

FIRST REGULAR SESSION

# HOUSE BILL NO. 457

## 98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE HICKS.

1007L.011

D. ADAM CRUMBLISS, Chief Clerk

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Section A. Section 170.310, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 170.310, to read as follows:

170.310. 1. **For school year 2016-17, and each school year thereafter, no pupil shall receive a certificate of graduation from any public or charter school unless he or she has satisfactorily passed a course in cardiopulmonary resuscitation and the use of automated external defibrillators meeting the standards established in this section.**

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

[2.] 3. The teacher of the cardiopulmonary resuscitation course or unit shall not be required to be a certified trainer of cardiopulmonary resuscitation if the instruction is not

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 designed to result in certification of students. Instruction that is designed to result in certification  
19 being earned shall be required to be taught by an authorized cardiopulmonary instructor. Schools  
20 may develop agreements with any local chapter of a voluntary organization of first responders  
21 to provide the required hands-on practice and skills testing.

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

26 [3.] **5.** The department of elementary and secondary education may promulgate rules to  
27 implement this section. Any rule or portion of a rule, as that term is defined in section 536.010,  
28 that is created under the authority delegated in this section shall become effective only if it  
29 complies with and is subject to all of the provisions of chapter 536 and, if applicable, section  
30 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the  
31 general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove  
32 and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority  
33 and any rule proposed or adopted after August 28, 2012, shall be invalid and void.

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