

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative Sobel offered the following:

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3 **Amendment (with title amendment)**

4 On page 1, line 31, insert:

5 Section 1. Subsections (6) and (7) are added to section
6 401.107, Florida Statutes, to read:

7 401.107 Definitions.--As used in this part, the term:

8 (6) "Youth athletic organization" means a private not-for-
9 profit organization that promotes and provides organized
10 athletic activities to youth.

11 (7) "Automated external defibrillator device" means a
12 device as defined in s. 768.1325(2)(b).

13 Section 2. Section 401.111, Florida Statutes, is amended
14 to read:

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15 401.111 Emergency medical services grant program;
16 authority.--The department is hereby authorized to make grants
17 to local agencies, ~~and~~ emergency medical services organizations,
18 and youth athletic organizations in accordance with any
19 agreement entered into pursuant to this part. These grants shall
20 be designed to assist local ~~said~~ agencies and emergency medical
21 services organizations in providing emergency medical services,
22 including emergency medical dispatch, and to assist youth
23 athletic organizations that work in conjunction with local
24 emergency medical services organizations to expand the use of
25 automated external defibrillator devices in the community. The
26 cost of administering this program shall be paid by the
27 department from funds appropriated to it.

28 Section 3. Paragraphs (a) and (b) of subsection (2) of
29 section 401.113, Florida Statutes, are amended to read:

30 401.113 Department; powers and duties.--

31 (2) The department shall annually dispense funds contained
32 in the Emergency Medical Services Trust Fund as follows:

33 (a) Forty-five percent of such moneys must be divided
34 among the counties according to the proportion of the combined
35 amount deposited in the trust fund from the county. These funds
36 may not be used to match grant funds as identified in paragraph
37 (b). An individual board of county commissioners may distribute
38 these funds to emergency medical service organizations and youth
39 athletic organizations within the county, as it deems
40 appropriate.

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41 (b) Forty percent of such moneys must be used by the
42 department for making matching grants to local agencies,
43 municipalities, ~~and~~ emergency medical services organizations,
44 and youth athletic organizations for the purpose of conducting
45 research, increasing existing levels of emergency medical
46 services, evaluation, community education, injury-prevention
47 programs, and training in cardiopulmonary resuscitation and
48 other lifesaving and first aid techniques.

49 1. At least 90 percent of these moneys must be made
50 available on a cash matching basis. A grant made under this
51 subparagraph must be contingent upon the recipient providing a
52 cash sum equal to 25 percent of the total department-approved
53 grant amount.

54 2. No more than 10 percent of these moneys must be made
55 available to rural emergency medical services, and
56 notwithstanding the restrictions specified in subsection (1),
57 these moneys may be used for improvement, expansion, or
58 continuation of services provided. A grant made under this
59 subparagraph must be contingent upon the recipient providing a
60 cash sum equal to no more than 10 percent of the total
61 department-approved grant amount.

62
63 The department shall develop procedures and standards for grant
64 disbursement under this paragraph based on the need for
65 emergency medical services, the requirements of the population
66 to be served, and the objectives of the state emergency medical
67 services plan.

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68 Section 4. The Department of Health shall implement an
 69 educational campaign to inform any person who acquires an
 70 automated external defibrillator device that his or her immunity
 71 from liability under s. 768.1325, Florida Statutes, for harm
 72 resulting from the use or attempted use of the device, does not
 73 apply if he or she fails to:

- 74 (1) Properly maintain and test the device; or
- 75 (2) Provide appropriate training in the use of the device
 76 to his or her employee or agent when the employee or agent was
 77 the person who used the device on the victim, except as provided
 78 in s. 768.1325, Florida Statutes.

80 ===== T I T L E A M E N D M E N T =====

81 On page 1, line 2,
 82 remove: all of said line

83
 84 and insert:
 85 An act relating to education, arts, and youth fitness; amending
 86 s. 401.107, F.S.; defining the terms "youth athletic
 87 organization" and "automated external defibrillator device";
 88 amending s. 401.111, F.S.; providing for grants to local
 89 agencies, emergency medical services organizations, and youth
 90 athletic organizations to expand the use of automated external
 91 defibrillator devices; amending s. 401.113, F.S.; providing for
 92 disbursement of funds from the Emergency Medical Services Trust
 93 Fund; requiring the Department of Health to implement an
 94 educational campaign to inform the public about the lack of

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HOUSE AMENDMENT

Bill No. CS/CS/SB 126

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95 immunity from liability regarding the use of automated external
96 defibrillator devices under certain conditions;

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