

Honolulu, Hawaii

FEB 17 2012

RE: S.B. No. 2483  
S.D. 1

Honorable Shan S. Tsutsui  
President of the Senate  
Twenty-Sixth State Legislature  
Regular Session of 2012  
State of Hawaii

Sir:

Your Committee on Education, to which was referred S.B.  
No. 2483 entitled:

"A BILL FOR AN ACT RELATING TO EDUCATION,"

begs leave to report as follows:

The purpose and intent of this measure is to require:

- (1) Every public school, charter school, private school, and the University of Hawaii to have one or more fully automated external defibrillators (AED) on the site of every sporting event; and
- (2) Every trainer and teachers at each public, charter, and private school to be trained and certified on the use of AED's.

Your Committee received testimony in support of this measure from the American Heart Association, American Red Cross, and Hawaii Association of Athletic Trainers. Your Committee received testimony in opposition to this measure from the Hawaii Educational Policy Center. Your Committee received comments on this measure from the Department of Education.

Your Committee finds that AED's are an important tool in responding to emergency situations. In addition, your Committee finds that AED's have been used on several occasions over the past few years to save the lives of student athletes, athletic coaches, and spectators of sporting events. Your Committee recognizes the



concerns raised by several of the testifiers but believes further discussion on this measure is warranted.

Your Committee has amended this measure by:

- (1) Deleting the requirement that every public school, charter school, private school, and the University of Hawaii have an AED on site at every sporting event;
- (2) Requiring that by the end of the 2013-2014 school year:
  - (A) Every public school, charter school, and the University of Hawaii shall have an AED situated at a permanent location on campus;
  - (B) Public schools and charter schools that have an athletic trainer, as well as the University of Hawaii, shall have an additional AED available at all sporting events and an athletic trainer who is trained and certified at all times in the use of AED's; and
  - (C) Public schools and charter schools that do not have an athletic trainer shall have at least two faculty members present at every sporting event who are trained and certified at all times in the use of AED's;
- (3) Clarifying that each charter school, rather than the Department of Education, shall ensure that the charter school's AED is:
  - (A) Maintained and regularly tested; and
  - (B) Checked for readiness after each use and at least once every thirty days;
- (4) Removing the requirement that all public school and charter school teachers shall be trained and certified at all times in the use of AED's;
- (5) Defining the term "sporting event" to include competitions, scrimmages, and practices;



- (6) Defining the term "public school" to include elementary, middle, and high schools;
- (7) Clarifying that the term "trainer" means an "athletic trainer";
- (8) Removing all other AED requirements for private schools; and
- (9) Requiring the Department of Education to report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2013 on its inventory of AED's and whether the Department requires additional funding to acquire the appropriate number of AED's to meet the requirements of this measure.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2483, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2483, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committee on Education,



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JILL TOKUDA, Chair



The Senate  
Twenty-Sixth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Education**  
**EDU**

Bill / Resolution No.:* <b>SB2483</b>	Committee Referral: <b>EDU, WAM</b>	Date: <b>2-15-12</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TOKUDA, Jill N. (C)	✓			
KIDANI, Michelle N. (VC)	✓			
CHUN OAKLAND, Suzanne	✓			
NISHIHARA, Clarence K.				✓
TANIGUCHI, Brian T.	✓			
SLOM, Sam	✓			
<b>TOTAL</b>	<b>5</b>	<b>0</b>	<b>0</b>	<b>1</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-family: cursive; font-size: 1.2em;">Michelle N. Kidani</div>				
<b>Distribution:</b> Original      Yellow      Pink      Goldenrod File with Committee Report      Clerk's Office      Drafting Agency      Committee File Copy				

\*Only one measure per Record of Votes