

**HOUSE BILL NO. 1363**

Introduced by

Representatives Meier, Dockter, Hagert, Heinert, J. Olson, Hauck, Jonas, Novak, Rohr  
Senators Cleary, Dever, Boschee

1 A BILL for an Act to create and enact a new section to chapter 15.1-02 of the North Dakota  
2 Century Code, relating to cardiac emergency response plans for public and nonpublic schools  
3 and athletic events; and to amend and reenact subsection 1 of section 15.1-06-06, subsection 1  
4 of section 15.1-06-06.1, and section 15.1-06-12 of the North Dakota Century Code, relating to  
5 public and nonpublic schools approval requirements and mandatory emergency and disaster  
6 drills.

7 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

8 **SECTION 1.** A new section to chapter 15.1-02 of the North Dakota Century Code is created  
9 and enacted as follows:

10 **Superintendent of public instruction - Cardiac emergency response plan for public**  
11 **and nonpublic schools and athletic events.**

12 1. As used in this section:

13 a. "Automated external defibrillator" means a lightweight, portable device capable of  
14 delivering an electric shock through an individual's chest to the individual's heart,  
15 which is used in the event of cardiac arrest to attempt to stop an irregular  
16 heartbeat and allow a normal rhythm to resume.

17 b. "Cardiac arrest" means a life-threatening event in which an individual's heart  
18 unexpectedly stops beating.

19 c. "Cardiac emergency response plan" or "plan" means a written document  
20 establishing the specific steps to reduce the chance of death from cardiac arrest.

21 2. The superintendent of public instruction shall create a customizable cardiac  
22 emergency response plan template for schools and nonpublic schools to use to  
23 develop a plan tailored to the school or nonpublic school.

- 1       3. The cardiac emergency response plan template must integrate core elements  
2       established by the American heart association or other nationally recognized  
3       organization. The plan must require:
  - 4       a. Establishment of a school cardiac emergency response team.
  - 5       b. Activation of the team when an individual experiences sudden cardiac arrest.
  - 6       c. Placement of automated external defibrillators on school grounds.
  - 7       d. Routine maintenance of automated external defibrillators.
  - 8       e. Distribution of the plan on school grounds.
  - 9       f. Stipulation of appropriate school personnel, including licensed coaches, school  
10       nurses, and athletic trainers, to receive training.
  - 11       g. Periodic training of stipulated school personnel to perform cardiopulmonary  
12       resuscitation, use an automated external defibrillator, and administer first-aid.
  - 13       h. Annual practice by faculty and students of the plan using drills.
  - 14       i. Coordination with local emergency medical services providers.
  - 15       j. Annual review and evaluation of the plan.
- 16       4. Each public and nonpublic school shall:
  - 17       a. Using the template provided by the superintendent of public instruction, develop  
18       a cardiac emergency response plan for use by school personnel when an  
19       individual experiences sudden cardiac arrest or a similar life-threatening  
20       emergency on school grounds, including an athletic venue, or at a school-  
21       sponsored athletic event.
  - 22       b. Place each automated external defibrillator on school grounds according to the  
23       guidelines established by the American heart association or an organization  
24       focused on emergency cardiovascular care.
  - 25       c. Place an automated external defibrillator in an easily accessible location at each  
26       school athletic venue and event.
  - 27       d. Identify each automated external defibrillator with appropriate signage.
  - 28       e. Make each automated external defibrillator available in an unlocked location that  
29       allows the automated external defibrillator to be retrieved and placed on an  
30       individual experiencing cardiac arrest in fewer than three minutes.

1           **SECTION 2. AMENDMENT.** Subsection 1 of section 15.1-06-06 of the North Dakota  
2 Century Code is amended and reenacted as follows:

- 3           1. To obtain certification that a public school is approved, the superintendent of the  
4 district in which the school is located shall submit to the superintendent of public  
5 instruction a compliance report verifying that:
- 6           a. Each classroom teacher is licensed to teach by the education standards and  
7 practices board or approved to teach by the education standards and practices  
8 board;
  - 9           b. Each classroom teacher is teaching only in those course areas or fields for which  
10 the teacher is licensed or for which the teacher has received an exception under  
11 section 15.1-09-57;
  - 12           c. The school meets all curricular requirements set forth in chapter 15.1-21;
  - 13           d. The school participates in and meets the requirements of a review process that  
14 is:
    - 15           (1) Designed to improve student achievement through a continuous cycle of  
16 improvement; and
    - 17           (2) Approved by the superintendent of public instruction;
  - 18           e. The physical school plant has been inspected by the state fire marshal or the  
19 state fire marshal's designee in accordance with section 15.1-06-09 and:
    - 20           (1) Has no unremedied deficiency; or
    - 21           (2) Has deficiencies that have been addressed in a plan of correction which  
22 was submitted to and approved by the state fire marshal or the state fire  
23 marshal's designee;
  - 24           f. All individuals hired after June 30, 2011, and having unsupervised contact with  
25 students at the school, have:
    - 26           (1) Undergone a criminal history background check requested by the employing  
27 school district; or
    - 28           (2) Undergone a criminal history background check in order to be licensed by  
29 the education standards and practices board or by any other state licensing  
30 board; and

- 1           g. The school uses North Dakota eTranscripts, or an alternative information system  
2                    designated by the information technology department in collaboration with the  
3                    superintendent of public instruction, to generate official transcripts; and  
4           h. The school has a cardiac emergency response plan under section 1 of this Act.

5           **SECTION 3. AMENDMENT.** Subsection 1 of section 15.1-06-06.1 of the North Dakota  
6 Century Code is amended and reenacted as follows:

- 7           1. In order to obtain certification that a nonpublic school is approved, the administrator of  
8           a nonpublic school shall submit to the superintendent of public instruction a  
9           compliance report verifying that:
- 10           a. Each classroom teacher is licensed to teach by the education standards and  
11                   practices board or approved to teach by the education standards and practices  
12                   board;
- 13           b. Each classroom teacher is teaching only in those course areas or fields for which  
14                   the teacher is licensed or for which the teacher has received an exception under  
15                   section 15.1-09-57;
- 16           c. The school meets all curricular requirements set forth in chapter 15.1-21;
- 17           d. The school has been inspected by the state fire marshal or the state fire  
18                   marshal's designee in accordance with section 15.1-06-10 and:
- 19                   (1) Has no unremedied deficiency; or  
20                   (2) Has deficiencies that have been addressed in a plan of correction which  
21                         was submitted to and approved by the state fire marshal or the state fire  
22                         marshal's designee; ~~and~~
- 23           e. All individuals hired after June 30, 2011, and having unsupervised contact with  
24                   students at the school, have:
- 25                   (1) Undergone a criminal history background check requested on behalf of the  
26                         employing school; or  
27                   (2) Undergone a criminal history background check in order to be licensed by  
28                         the education standards and practices board or by any other state licensing  
29                         board; and
- 30           f. The school has a cardiac emergency response plan under section 1 of this Act.

1       **SECTION 4. AMENDMENT.** Section 15.1-06-12 of the North Dakota Century Code is  
2 amended and reenacted as follows:

3       **15.1-06-12. Emergency and disaster drills - Implementation.**

4       Each public and nonpublic school shall conduct fire, tornado, and other emergency or  
5 disaster drills, including lockdown and cardiac emergency response plan drills.