

{As Amended by House Committee of the Whole}

Session of 2024

Substitute for HOUSE BILL No. 2494

By Committee on Education

2-8

Proposed Amendments for S for HB 2494 (HCW)

Senate Education

March 21, 2024

Office of Revisor of Statutes

1 AN ACT concerning school districts; relating to emergency response
2 policies; establishing requirements for cardiac emergency response
3 plans; creating the school cardiac emergency response grant fund.
4

5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. (a) The secretary of health and environment shall develop
7 statewide standards for cardiac emergency response plans. Such standards
8 shall be developed in accordance with nationally recognized guidelines for
9 implementation of cardiac emergency response plans as promulgated by
10 organizations focused on emergency cardiovascular care.

11 (b) The board of education of each school district shall adopt a
12 comprehensive cardiac emergency response plan, including policies and
13 procedures for cardiac emergency responses for each attendance center
14 operated by the school district, based on the statewide standards developed
15 by the secretary under subsection (a). The board may utilize any materials,
16 documentation, video recordings, training modules and certifications
17 published by organizations focused on emergency cardiovascular care. The
18 cardiac emergency response plan shall include, but is not limited to, the
19 following:

20 (1) Establishing of a cardiac emergency response team;

21 (2) identifying and implementing the placement of automated
22 external defibrillators;

23 (3) identifying roles and responsibilities of school district personnel,
24 local law enforcement agencies and local emergency medical services in
25 implementing the cardiac emergency response plan;

26 (4) establishing procedures, including the roles and responsibilities of
27 school district personnel when responding to incidents involving an
28 individual experiencing a suspected sudden cardiac arrest while attending
29 school or at the site of any school-sponsored athletic practice or
30 competition or other school-sponsored activity located in this state whether
31 such site is located on the grounds of the school district or at another
32 location, including, but not limited to:

33 (A) Responding to individuals experiencing a suspected sudden
34 cardiac arrest;

35 (B) summoning emergency medical services;

36 (C) assisting emergency medical service providers; and

1 (D) documenting actions taken during such incident;

2 (5) conducting routine maintenance of automated external

3 defibrillators, including appropriate placement in accordance with the

4 statewide standards;

5 (6) designating school district personnel for training in the use of

6 automated external defibrillators and cardiopulmonary resuscitation

7 during a cardiac emergency;

8 (7) rehearsing cardiac emergency response plans, by simulation, by

9 all athletic directors, coaches, assistant coaches, athletic trainers, school

10 nurses and any other school district personnel designated pursuant to

11 paragraph (6) either prior to the beginning of each athletic season or prior

12 to the beginning of each school year;

13 (8) establishing communication systems with local emergency

14 medical services operating within the school district; and

15 (9) developing a cardiac emergency action plan for school-sponsored

16 events held at a location that is not on school district property.

17 (c) Each board of education shall annually review the cardiac

18 emergency response plan and adopt any changes to such plan as necessary.

19 (d) Each school district shall submit a copy of the adopted cardiac

20 emergency response plan to the secretary of health and environment. If the

21 board of education of such district adopts any changes to such plan, a copy

22 of the amended plan shall be submitted to the secretary.

23 Sec. 2. (a) Each school district shall provide a copy of such district's

24 cardiac emergency response plan to the appropriate local law enforcement

25 agencies, emergency medical services and all school district personnel.

26 Prior to the first instructional day of each school year, a school building

27 administrator shall review the cardiac emergency response plan with all

28 school personnel at each school operated by the school district. The time

29 and date of such review shall be documented as part of the plan. After the

30 last instructional day of each school year, the cardiac emergency response

31 plan shall be revised by all school building administrators, school nurses

32 and appropriate local law enforcement officers and emergency medical

33 services personnel.

34 (b) In accordance with the school district's cardiac emergency

35 response plan, each school district shall maintain an automated external

36 defibrillator in a public and readily accessible location in each school

37 district building used for student attendance purposes. Such locations shall

38 have conspicuous signs indicating the location of each automated external

39 defibrillator.

40 (c) Each coach, including any head coach, assistant coach or aide, any

41 sponsor, including the head sponsor, assistant or aide, of any activity, as

42 defined in K.S.A. 72-7117, and amendments thereto, and any other school

43 district personnel designated pursuant to section 1(b)(6), and amendments

or outdoor venue

1 thereto, shall receive ~~annual~~ training in cardiopulmonary resuscitation and
 2 automated external defibrillator administration **{in accordance with such**
 3 **school district's cardiac emergency response plan}**. At least one
 4 individual with such training shall be ~~in attendance at each~~ **{physically**
 5 **present in the school district building when any}** school-sponsored
 6 athletic practice or competition or other school-sponsored activity ~~that~~
 7 occurs in ~~any~~ **{such}** school district building ~~used for student attendance~~
 8 ~~purposes with~~ **{and shall have}** access to an automated external
 9 defibrillator and first aid supplies. **{Notice of such individual's presence**
 10 **in the building shall be provided to the coach, sponsor or other**
 11 **coordinator of such practice, competition or other activity as required**
 12 **by the cardiac emergency response plan.}** Such training shall be
 13 ~~annually~~ reviewed and modified as necessary **{in accordance with such**
 14 **district's cardiac emergency response plan}**.

or outdoor venue

or outdoor venue

or venue

15 (d) Any person who in good faith renders emergency care or
 16 treatment pursuant to this section or who provides training as required by
 17 this section shall not be held liable for any damages as provided in K.S.A.
 18 65-6149a, and amendments thereto.

19 Sec. 3. The board of education of a school district shall implement the
 20 cardiac emergency response plan adopted pursuant to section 1, and
 21 amendments thereto, as the school district has sufficient unencumbered
 22 funds available to implement such plan. A cardiac emergency response
 23 plan may be partially implemented as funds are available and as deemed
 24 necessary by the board of education.

25 Sec. 4. (a) There is hereby established the school cardiac emergency
 26 response grant program to be administered by the department of health and
 27 environment. Each school district may submit an application to the
 28 secretary of health and environment in such form and manner as
 29 prescribed by the secretary for an amount of grant moneys needed by such
 30 school district to implement such school district's cardiac emergency
 31 response plan adopted pursuant to section 1, and amendments thereto.
 32 Each grant application shall include a copy of the current school district
 33 cardiac emergency response plan, including all policies and procedures
 34 adopted for the implementation of such plan, and a description of the
 35 school improvements that the school district determines are necessary for
 36 such implementation. The secretary shall review all submitted applications
 37 and approve or deny such applications based on whether the applicant
 38 school district has demonstrated the necessity of the school improvements
 39 described in the application. If the secretary approves an application, the
 40 secretary shall determine the amount of moneys to be disbursed to the
 41 applicant school district from the school cardiac emergency response grant
 42 fund. If the secretary denies an application, then, within 15 days of such
 43 denial, the secretary shall send written notice of such denial to the

1 superintendent of such school district.

2 (b) There is hereby established in the state treasury the school cardiac
3 emergency response grant fund to be administered by the department of
4 health and environment. All expenditures from the school cardiac
5 emergency response grant fund shall be used for the disbursement of grant
6 moneys for school improvements in accordance with this section and shall
7 be made in accordance with appropriation acts upon warrants of the
8 director of accounts and reports issued pursuant to vouchers approved by
9 the secretary of health and environment or the secretary's designee. Upon
10 receipt of such grant moneys, the school district treasurer shall deposit the
11 amount of such award in the general fund of the school district.

12 Sec. 5. This act shall take effect and be in force from and after
13 January 1, 2025, and its publication in the statute book.