

**FIRST ENGROSSMENT
with Senate Amendments**

ENGROSSED 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.

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

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

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

9 1. As used in this section:

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

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

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

18 2. The department of health and human services in collaboration with the superintendent
19 of public instruction shall create a customizable cardiac emergency response plan
20 template for schools and nonpublic schools to use to develop a plan tailored to the
21 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 template must require:
 - 4 a. Review and adoption of the cardiac emergency response plan by the district
5 crisis management team, which must be reviewed annually.
 - 6 b. Activation of the team if an individual experiences sudden cardiac arrest.
 - 7 c. Placement of automated external defibrillators on school grounds.
 - 8 d. Routine maintenance of automated external defibrillators.
 - 9 e. Distribution of the plan on school grounds.
 - 10 f. Stipulation of appropriate school personnel, including licensed coaches, school
11 nurses, and athletic trainers, to receive training.
 - 12 g. Coordination with local emergency medical services providers.
 - 13 h. Annual review and evaluation of the plan.
- 14 4. Each public and nonpublic school may:
 - 15 a. Using the template provided by the superintendent of public instruction, develop
16 a cardiac emergency response plan for inclusion in the school district crisis
17 management plan for use by school personnel if an individual experiences
18 sudden cardiac arrest or a similar life-threatening emergency on school-owned
19 facilities, grounds, and athletic venues.
 - 20 b. Place each automated external defibrillator on school grounds according to the
21 guidelines established by the American heart association or an organization
22 focused on emergency cardiovascular care.
 - 23 c. Develop a plan for school-based events that are not held on school-owned
24 facilities and grounds.
 - 25 d. Identify each automated external defibrillator with appropriate signage.
 - 26 e. Make each automated external defibrillator available in an unlocked location that
27 allows the automated external defibrillator to be retrieved and placed on an
28 individual experiencing cardiac arrest in fewer than three minutes when the
29 circumstances permit.
- 30 5. A school, board of a school district and each individual member of the board,
31 governing board and each individual governing board member of a nonpublic school,

1 administrator, principal, teacher, school employee, and any member of the school
2 district crisis management team, whether a student or an adult, are immune from any
3 liability that might otherwise be incurred as a result of an injury caused by any act or
4 omission while carrying out any elements of the cardiac emergency response plan as
5 developed or implemented in accordance with this section.