

SENATE BILL 294

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2lr1317

By: **Senators Cassilly, Simonaire, Bailey, Gallion, Edwards, West, Jennings, Eckardt, Corderman, Carozza, Salling, and Reilly**

Introduced and read first time: January 19, 2022

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Health – Automated External Defibrillator, First Aid, and CPR – Requirements**
3 **for Health Clubs**

4 FOR the purpose of establishing requirements regarding the availability of automated
5 external defibrillators and the presence of employees who are certified in first aid
6 and cardiopulmonary resuscitation at health clubs; providing immunity from civil
7 liability for employees of health clubs regarding the presence or use of or failure to
8 use an automated external defibrillator; and generally relating to health clubs and
9 emergency services.

10 BY adding to

11 Article – Health – General

12 Section 24–201

13 Annotated Code of Maryland

14 (2019 Replacement Volume and 2021 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
16 That the Laws of Maryland read as follows:

17 **Article – Health – General**

18 **24–201.**

19 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**
20 **INDICATED.**

21 **(2) “AUTOMATED EXTERNAL DEFIBRILLATOR” HAS THE MEANING**
22 **STATED IN § 13–517 OF THE EDUCATION ARTICLE.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(3) "HEALTH CLUB" MEANS AN ENTITY THAT OFFERS HEALTH CLUB**
2 **SERVICES AS DEFINED IN § 14-12B-01 OF THE COMMERCIAL LAW ARTICLE.**

3 **(B) (1) EACH HEALTH CLUB SHALL:**

4 **(I) OBTAIN A CERTIFICATE TO OPERATE AND MAKE AVAILABLE**
5 **AN AUTOMATED EXTERNAL DEFIBRILLATOR IN ACCORDANCE WITH § 13-517 OF THE**
6 **EDUCATION ARTICLE; AND**

7 **(II) HAVE AN AUTOMATED EXTERNAL DEFIBRILLATOR**
8 **AVAILABLE FOR USE ON THE PREMISES OF THE HEALTH CLUB.**

9 **(2) EACH HEALTH CLUB SHALL COMPLY WITH THE CERTIFICATE**
10 **REQUIREMENTS UNDER § 13-517 OF THE EDUCATION ARTICLE AND ESTABLISHED**
11 **BY THE EMERGENCY MEDICAL SERVICES BOARD.**

12 **(C) WHEN OPEN FOR BUSINESS, EACH HEALTH CLUB SHALL HAVE ON THE**
13 **PREMISES AN EMPLOYEE WHO, THROUGH TRAINING WITH THE AMERICAN RED**
14 **CROSS OR A PROGRAM WITH EQUIVALENT STANDARDS, IS CERTIFIED IN FIRST AID**
15 **AND CARDIOPULMONARY RESUSCITATION.**

16 **(D) AN EMPLOYEE OF A HEALTH CLUB MAY NOT BE HELD CIVILLY LIABLE**
17 **FOR AN ACT OR OMISSION REGARDING THE PRESENCE OR USE OF OR FAILURE TO**
18 **USE AN AUTOMATED EXTERNAL DEFIBRILLATOR.**

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 October 1, 2022.