

FIRST REGULAR SESSION

# SENATE BILL NO. 493

98TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR BROWN.

Read 1st time February 24, 2015, and ordered printed.

ADRIANE D. CROUSE, Secretary.

2208S.01I

## AN ACT

To repeal section 170.310, RSMo, and to enact in lieu thereof one new section relating to cardiopulmonary instruction in schools.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Section 170.310, RSMo, is repealed and one new section  
2 enacted in lieu thereof, to be known as section 170.310, to read as follows:

170.310. 1. **For school year 2016-2017, and each school year**  
2 **thereafter, no pupil shall receive a certificate of graduation from any**  
3 **public or charter school unless he or she has satisfactorily passed a**  
4 **course in cardiopulmonary resuscitation and the use of automated**  
5 **external defibrillators meeting the standards established in this**  
6 **section.**

7 **2. Beginning in school year 2016-2017,** any public school or charter  
8 school serving grades nine through twelve [may] **shall** provide enrolled students  
9 instruction in cardiopulmonary resuscitation **and the use of automated**  
10 **external defibrillators.** Students with disabilities may participate to the  
11 extent appropriate as determined by the provisions of the Individuals with  
12 Disabilities Education Act or Section 504 of the Rehabilitation Act. Instruction  
13 may be embedded in any health education course. Instruction shall be based on  
14 a program established by the American Heart Association or the American Red  
15 Cross, or through a nationally recognized program based on the most current  
16 national evidence-based emergency cardiovascular care guidelines, and  
17 psychomotor skills development shall be incorporated into the instruction. For  
18 purposes of this section, "psychomotor skills" means the use of hands-on  
19 practicing and skills testing to support cognitive learning.

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

20 [2.] 3. The teacher of the cardiopulmonary resuscitation course or unit  
21 shall not be required to be a certified trainer of cardiopulmonary resuscitation if  
22 the instruction is not designed to result in certification of students. Instruction  
23 that is designed to result in certification being earned shall be required to be  
24 taught by an authorized cardiopulmonary instructor. Schools may develop  
25 agreements with any local chapter of a voluntary organization of first responders  
26 to provide the required hands-on practice and skills testing.

27 4. **The department of elementary and secondary education shall**  
28 **establish procedures for monitoring compliance with this section. The**  
29 **department may adjust state grants and shared revenue amounts based**  
30 **on failure of any school to comply with the requirements established**  
31 **under subsection 2 of this section.**

32 [3.] 5. The department of elementary and secondary education may  
33 promulgate rules to implement this section. Any rule or portion of a rule, as that  
34 term is defined in section 536.010, that is created under the authority delegated  
35 in this section shall become effective only if it complies with and is subject to all  
36 of the provisions of chapter 536 and, if applicable, section 536.028. This section  
37 and chapter 536 are nonseverable and if any of the powers vested with the  
38 general assembly pursuant to chapter 536 to review, to delay the effective date,  
39 or to disapprove and annul a rule are subsequently held unconstitutional, then  
40 the grant of rulemaking authority and any rule proposed or adopted after August  
41 28, 2012, shall be invalid and void.

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