

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 COMMITTEE SUBSTITUTE  
4 FOR ENGROSSED  
5 HOUSE BILL 1378

6 By: Virgin, Roberts (Dustin),  
7 Brown, O'Donnell,  
8 Blackwell, Kirby, Henke,  
9 Denney, Cox, Nelson,  
10 McBride, Walker, McDaniel  
11 (Jeannie) and Shelton of  
12 the House

13 and

14 Sparks, Johnson (Constance)  
15 and Sharp of the Senate

16 COMMITTEE SUBSTITUTE

17 [ schools - requiring student instruction in  
18 cardiopulmonary resuscitation and certain other  
19 instruction - effective date ]

20 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

21 SECTION 1. AMENDATORY 70 O.S. 2011, Section 1210.199, is  
22 amended to read as follows:

23 Section 1210.199 A. This act shall be known and may be cited  
24 as the "Dustin Rhodes and Lindsay Steed CPR Training Act".

25 B. ~~All~~ Beginning with the 2015-2016 school year, all students  
26 enrolled ~~in physical education in classes in grades nine through~~  
27 ~~twelve~~ in the public schools of this state ~~may receive instruction~~

1 ~~in the techniques of~~ shall receive instruction in cardiopulmonary  
2 resuscitation and ~~the Heimlich maneuver sufficient to enable the~~  
3 ~~students to give emergency assistance to victims of cardiac arrest~~  
4 ~~or choking~~ awareness of the purpose of an automated external  
5 defibrillator, in accordance with subsection C of this section, at  
6 least once between ninth grade and graduation from high school. The  
7 instruction may be provided as a part of any course. A student  
8 shall receive the instruction at least once prior to graduation. A  
9 school administrator may waive the curriculum requirement required  
10 by this subsection for an eligible student who has a disability. A  
11 student shall not be required to meet the requirement of this  
12 subsection if a parent or guardian of the student objects in  
13 writing. All students enrolled in a virtual charter school in  
14 grades nine through twelve shall not be subject to the requirements  
15 of this section. All students enrolled in physical education  
16 classes in grades nine through twelve may receive instruction in the  
17 techniques of the Heimlich maneuver.

18 C. ~~The State Department of Education may administer the~~  
19 ~~cardiopulmonary resuscitation and the Heimlich maneuver instruction~~  
20 ~~program and train teaching personnel pursuant to rules adopted by~~  
21 ~~the State Board of Education. Teaching materials and training~~  
22 ~~courses provided by the American Red Cross, the American Heart~~  
23 ~~Association and similar organizations may be utilized~~ The State  
24 Board of Education shall establish a procedure for monitoring the

1 requirements set forth in subsection B of this section. Instruction  
2 in cardiopulmonary resuscitation shall incorporate psychomotor  
3 skills training and shall be based upon an instructional program  
4 developed by the American Heart Association, the American Red Cross,  
5 or an instructional program which is nationally recognized and is  
6 based upon the most current national evidence-based Emergency  
7 Cardiovascular Care guidelines for cardiopulmonary resuscitation and  
8 the use of an automated external defibrillator.

9 D. Each public school district board of education shall ensure  
10 that a minimum of one certified teacher and one noncertified staff  
11 member at each school site receives training in cardiopulmonary  
12 resuscitation and the Heimlich maneuver each year.

13 E. School districts may use state funds allocated to the school  
14 district for professional development to pay for or to reimburse  
15 teachers and support personnel for training in the administration of  
16 first aid and techniques of cardiopulmonary resuscitation and the  
17 Heimlich maneuver.

18 F. Nothing in this section shall be construed to impose  
19 liability on any school district or school district employee for  
20 injury or death of any student, teacher, or other person resulting  
21 from any cardiopulmonary or choking incident or to absolve any  
22 school district or school employee of liability that might otherwise  
23 exist under The Governmental Tort Claims Act.

24

1        G. For purposes of this section, "psychomotor skills" means the  
2 use of hands-on practice to support cognitive learning.

3        H. A school district may use emergency medical technicians,  
4 paramedics, police officers, firefighters, representatives of the  
5 American Heart Association or the American Red Cross, teachers,  
6 other school employees or other similarly qualified individuals to  
7 provide the instruction prescribed by this section. Two or more  
8 school districts may enter into an interlocal or multi-district  
9 cooperative agreement for the purpose of jointly and comparatively  
10 fulfilling the requirements of this section. Instruction provided  
11 pursuant to this section is not required to result in certification  
12 in cardiopulmonary resuscitation. If instruction is intended to  
13 result in certification in cardiopulmonary resuscitation, the course  
14 instructor shall be authorized by the American Heart Association,  
15 the American Red Cross or a similar nationally recognized  
16 association to provide the instruction.

17        SECTION 2. This act shall become effective November 1, 2014.

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