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136th General Assembly
Regular Session
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Sub. H. B. No. 687

To amend sections 755.13, 3313.717, 3314.16, and 1
3701.851 and to enact section 3701.852 of the 2
Revised Code regarding staffing requirements in 3
athletic facilities with staff trained in 4
automated external defibrillation and 5
cardiopulmonary resuscitation, placement of 6
automated external defibrillators in school- 7
related locations, and emergency action plans 8
adopted by sports and recreation locations and 9
schools. 10

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 755.13, 3313.717, 3314.16, and 11
3701.851 be amended and section 3701.852 of the Revised Code be 12
enacted to read as follows: 13

Sec. 755.13. (A) The authority to supervise and maintain 14
parks, playgrounds, playfields, gymnasiums, public baths, 15
swimming pools, or indoor recreation centers, may be vested in 16
any existing body or board, or in a recreation board, as the 17
legislative authority of the municipal corporation, the board of 18
township trustees, or the board of county commissioners 19



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determines. The local authorities of any such municipal 20
corporation, township, or county may equip, develop, operate, 21
and maintain such facilities as authorized by sections 755.12 to 22
755.18 of the Revised Code. Such local authorities may, for the 23
purpose of carrying out such sections, employ play leaders, 24
recreation directors, supervisors, superintendents, or any other 25
officers or employees, and may procure and pay all or any part 26
of the cost of a policy or policies insuring such officers or 27
employees against liability on account of damage or injury to 28
persons or property arising from the performance of their 29
official duties. 30

(B) The board of township trustees may expend funds from 31
the township general fund, or revenue derived from property 32
taxes levied for parks and recreational purposes, for the public 33
purpose of presenting community events that are open to the 34
public at such parks, playgrounds, playfields, gymnasiums, 35
public baths, swimming pools, or indoor recreation centers. 36

(C) The board of county commissioners may adopt rules for 37
the preservation of good order within parks, playfields, and 38
reservations of land under its jurisdiction and on adjacent 39
highways, rivers, riverbanks, and lakes, and the preservation of 40
property and natural life therein. Such rules shall be published 41
in a newspaper of general circulation within the county once a 42
week for two consecutive weeks, or as provided in section 7.16 43
of the Revised Code, before taking effect. In counties in which 44
no newspaper is generally circulated, notice shall be 45
accomplished by posting copies in not less than five of the most 46
public places in the district, as determined by the board of 47
county commissioners, for a period of not less than fifteen days 48
before the rules take effect. The rules shall be enforced by a 49
"law enforcement officer" as defined in section 2901.01 of the 50

Revised Code. No person shall violate a rule adopted under this 51
division. Whoever violates a rule adopted under this division 52
shall be fined not more than one hundred dollars. If the 53
offender has previously been convicted of a violation of the 54
rule, the offender shall be fined not more than five hundred 55
dollars. All fines collected for any violation of any rule 56
adopted under this division shall be paid into the general fund 57
of the county treasury. 58

(D) (1) Except as provided in division (D) (2) of this 59
section, the controlling authority of each sports and recreation 60
location shall do all of the following: 61

(a) Require the placement of an automated external 62
defibrillator in each sports and recreation location, under the 63
authority's control, ~~at any time that the location is hosting an~~ 64
~~organized youth sport activity;~~ 65

(b) Require that a sufficient number of the staff persons 66
of each sports and recreation location successfully complete an 67
appropriate training course in the use of an automated external 68
defibrillator as described in section 3701.85 of the Revised 69
Code; 70

(c) Adopt an emergency action plan for the use of 71
automated external defibrillators and may use the model plan 72
developed by the department of health under section 3701.851 of 73
the Revised Code; 74

(d) Require review and evaluation of the adopted emergency 75
action plan at least annually. 76

(2) Division (D) (1) of this section does not apply to a 77
village if the population of the village is less than five 78
thousand, and does not apply to a township if the population of 79

the unincorporated area of the township is less than five 80
thousand. 81

(E) As used in this section: 82

(1) "Automated external defibrillator" has the same 83
meaning as in section 2305.235 of the Revised Code. 84

(2) "Sports and recreation location" means indoor 85
recreation centers and facilities, gymnasiums, swimming pools, 86
and playing fields that are designated, operated, and maintained 87
for those uses as authorized by sections 755.12 to 755.18 of the 88
Revised Code. 89

Sec. 3313.717. (A) As used in this section, "automated 90
external defibrillator" means a specialized defibrillator that 91
is approved for use as a medical device by the United States 92
food and drug administration for performing automated external 93
defibrillation, as defined in section 2305.235 of the Revised 94
Code. 95

(B) (1) The board of education of each school district 96
shall require the placement of an automated external 97
defibrillator in each school under the control of the board, and 98
in any other school-related location that is required by the 99
model plan developed by the department of health under section 100
3701.851 of the Revised Code. ~~Not later than July 1, 2018,~~ 101
~~persons employed by a school district shall receive training~~ 102
~~pursuant to section 3313.6023 of the Revised Code in the use of~~ 103
~~an automated external defibrillator in accordance with that~~ 104
~~section.~~ 105

(2) The administrative authority of each chartered 106
nonpublic school shall require the placement of an automated 107
external defibrillator in each school under the control of the 108

authority, and in any other school-related location that is 109
required by the model plan developed by the department of health 110
under section 3701.851 of the Revised Code. The authority also 111
shall require that persons assigned to each school under the 112
control of the authority, as set forth in division (A) of 113
section 3313.6023 of the Revised Code, successfully complete an 114
appropriate training course in the use of an automated external 115
defibrillator as described in section 3701.85 of the Revised 116
Code. 117

(3) Each district board and administrative authority shall 118
adopt an emergency action plan for the use of automated external 119
defibrillators and may use the model plan developed by the 120
department of health under section 3701.851 of the Revised Code_ 121
or adopt a plan based on standards set by nationally recognized 122
organizations. The adopted emergency action plan shall be 123
reviewed and evaluated at least annually. 124

(C) In regard to the use of an automated external 125
defibrillator that is placed in a school or school-related 126
location as specified in this section, and except in the case of 127
willful or wanton misconduct or when there is no good faith 128
attempt to activate an emergency medical services system in 129
accordance with section 3701.85 of the Revised Code, no person 130
shall be held liable in civil damages for injury, death, or loss 131
to person or property, or held criminally liable, for performing 132
automated external defibrillation in good faith, regardless of 133
whether the person has obtained appropriate training on how to 134
perform automated external defibrillation or successfully 135
completed a course in cardiopulmonary resuscitation. 136

(D) The department of education and workforce shall 137
develop a procedure whereby persons may report violations of 138

this section. 139

Sec. 3314.16. (A) (1) As used in this section, "automated 140
external defibrillator" means a specialized defibrillator that 141
is approved for use as a medical device by the United States 142
food and drug administration for performing automated external 143
defibrillation, as defined in section 2305.235 of the Revised 144
Code. 145

(2) This section does not apply to an internet- or 146
computer-based community school. 147

(B) The governing authority of a community school 148
established under this chapter shall require the placement of an 149
automated external defibrillator in each school under the 150
control of the governing authority, and in any other school- 151
related location that is required by the model plan developed by 152
the department of health under section 3701.851 of the Revised 153
Code. The governing authority also shall require that persons 154
assigned to each school under the control of the governing 155
authority, as set forth in division (A) of section 3313.6023 of 156
the Revised Code, successfully complete an appropriate training 157
course in the use of an automated external defibrillator as 158
described in section 3701.85 of the Revised Code. 159

The governing authority shall adopt an emergency action 160
plan for the use of automated external defibrillators and may 161
use the model plan developed by the department of health under 162
section 3701.851 of the Revised Code or adopt a plan based on 163
standards set by nationally recognized organizations. The 164
adopted emergency action plan shall be reviewed and evaluated at 165
least annually. 166

(C) In regard to the use of an automated external 167

defibrillator that is placed in a community school or school- 168
related location as specified in this section, and except in the 169
case of willful or wanton misconduct or when there is no good 170
faith attempt to activate an emergency medical services system 171
in accordance with section 3701.85 of the Revised Code, no 172
person shall be held liable in civil damages for injury, death, 173
or loss to person or property, or held criminally liable, for 174
performing automated external defibrillation in good faith, 175
regardless of whether the person has obtained appropriate 176
training on how to perform automated external defibrillation or 177
successfully completed a course in cardiopulmonary 178
resuscitation. 179

(D) The department of education and workforce shall 180
develop a procedure whereby persons may report violations of 181
this section. 182

Sec. 3701.851. (A) The department of health shall develop 183
a model emergency action plan for the use of automated external 184
defibrillators by public and chartered nonpublic schools, youth 185
sports organizations, athletic facilities, as that term is 186
defined in section 3707.50 of the Revised Code, and sports and 187
recreation locations, as that term is defined in section 755.13 188
of the Revised Code. ~~The model emergency action plan~~ All of the 189
following apply to the model emergency action plan: 190

(1) It shall be based on standards set by nationally 191
recognized organizations that are focused on emergency 192
cardiovascular care. 193

(2) It shall clearly identify locations of automated 194
external defibrillators and require the plan to be practiced at 195
least quarterly. 196

(3) In the case of public and chartered nonpublic schools, 197
it shall specify school-related locations, such as athletic 198
facilities and gymnasiums, playing fields, or other school 199
sports locations, that require the placement of an automated 200
external defibrillator, as specified in sections 3313.717 and 201
3314.16 of the Revised Code. Required placement at school- 202
related locations may be based on proximity to the school or 203
other factors the department considers appropriate after 204
considering any standards set by nationally recognized 205
organizations that are focused on emergency cardiovascular care. 206

(B) The department shall develop a procedure whereby 207
persons may report violations of section 755.13 of the Revised 208
Code by a sports and recreation location, section 3701.852 of 209
the Revised Code by an athletic facility, or section 3707.58 of 210
the Revised Code by a youth sports organization. 211

Sec. 3701.852. (A) As used in this section: 212

(1) "Athletic facility" means a privately owned athletic 213
training, exercise, or sports facility that is open to the 214
public. 215

(2) "Automated external defibrillation" has the same 216
meaning as in section 2305.235 of the Revised Code. 217

(3) "Automated external defibrillator" has the same 218
meaning as in section 3313.717 of the Revised Code. 219

(B) Except as provided in division (D) of this section, 220
each athletic facility that maintains an automated external 221
defibrillator on its premises shall do the following: 222

(1) Require all staff members who may be on premises 223
during hours of operation to demonstrate competency in using an 224
automated external defibrillator in accordance with division (B) 225

<u>(2) of this section;</u>	226
<u>(2) Train all staff to use an automated external</u>	227
<u>defibrillator based on the manufacturer's recommendations for</u>	228
<u>the automated external defibrillator in use on the athletic</u>	229
<u>facility's premises and require all staff to demonstrate</u>	230
<u>competency using the automated external defibrillator. Each</u>	231
<u>athletic facility staff member hired on or after the effective</u>	232
<u>date of this section shall demonstrate competency not later than</u>	233
<u>ninety days after date of hire and annually thereafter. Each</u>	234
<u>staff member who is employed by the athletic facility prior to</u>	235
<u>the effective date of this section shall demonstrate competency</u>	236
<u>not later than ninety days after the effective date of this</u>	237
<u>section. The athletic facility shall develop and maintain policy</u>	238
<u>and procedures for automated external defibrillator competency</u>	239
<u>and maintain documentation of staff competency.</u>	240
<u>(3) Adopt an emergency action plan for the defibrillator's</u>	241
<u>use, which may be based on the model plan developed by the</u>	242
<u>department of health under section 3701.851 of the Revised Code.</u>	243
<u>(C) Except as provided in division (D) of this section, if</u>	244
<u>an athletic facility does not maintain an automated external</u>	245
<u>defibrillator on its premises, it shall have at least one staff</u>	246
<u>member who has successfully completed a cardiopulmonary</u>	247
<u>resuscitation training course on duty while customers are on its</u>	248
<u>premises.</u>	249
<u>(D) This section does not apply to an athletic facility</u>	250
<u>that does not have staff or does not have any staff members on</u>	251
<u>duty while customers are on its premises as part of its regular</u>	252
<u>staffing schedule.</u>	253
Section 2. That existing sections 755.13, 3313.717,	254

3314.16, and 3701.851 of the Revised Code are hereby repealed.

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