

HOUSE BILL 593

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CF SB 369

By: **Delegates Boaf, Holmes, and Taylor**

Introduced and read first time: January 23, 2025

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Public Libraries – Automated External Defibrillator Program**
3 **(Raymono A. Russell Act)**

4 FOR the purpose of requiring operators of certain libraries, beginning on a certain date, to
5 place an automated external defibrillator in a certain area, maintain the
6 functionality of the automated external defibrillator, and ensure a trained individual
7 is present under certain circumstances; granting certain immunities to libraries and
8 individuals for certain acts or omissions under certain circumstances; altering the
9 definition of “facility” for the purpose of excluding certain libraries from the Public
10 Access Automated External Defibrillator Program; requiring the Maryland
11 Department of Health and the Maryland Institute for Emergency Medical Services
12 Systems jointly to adopt certain regulations; and generally relating to an automated
13 external defibrillator program for libraries.

14 BY repealing and reenacting, with amendments,
15 Article – Education
16 Section 13–517(a)
17 Annotated Code of Maryland
18 (2022 Replacement Volume and 2024 Supplement)

19 BY adding to
20 Article – Education
21 Section 23–102.2
22 Annotated Code of Maryland
23 (2022 Replacement Volume and 2024 Supplement)

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

26 **Article – Education**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 13–517.

2 (a) (1) In this section the following words have the meanings indicated.

3 (2) “Automated external defibrillator (AED)” means a medical heart
4 monitor and defibrillator device that:

5 (i) Is cleared for market by the federal Food and Drug
6 Administration;

7 (ii) Recognizes the presence or absence of ventricular fibrillation or
8 rapid ventricular tachycardia;

9 (iii) Determines, without intervention by an operator, whether
10 defibrillation should be performed;

11 (iv) On determining that defibrillation should be performed,
12 automatically charges; and

13 (v) 1. Requires operator intervention to deliver the electrical
14 impulse; or

15 2. Automatically continues with delivery of electrical
16 impulse.

17 (3) “Certificate” means a certificate issued by the EMS Board to a
18 registered facility.

19 (4) (i) “Facility” means an agency, an association, a corporation, a firm,
20 a partnership, or any other entity.

21 (ii) “Facility” does not include [a]:

22 1. A grocery store or restaurant that is subject to §
23 21–330.3 of the Health – General Article; OR

24 2. A LIBRARY THAT IS SUBJECT TO § 23–102.2 OF THIS
25 ARTICLE.

26 (5) “Jurisdictional emergency medical services operational program”
27 means the institution, agency, corporation, or other entity that has been approved by the
28 EMS Board to provide oversight of emergency medical services for each of the local
29 government and State and federal emergency medical services programs.

30 (6) “Program” means the Public Access Automated External Defibrillator
31 Program.

(7) “Regional administrator” means the individual employed by the Institute as regional administrator in each EMS region.

(8) “Regional council” means an EMS advisory body as created by the Code of Maryland Regulations 30.05.

(9) “Regional council AED committee” means a committee appointed by the regional council consisting of:

(i) The regional medical director;

(ii) The regional administrator; and

(iii) Three or more individuals with knowledge of and expertise in AEDs.

(10) “Registered facility” means an organization, a business association, an agency, or any other entity that meets the requirements of the EMS Board for registering with the Program.

23-102.2.

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

(2) “AUTOMATED EXTERNAL DEFIBRILLATOR (AED)” MEANS A MEDICAL HEART MONITOR AND DEFIBRILLATOR DEVICE THAT:

(I) IS CLEARED FOR MARKET BY THE FEDERAL FOOD AND DRUG ADMINISTRATION;

(II) RECOGNIZES THE PRESENCE OR ABSENCE OF VENTRICULAR FIBRILLATION OR RAPID VENTRICULAR TACHYCARDIA;

(III) DETERMINES, WITHOUT INTERVENTION BY AN OPERATOR, WHETHER DEFIBRILLATION SHOULD BE PERFORMED;

(IV) ON DETERMINING THAT DEFIBRILLATION SHOULD BE PERFORMED, AUTOMATICALLY CHARGES; AND

(V) 1. REQUIRES OPERATOR INTERVENTION TO DELIVER THE ELECTRICAL IMPULSE; OR

(3) (I) "LIBRARY" INCLUDES:

2. A REGIONAL RESOURCE CENTER;

4. A COUNTY LIBRARY SYSTEM AND THE ENOCH PRATT FREE LIBRARY IN BALTIMORE;

**5. THE MARYLAND STATE LIBRARY FOR THE BLIND
AND PRINT DISABLED;**

6. THE MARYLAND DEAF CULTURE DIGITAL LIBRARY;

7. A METROPOLITAN COOPERATIVE SERVICE PROGRAM.

(II) “LIBRARY” DOES NOT INCLUDE A SCHOOL LIBRARY MEDIA PROGRAM ESTABLISHED BY A LOCAL SCHOOL SYSTEM.

(B) BEGINNING JANUARY 1, 2026, EACH OPERATOR OF A LIBRARY SHALL:

(1) PLACE AN AUTOMATED EXTERNAL DEFIBRILLATOR IN A PROMINENT AREA, ACCESSIBLE TO EMPLOYEES AND LIBRARY USERS;

(2) MAINTAIN THE FUNCTIONALITY OF THE AUTOMATED EXTERNAL DEFIBRILLATOR; AND

(3) ENSURE THAT AN INDIVIDUAL TRAINED IN THE OPERATION OF THE AUTOMATED EXTERNAL DEFIBRILLATOR IS PRESENT AT ANY TIME DURING WHICH THE LIBRARY IS OPEN TO USE.

(c) IN ADDITION TO ANY OTHER IMMUNITIES AVAILABLE UNDER STATUTORY OR COMMON LAW:

(1) A LIBRARY IS NOT CIVILLY LIABLE FOR ANY ACT OR OMISSION IN THE PROVISION OF AUTOMATED EXTERNAL DEFIBRILLATION IF THE LIBRARY HAS SATISFIED THE REQUIREMENTS UNDER THIS SECTION;

(2) AN INDIVIDUAL IS NOT CIVILLY LIABLE FOR ANY ACT OR OMISSION IF:

(I) THE INDIVIDUAL IS ACTING IN GOOD FAITH WHILE RENDERING AUTOMATED EXTERNAL DEFIBRILLATION TO ANOTHER INDIVIDUAL WHO IS THE VICTIM OR IS REASONABLY BELIEVED BY THE INDIVIDUAL TO BE A VICTIM OF A SUDDEN CARDIAC ARREST;

(II) THE ASSISTANCE OR AID IS PROVIDED IN A REASONABLY PRUDENT MANNER; AND

(III) THE AUTOMATED EXTERNAL DEFIBRILLATION IS PROVIDED WITHOUT FEE OR OTHER COMPENSATION; AND

(3) A LIBRARY OR INDIVIDUAL IS NOT CIVILLY LIABLE FOR FAILING TO RENDER AUTOMATED EXTERNAL DEFIBRILLATION TO AN INDIVIDUAL WHO IS A VICTIM OR IS REASONABLY BELIEVED TO BE A VICTIM OF A SUDDEN CARDIAC ARREST.

(D) THE MARYLAND DEPARTMENT OF HEALTH AND THE MARYLAND INSTITUTE FOR EMERGENCY MEDICAL SERVICES SYSTEMS JOINTLY SHALL ADOPT REGULATIONS THAT:

(1) ESTABLISH GUIDELINES FOR PERIODIC INSPECTIONS AND ANNUAL MAINTENANCE OF THE AUTOMATED EXTERNAL DEFIBRILLATORS;

(2) ASSIST THE OPERATOR OF A LIBRARY IN CARRYING OUT THE PROVISIONS OF THIS SECTION; AND

(3) REQUIRE EACH LIBRARY SUBJECT TO THIS SECTION TO REGISTER WITH THE MARYLAND INSTITUTE FOR EMERGENCY MEDICAL SERVICES SYSTEMS IN ORDER TO:

(I) MAKE ITS LOCATION PUBLICLY AVAILABLE TO EMERGENCY DISPATCHERS; AND

(II) RECEIVE MAINTENANCE AND RECALL NOTICES FROM THE MARYLAND INSTITUTE FOR EMERGENCY MEDICAL SERVICES SYSTEMS.

SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 1, 2026, the Maryland Institute for Emergency Medical Services Systems shall report to the House Economic Matters Committee, in accordance with § 2-1257 of the State Government Article, on:

1 (1) the libraries that registered automated external defibrillators in
2 accordance with regulations adopted under § 23–102.2 of the Education Article, as enacted
3 by Section 1 of this Act; and

4 (2) the number of adverse cardiac events that required the use of an
5 automated external defibrillator experienced in the libraries that registered the automated
6 external defibrillators.

7 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 October 1, 2025.