

1                   A bill to be entitled  
 2           An act relating to automated external defibrillator  
 3           devices; amending s. 401.107, F.S.; defining the terms  
 4           "youth athletic organization" and "automated external  
 5           defibrillator device"; amending s. 401.111, F.S.;  
 6           providing for grants to youth athletic organizations for  
 7           automated external defibrillator devices; amending s.  
 8           401.113, F.S.; providing for disbursement of funds from  
 9           the Emergency Medical Services Trust Fund; requiring the  
 10          Department of Health to implement an educational campaign  
 11          to inform the public about the lack of immunity from  
 12          liability regarding the use of automated external  
 13          defibrillator devices under certain conditions; providing  
 14          an effective date.

15  
 16   Be It Enacted by the Legislature of the State of Florida:

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 18           Section 1. Subsections (6) and (7) are added to section  
 19   401.107, Florida Statutes, to read:

20           401.107 Definitions.--As used in this part, the term:

21           (6) "Youth athletic organization" means a private not-for-  
 22           profit organization that promotes and provides organized  
 23           athletic activities to youth.

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

26           Section 2. Section 401.111, Florida Statutes, is amended  
 27   to read:

28           401.111 Emergency medical services grant program;

29 authority.--The department is hereby authorized to make grants  
 30 to local agencies, ~~and~~ emergency medical services organizations,  
 31 and youth athletic organizations in accordance with any  
 32 agreement entered into pursuant to this part. These grants shall  
 33 be designed to assist local ~~said~~ agencies and emergency medical  
 34 services organizations in providing emergency medical services,  
 35 including emergency medical dispatch, and to assist youth  
 36 athletic organizations that work in conjunction with local  
 37 emergency medical services organizations to expand the use of  
 38 automated external defibrillator devices in the community. The  
 39 cost of administering this program shall be paid by the  
 40 department from funds appropriated to it.

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

43 401.113 Department; powers and duties.--

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

46 (a) Forty-five percent of such moneys must be divided  
 47 among the counties according to the proportion of the combined  
 48 amount deposited in the trust fund from the county. These funds  
 49 may not be used to match grant funds as identified in paragraph  
 50 (b). An individual board of county commissioners may distribute  
 51 these funds to emergency medical services ~~service~~ organizations  
 52 and youth athletic organizations within the county, as it deems  
 53 appropriate.

54 (b) Forty percent of such moneys must be used by the  
 55 department for making matching grants to local agencies,  
 56 municipalities, ~~and~~ emergency medical services organizations,

57 and youth athletic organizations for the purpose of conducting  
58 research, increasing existing levels of emergency medical  
59 services, evaluation, community education, injury-prevention  
60 programs, and training in cardiopulmonary resuscitation and  
61 other lifesaving and first aid techniques.

62 1. At least 90 percent of these moneys must be made  
63 available on a cash matching basis. A grant made under this  
64 subparagraph must be contingent upon the recipient providing a  
65 cash sum equal to 25 percent of the total department-approved  
66 grant amount.

67 2. No more than 10 percent of these moneys must be made  
68 available to rural emergency medical services, and  
69 notwithstanding the restrictions specified in subsection (1),  
70 these moneys may be used for improvement, expansion, or  
71 continuation of services provided. A grant made under this  
72 subparagraph must be contingent upon the recipient providing a  
73 cash sum equal to no more than 10 percent of the total  
74 department-approved grant amount.

75  
76 The department shall develop procedures and standards for grant  
77 disbursement under this paragraph based on the need for  
78 emergency medical services, the requirements of the population  
79 to be served, and the objectives of the state emergency medical  
80 services plan.

81 Section 4. The Department of Health shall implement an  
82 educational campaign to inform any person who acquires an  
83 automated external defibrillator device that his or her immunity  
84 from liability under s. 768.1325, Florida Statutes, for harm

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85 resulting from the use or attempted use of the device, does not  
86 apply if he or she fails to:

87 (1) Properly maintain and test the device; or

88 (2) Provide appropriate training in the use of the device  
89 to his or her employee or agent when the employee or agent was  
90 the person who used the device on the victim, except as provided  
91 in s. 768.1325, Florida Statutes.

92 Section 5. This act shall take effect July 1, 2006.