

JAN 24 2019

A BILL FOR AN ACT

RELATING TO EDUCATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that of the four hundred
2 thousand people who suffer an out-of-hospital cardiac arrest in
3 the United States each year, only six per cent survive the
4 episode. In the State, emergency medical services teams treat
5 nearly one thousand one hundred cases of out-of-hospital cardiac
6 arrest each year, with only nine per cent of these victims
7 surviving. Additionally, cities that have increased training
8 for cardiopulmonary resuscitation have seen cardiac arrest
9 survival rates reach up to sixty per cent.

10 The legislature further finds that thirty-nine states and
11 the District of Columbia have passed legislation requiring
12 cardiopulmonary resuscitation training as a high school
13 graduation requirement and at least seventy-five per cent of
14 public high school students in the United States that are
15 graduating this year will have learned lifesaving
16 cardiopulmonary resuscitation in their schools. By
17 incorporating cardiopulmonary resuscitation training, which can



1 be completed in a single thirty-minute session, as an integral
2 part of the health education curriculum for all students in
3 grades nine through twelve in the State, there is a less
4 likelihood that Hawaii residents will not feel helpless to act
5 during a cardiac arrest emergency and survival rates for out-of-
6 hospital cardiac arrests will increase.

7 The purpose of this Act is to require public, private, and
8 charter schools to include instruction in cardiopulmonary
9 resuscitation into its health education curriculum for students
10 in grades nine through twelve.

11 SECTION 2. Chapter 302A, Hawaii Revised Statutes, is
12 amended by adding a new section to be appropriately designated
13 and to read as follows:

14 "§302A- Cardiopulmonary resuscitation education. (a)
15 Beginning with the 2020-2021 school year, the department shall
16 provide instruction in cardiopulmonary resuscitation to high
17 school students and such instruction shall be included in at
18 least one health education class required for graduation.

19 (b) Instruction provided under this section shall:



1 (1) Include hands-on practicing of cardiopulmonary
2 resuscitation and automated external defibrillator
3 use; and

4 (2) Be in congruence with current, nationally recognized,
5 evidence-based emergency care guidelines.

6 (c) Instruction provided under this section may be taught
7 by persons who:

8 (1) Are not licensed teachers, but who are formally
9 trained to provide the instruction, including
10 volunteers from the community; or

11 (2) Are licensed teachers but who are not formally trained
12 to provide the instruction.

13 (d) A public school may waive the requirement for
14 instruction provided under this section for any student who is
15 unable to participate in hands-on practicing of cardiopulmonary
16 resuscitation by reasons of disability.

17 (e) A local agency, entity of the State or local
18 government, or other public or private organization that
19 sponsors, authorizes, supports, finances, or supervises the
20 instruction of students in compression-only cardiopulmonary
21 resuscitation or the use of an automated external defibrillator



1 shall not be liable for any civil damages alleged to result from
2 the acts or omissions of an individual who received such
3 instruction.

4 (f) A public employee who provides or facilitates the
5 instruction of students in compression-only cardiopulmonary
6 resuscitation or the use of an automated external defibrillator
7 shall not be liable for any civil damages alleged to result from
8 the acts or omissions of an individual who received such
9 instruction."

10 SECTION 3. Chapter 302C, Hawaii Revised Statutes, is
11 amended by adding a new section to be appropriately designated
12 and to read as follows:

13 "§302C- Cardiopulmonary resuscitation education. (a)
14 Beginning with the 2020-2021 school year, all private schools in
15 the State shall provide instruction in cardiopulmonary
16 resuscitation to high school students and such instruction shall
17 be included in at least one health education class required for
18 graduation.

19 (b) Instruction provided under this section shall:



1 (1) Include hands-on practicing of cardiopulmonary
2 resuscitation and automated external defibrillator
3 use; and

4 (2) Be in congruence with current, nationally recognized,
5 evidence-based emergency care guidelines.

6 (c) Instruction provided under this section may be taught
7 by persons who:

8 (1) Are not teachers, but who are formally trained to
9 provide the instruction, including volunteers from the
10 community; or

11 (2) Are teachers but who are not formally trained to
12 provide the instruction.

13 (d) A private school may waive the requirement for
14 instruction provided under this section for any student who is
15 unable to participate in hands-on practicing of cardiopulmonary
16 resuscitation by reasons of disability.

17 (e) A local agency, entity of the State or local
18 government, or other public or private organization that
19 sponsors, authorizes, supports, finances, or supervises the
20 instruction of students in compression-only cardiopulmonary
21 resuscitation or the use of an automated external defibrillator



1 shall not be liable for any civil damages alleged to result from
2 the acts or omissions of an individual who received such
3 instruction.

4 (f) A public employee or private school employee who
5 provides or facilitates the instruction of students in
6 compression-only cardiopulmonary resuscitation or the use of an
7 automated external defibrillator shall not be liable for any
8 civil damages alleged to result from the acts or omissions of an
9 individual who received such instruction."

10 SECTION 4. Chapter 302D, Hawaii Revised Statutes, is
11 amended by adding a new section to be appropriately designated
12 and to read as follows:

13 "§302D- Cardiopulmonary resuscitation education. (a)
14 Beginning with the 2020-2021 school year, all public charter
15 schools shall provide instruction in cardiopulmonary
16 resuscitation to high school students and such instruction shall
17 be included in at least one health education class required for
18 graduation.

19 (b) Instruction provided under this section shall:



1 (1) Include hands-on practicing of cardiopulmonary
2 resuscitation and automated external defibrillator
3 use; and

4 (2) Be in congruence with current, nationally recognized,
5 evidence-based emergency care guidelines.

6 (c) Instruction provided under this section may be taught
7 by persons who:

8 (1) Are not licensed teachers, but who are formally
9 trained to provide the instruction, including
10 volunteers from the community; or

11 (2) Are licensed teachers but who are not formally trained
12 to provide the instruction.

13 (d) A public charter school may waive the requirement for
14 instruction provided under this section for any student who is
15 unable to participate in hands-on practicing of cardiopulmonary
16 resuscitation by reasons of disability.

17 (e) A local agency, entity of the State or local
18 government, or other public or private organization that
19 sponsors, authorizes, supports, finances, or supervises the
20 instruction of students in compression-only cardiopulmonary
21 resuscitation or the use of an automated external defibrillator



1 shall not be liable for any civil damages alleged to result from
2 the acts or omissions of an individual who received such
3 instruction.

4 (f) A public employee who provides or facilitates the
5 instruction of students in compression-only cardiopulmonary
6 resuscitation or the use of an automated external defibrillator
7 shall not be liable for any civil damages alleged to result from
8 the acts or omissions of an individual who received such
9 instruction."

10 SECTION 5. New statutory material is underscored.

11 SECTION 6. This Act shall take effect upon its approval.

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S.B. NO. 1388




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Report Title:

Cardiopulmonary Resuscitation; Health Education; Public School;
Private School; Charter School

Description:

Beginning with the 2020-2021 school year, requires all public, private, and charter schools in the State to establish a program within the health education curriculum for students grades nine through twelve to provide instruction in cardiopulmonary resuscitation. Specifies instruction requirements. Waives liability for instruction under certain circumstances.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

