

By: Zerwas, Geren, Isaac

H.B. No. 897

Substitute the following for H.B. No. 897:

By: Dutton

C.S.H.B. No. 897

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to instruction in cardiopulmonary resuscitation and the  
3 use of automated external defibrillators in secondary education  
4 curriculum.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section 28.0023, Education Code, is amended by  
7 amending Subsections (b) and (c) and adding Subsections (d), (e),  
8 (f), and (g) to read as follows:

9 (b) The State Board of Education by rule shall require  
10 ~~[include elements relating to]~~ instruction in cardiopulmonary  
11 resuscitation and the use of an automated external defibrillator  
12 for students in grades 7 through 12 ~~[as part of the essential~~  
13 ~~knowledge and skills of the health curriculum under Section~~  
14 ~~28.002(a)(2)(B)]~~.

15 (c) A school district or open-enrollment charter ~~[This~~  
16 ~~subsection applies only to a private school that receives an~~  
17 ~~automated external defibrillator from the agency or receives~~  
18 ~~funding from the agency to purchase or lease an automated external~~  
19 ~~defibrillator. A private]~~ school shall provide instruction to  
20 students in grades 7 through 12 in cardiopulmonary resuscitation  
21 and the use of an automated external defibrillator in a manner  
22 consistent with the requirements of this section and State Board of  
23 Education rules adopted under this section. The instruction may be  
24 provided as a part of any course. A student shall receive the

1 instruction at least once before graduation.

2 (d) A school administrator may waive the curriculum  
3 requirement under this section for an eligible student who has a  
4 disability.

5 (e) Cardiopulmonary resuscitation and automated external  
6 defibrillator instruction must include cardiopulmonary  
7 resuscitation and automated external defibrillator training that  
8 has been developed:

9 (1) by the American Heart Association or the American  
10 Red Cross; or

11 (2) using nationally recognized, evidence-based  
12 guidelines for emergency cardiovascular care and incorporating  
13 psychomotor skills to support the instruction.

14 (f) For purposes of Subsection (e), "psychomotor skills"  
15 means hands-on practice to support cognitive learning. The term  
16 does not include cognitive-only instruction and training.

17 (g) A school district or open-enrollment charter school may  
18 use emergency medical technicians, paramedics, police officers,  
19 firefighters, representatives of the American Heart Association or  
20 the American Red Cross, teachers, other school employees, or other  
21 similarly qualified individuals to provide instruction and  
22 training under this section. Instruction provided under this  
23 section is not required to result in certification in  
24 cardiopulmonary resuscitation or the use of an automated external  
25 defibrillator. If instruction is intended to result in  
26 certification in cardiopulmonary resuscitation or the use of an  
27 automated external defibrillator, the course instructor must be

1 authorized to provide the instruction by the American Heart  
2 Association, the American Red Cross, or a similar nationally  
3 recognized association.

4 SECTION 2. This Act applies beginning with the 2014-2015  
5 school year.

6 SECTION 3. This Act takes effect immediately if it receives  
7 a vote of two-thirds of all the members elected to each house, as  
8 provided by Section 39, Article III, Texas Constitution. If this  
9 Act does not receive the vote necessary for immediate effect, this  
10 Act takes effect September 1, 2013.