one and two of this section shall be deemed a
19 "public access defibrillation provider" as defined in Chapter 112 Section 12V1/2 subject to the
20 requirements and limitations of such section. 4. Pursuant to Chapter 112 Section 12V any public
21 access defibrillation provider, or any employee or other agent of the provider who, in accordance
22 with the provisions of this section, voluntarily and without expectation of monetary
23 compensation renders emergency medical or first aid treatment using an AED which has been
24 made available pursuant to this section, to a person who is unconscious, ill or injured, shall be
25 liable only pursuant to section 12V of Chapter 112.