



General Assembly

Amendment

January Session, 2019

LCO No. 8256



Offered by:

REP. STEINBERG, 136th Dist.

SEN. DAUGHERTY ABRAMS, 13th Dist.

To: Subst. House Bill No. 6146

File No. 554

Cal. No. 336

"AN ACT CONCERNING THE EXPANSION OF CERTIFICATION COURSES IN CARDIOPULMONARY RESUSCITATION AND EDUCATION AND TRAINING COURSES IN THE USE OF AUTOMATIC EXTERNAL DEFIBRILLATORS AND THE ADMINISTRATION OF FIRST AID."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 19a-113a of the general statutes is repealed and
4 the following is substituted in lieu thereof (*Effective October 1, 2019*):

5 The Commissioner of Public Health shall adopt regulations, in
6 accordance with chapter 54, requiring that persons who are employed
7 as lifeguards shall be certified in cardiopulmonary resuscitation by the
8 American Heart Association, the American Red Cross, [or] the
9 American Safety and Health Institute or an organization using
10 guidelines for cardiopulmonary resuscitation and emergency
11 cardiovascular care published by the American Heart Association and
12 the International Liaison Committee on Resuscitation.

13 Sec. 2. Subsections (b) and (c) of section 52-557b of the general
14 statutes are repealed and the following are substituted in lieu thereof
15 (*Effective October 1, 2019*):

16 (b) A paid or volunteer firefighter or police officer, a teacher or
17 other school personnel on the school grounds or in the school building
18 or at a school function, a member of a ski patrol, a lifeguard, a
19 conservation officer, patrol officer or special police officer of the
20 Department of Energy and Environmental Protection, or emergency
21 medical service personnel, who (1) has completed a course in first aid
22 offered by the American Red Cross, the American Heart Association,
23 the National Ski Patrol, the Department of Public Health, [or] any
24 director of health [, as] or an organization using guidelines for first aid
25 published by the American Heart Association and American Red
26 Cross, that is certified by the [agency] organization or director of
27 health offering the course, and, [who] (2) renders emergency first aid
28 to a person in need thereof, shall not be liable to such person assisted
29 for civil damages for any personal injuries which result from acts or
30 omissions by such person in rendering the emergency first aid, which
31 may constitute ordinary negligence. No paid or volunteer firefighter,
32 police officer or emergency medical service personnel who forcibly
33 enters the residence of any person in order to render emergency first
34 aid to a person whom such firefighter, police officer or emergency
35 medical service personnel reasonably believes to be in need thereof
36 shall be liable to such person for civil damages incurred as a result of
37 such entry. The immunity provided in this subsection does not apply
38 to acts or omissions constituting gross, wilful or wanton negligence.

39 (c) An employee of a railroad company, including any company
40 operating a commuter rail line, who has successfully completed a
41 course in first aid, offered by the American Red Cross, the American
42 Heart Association, the National Ski Patrol, the Department of Public
43 Health, [or] any director of health [, as] or an organization using
44 guidelines for first aid published by the American Heart Association
45 and American Red Cross, that is certified by the [agency] organization
46 or director of health offering the course, and who renders emergency

47 first aid or cardiopulmonary resuscitation to a person in need thereof,
48 shall not be liable to such person assisted for civil damages for any
49 personal injury or death which results from acts or omissions by such
50 employee in rendering the emergency first aid or cardiopulmonary
51 resuscitation which may constitute ordinary negligence. The immunity
52 provided in this subsection does not apply to acts or omissions
53 constituting gross, wilful or wanton negligence.

54 Sec. 3. Subsection (h) of section 52-557b of the general statutes is
55 repealed and the following are substituted in lieu thereof (*Effective*
56 *October 1, 2019*):

57 (h) Any person who has completed a course in first aid offered by
58 the American Red Cross, the American Heart Association, the National
59 Ski Patrol, the Department of Public Health, [or] any director of health
60 [, as] or by an organization using guidelines for first aid published by
61 the American Heart Association and American Red Cross, that is
62 certified by the [agency] organization or director of health offering the
63 course, or has been trained in the use of a cartridge injector by a
64 licensed physician, physician assistant, advanced practice registered
65 nurse or registered nurse, and who, voluntarily and gratuitously and
66 other than in the ordinary course of such person's employment or
67 practice, renders emergency assistance by using a cartridge injector on
68 another person in need thereof, or any person who is an identified staff
69 member of a before or after school program, day camp or child care
70 facility, as defined in section 19a-900, and who renders emergency
71 assistance by using a cartridge injector on another person in need
72 thereof, shall not be liable to such person assisted for civil damages for
73 any personal injuries which result from acts or omissions by such
74 person in using a cartridge injector, which may constitute ordinary
75 negligence. The immunity provided in this subsection does not apply
76 to acts or omissions constituting gross, wilful or wanton negligence.
77 For the purposes of this subsection, "cartridge injector" has the same
78 meaning as provided in subdivision (1) of subsection (e) of this section.

79 Sec. 4. Subsection (a) of section 19a-79 of the general statutes is

80 repealed and the following is substituted in lieu thereof (*Effective*
81 *October 1, 2019*):

82 (a) The Commissioner of Early Childhood shall adopt regulations,
83 in accordance with the provisions of chapter 54, to carry out the
84 purposes of sections 19a-77 to 19a-80, inclusive, and 19a-82 to 19a-87,
85 inclusive, and to assure that child care centers and group child care
86 homes meet the health, educational and social needs of children
87 utilizing such child care centers and group child care homes. Such
88 regulations shall (1) specify that before being permitted to attend any
89 child care center or group child care home, each child shall be
90 protected as age-appropriate by adequate immunization against
91 diphtheria, pertussis, tetanus, poliomyelitis, measles, mumps, rubella,
92 hemophilus influenzae type B and any other vaccine required by the
93 schedule of active immunization adopted pursuant to section 19a-7f,
94 including appropriate exemptions for children for whom such
95 immunization is medically contraindicated and for children whose
96 parents or guardian objects to such immunization on religious
97 grounds, and that any objection by parents or a guardian to
98 immunization of a child on religious grounds shall be accompanied by
99 a statement from such parents or guardian that such immunization
100 would be contrary to the religious beliefs of such child or the parents
101 or guardian of such child, which statement shall be acknowledged, in
102 accordance with the provisions of sections 1-32, 1-34 and 1-35, by (A) a
103 judge of a court of record or a family support magistrate, (B) a clerk or
104 deputy clerk of a court having a seal, (C) a town clerk, (D) a notary
105 public, (E) a justice of the peace, or (F) an attorney admitted to the bar
106 of this state, (2) specify conditions under which child care center
107 directors and teachers and group child care home providers may
108 administer tests to monitor glucose levels in a child with diagnosed
109 diabetes mellitus, and administer medicinal preparations, including
110 controlled drugs specified in the regulations by the commissioner, to a
111 child receiving child care services at such child care center or group
112 child care home pursuant to the written order of a physician licensed
113 to practice medicine or a dentist licensed to practice dental medicine in

114 this or another state, or an advanced practice registered nurse licensed
115 to prescribe in accordance with section 20-94a, or a physician assistant
116 licensed to prescribe in accordance with section 20-12d, and the written
117 authorization of a parent or guardian of such child, (3) specify that an
118 operator of a child care center or group child care home, licensed
119 before January 1, 1986, or an operator who receives a license after
120 January 1, 1986, for a facility licensed prior to January 1, 1986, shall
121 provide a minimum of thirty square feet per child of total indoor
122 usable space, free of furniture except that needed for the children's
123 purposes, exclusive of toilet rooms, bathrooms, coatrooms, kitchens,
124 halls, isolation room or other rooms used for purposes other than the
125 activities of the children, (4) specify that a child care center or group
126 child care home licensed after January 1, 1986, shall provide thirty-five
127 square feet per child of total indoor usable space, (5) establish
128 appropriate child care center staffing requirements for employees
129 certified in cardiopulmonary resuscitation by the American Red Cross,
130 the American Heart Association, the National Safety Council,
131 American Safety and Health Institute, [or] Medic First Aid
132 International, Inc. or an organization using guidelines for
133 cardiopulmonary resuscitation and emergency cardiovascular care
134 published by the American Heart Association and International
135 Liaison Committee on Resuscitation, (6) specify that on and after
136 January 1, 2003, a child care center or group child care home (A) shall
137 not deny services to a child on the basis of a child's known or
138 suspected allergy or because a child has a prescription for an
139 automatic prefilled cartridge injector or similar automatic injectable
140 equipment used to treat an allergic reaction, or for injectable
141 equipment used to administer glucagon, (B) shall, not later than three
142 weeks after such child's enrollment in such a center or home, have staff
143 trained in the use of such equipment on-site during all hours when
144 such a child is on-site, (C) shall require such child's parent or guardian
145 to provide the injector or injectable equipment and a copy of the
146 prescription for such medication and injector or injectable equipment
147 upon enrollment of such child, and (D) shall require a parent or
148 guardian enrolling such a child to replace such medication and

149 equipment prior to its expiration date, (7) specify that on and after
 150 January 1, 2005, a child care center or group child care home (A) shall
 151 not deny services to a child on the basis of a child's diagnosis of
 152 asthma or because a child has a prescription for an inhalant medication
 153 to treat asthma, and (B) shall, not later than three weeks after such
 154 child's enrollment in such a center or home, have staff trained in the
 155 administration of such medication on-site during all hours when such
 156 a child is on-site, and (8) establish physical plant requirements for
 157 licensed child care centers and licensed group child care homes that
 158 exclusively serve school-age children. When establishing such
 159 requirements, the Office of Early Childhood shall give consideration to
 160 child care centers and group child care homes that are located in
 161 private or public school buildings. With respect to this subdivision
 162 only, the commissioner shall implement policies and procedures
 163 necessary to implement the physical plant requirements established
 164 pursuant to this subdivision while in the process of adopting such
 165 policies and procedures in regulation form. Until replaced by policies
 166 and procedures implemented pursuant to this subdivision, any
 167 physical plant requirement specified in the office's regulations that is
 168 generally applicable to child care centers and group child care homes
 169 shall continue to be applicable to such centers and homes that
 170 exclusively serve school-age children. The commissioner shall print
 171 notice of the intent to adopt regulations pursuant to this subdivision in
 172 the Connecticut Law Journal not later than twenty days after the date
 173 of implementation of such policies and procedures. Policies and
 174 procedures implemented pursuant to this subdivision shall be valid
 175 until the time final regulations are adopted."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2019</i>	19a-113a
Sec. 2	<i>October 1, 2019</i>	52-557b(b) and (c)
Sec. 3	<i>October 1, 2019</i>	52-557b(h)
Sec. 4	<i>October 1, 2019</i>	19a-79(a)