

1 SB213  
2 165375-4  
3 By Senators Melson, Brewbaker, Shelnut, Stutts, Albritton and  
4 Orr  
5 RFD: Health and Human Services  
6 First Read: 12-MAR-15

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4 ENGROSSED

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7 A BILL  
8 TO BE ENTITLED  
9 AN ACT

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11 Relating to heart defibrillators; to amend Section  
12 6-5-332.3, Code of Alabama 1975; to encourage potential users  
13 of AEDs to successfully complete appropriate training on the  
14 use of AEDs; to require manufacturers of AEDs to provide  
15 in-service training on the use and operation of AEDs.

16 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

17 Section 1. Section 6-5-332.3, Code of Alabama 1975,  
18 is amended to read as follows:

19 "§6-5-332.3.

20 "~~(a) The Legislature of the State of Alabama finds~~  
21 ~~the following:~~

22 "~~(1) Early defibrillation may sustain the life and~~  
23 ~~temporarily stabilize a person in cardiac arrest, thus helping~~  
24 ~~to preserve the Alabama family.~~

25 "~~(2) The American Heart Association estimates that~~  
26 ~~more than 350,000 Americans die each year from out of hospital~~  
27 ~~sudden cardiac arrest, and 20,000 deaths may be prevented each~~

1 ~~year if automated external defibrillators were more widely~~  
2 ~~available.~~

3 ~~"(b) It is the intent of the Legislature that an~~  
4 ~~automated external defibrillator may be used for the purpose~~  
5 ~~of saving the life of another person in cardiac arrest.~~

6 ~~"(c)(a)~~ As used in Section 6-5-332, the term  
7 "automated external defibrillator" or "AED" means a medical  
8 device heart monitor and defibrillator that meets all of the  
9 following specifications:

10 ~~"(1) Has received approval of its pre-market~~  
11 ~~notification filed pursuant to Section 360 (k), Title 21 of~~  
12 ~~the United States Code from the United States Food and Drug~~  
13 ~~Administration Is commercially distributed in accordance with~~  
14 ~~the Federal Food, Drug and Cosmetic Act (21 U.S.C. Section~~  
15 ~~301, et seq.).~~

16 ~~"(2) Is capable of recognizing the presence or~~  
17 ~~absence of ventricular fibrillation or rapid ventricular~~  
18 ~~tachycardia and is capable of determining, without~~  
19 ~~intervention by an operator, whether defibrillation should be~~  
20 ~~performed.~~

21 ~~"(3) Upon determining that defibrillation should be~~  
22 ~~performed, semiautomatically or automatically charges and~~  
23 ~~requests delivery of delivers an electrical impulse through~~  
24 ~~the chest wall and to an individual's heart.~~

25 ~~"(d)(b)~~ A person or entity that acquires an AED  
26 shall ensure all of the following:

1           ~~"(1) That expected defibrillator users receive~~  
2 ~~appropriate training in an American Heart Association,~~  
3 ~~American Red Cross, or other nationally recognized~~  
4 ~~cardiopulmonary resuscitation (CPR) course and AED, or an~~  
5 ~~equivalent nationally recognized course~~ are encouraged to  
6 successfully complete a course in automated external  
7 defibrillation and cardiopulmonary resuscitation (CPR) that is  
8 offered or approved by a nationally recognized organization  
9 and includes instruction on psychomotor skills and national  
10 evidence-based emergency cardiovascular guidelines that are  
11 current.

12           ~~"(2) That the defibrillator is maintained and tested~~  
13 ~~according to the manufacturer's operational guidelines.~~

14           ~~"(3) That there is involvement of a licensed~~  
15 ~~physician or medical authority in the site's AED program to~~  
16 ~~ensure compliance with training, notification, and~~  
17 ~~maintenance.~~

18           ~~"(4) That any person who renders emergency care or~~  
19 ~~treatment of a person in cardiac arrest by using an AED~~  
20 ~~activates the emergency medical services system as soon as~~  
21 ~~possible.~~

22           ~~"(5) That each manufacturer, wholesale supplier, or~~  
23 ~~retailer of an AED notifies purchasers of AED's intended for~~  
24 ~~use in the State of Alabama of the requirements of this~~  
25 ~~section.~~

1           "(c) Each manufacturer shall provide in-service  
2 training materials on the AED use and operation to each entity  
3 who acquires the AED.

4           "~~(e)~~ (d) A person or entity who acquires an automated  
5 external defibrillator shall notify the ~~local emergency~~  
6 ~~communications center or dispatch center of the existing~~  
7 ~~location and type of AED~~ distributor of the AED if any change  
8 of ownership of the AED occurs.

9           "~~(f)~~ (e) This section shall not apply to an  
10 individual using an AED in an emergency setting if that  
11 individual is acting as a good samaritan pursuant to Section  
12 6-5-332."

13           Section 2. This act shall become effective on the  
14 first day of the third month following its passage and  
15 approval by the Governor, or its otherwise becoming law.

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Senate

Read for the first time and referred to the Senate  
committee on Health and Human Services..... 12-MAR-15

Read for the second time and placed on the calen-  
dar 1 amendment..... 18-MAR-15

Read for the third time and passed as amended .... 31-MAR-15

Yeas 34  
Nays 0

Patrick Harris  
Secretary