

TABLE OF STATE LAWS:

Notes: The following references are to signed, enacted legislation in the 50 states. They reflect examples and actions at a particular time and are not intended as a comprehensive review of history and current statutes. Law citations in color are links directly to bill text or summaries on state legislative web sites.

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<div> <div>Chart codes:</div> <div> A = allow lay persons to use AEDs; terms and conditions L = provide limited immunity for trained lay persons under state Good Samaritan law. M = mandated or required installation \$ = funding & distribution </div> </div>			
State	Law /Year/Sponsor	Codes	Comments
AL	S 5; S 351	A / L	Use plus \$3 million funding (<i>Enacted 6/9/99</i>)
AL	SB 373 (1998)	\$	Appropriation: \$3 million for purchase of AED
AL	H 325 Of 2001	\$	Appropriates \$300,000 for AEDs (<i>Signed 5/7/01</i>)
AL	HJR 504	\$	Non-binding resolution requests that the Alabama Council of Emergency Medical Services and the Alabama Chapter of the American Heart Association contact the manufacturers of automated external defibrillators urging them to establish a registry of automated external defibrillators. <i>(Signed 6/18/03)</i>
AK	H 395 of 1998 Rep. Bunde S 160 of 2003	A / L L	(H 395 Signed 5/14/98) Expands protections for AED users from civil liability. A person who uses or attempts to use an AED device on a victim of a perceived medical emergency is not liable for

	Sen. Olson		civil damages resulting from the use or attempted use of the device. <i>(signed 6/03)</i>
AR	Act 101 of '99 HB 1006 (1999) Rep. Lavery	A / L	<i>(Signed by Governor 2/18/99)</i>
AZ	SB 1070 of 2002 HB 2091 of 2006 NEW	\$ A / L	Will require any state building constructed or renovated at a cost of at least \$250,000 to be equipped with automated external defibrillators. Requires future budgets to include funding. HB 2091 concerns limited volunteer liability and automated external defibrillators. <i>(Signed 4/17/06)</i>
AZ	HB 2475 of 1999	A / L	<i>(Signed 5/12/99 as Chapter 217 of 1999)</i>
CA	Statute: Health & Safety Code 1797.190 SB 911 of 1999 AB 2041 of 2002 ACR 57 of 2005 Assm. Pavley	A L L \$	"Only those individuals who meet the training and competency standards established by the authority shall be approved for, and issued a prescription authorizing them to use AED." SB 911 - added exemption from liability. AB 2041 changes liability provisions. Urges <u>all State public schools</u> maintaining kindergarten or any of grades 1 to 12, inclusive, to implement an automated external defibrillator program
CA	AB 1507 of 2005	M	Health and Safety Code §104113 - Requires every <u>health studio</u> to acquire an AED. Exempts hotels.
CO	HB 1283 of 1999 Rep. Spence	A / L	"Expected AED users receive training... through a course approved by the department of public health and

	HJR04-1090 (2004) Rep. Spradley SB 170 of 2005 Sen. Spence	A \$ A / L	<p>environment" <i>(signed 4/16/99)</i></p> <p>COMMENDING THE AED DONATION PARTNERSHIP BETWEEN THE AMERICAN HEART ASSOCIATION AND KAISER PERMANENTE.</p> <p>Requires schools to accept donated AEDs or cash donations toward purchase of an AED for each district and school athletic facility. Encourages placement in each public school; provides good samaritan exemption from liability. <i>(Signed 4/26/05)</i></p>
CT	S 318 of 1998 Rep. Flaherty H 5650 of 2000	A / L A	<p>User must be trained <i>(signed 5/19/98)</i></p> <p>H 5650 allows paramedics to use AEDs <i>(signed 5/3/2000)</i></p>
CT	H 7505 of 2001 (in § 37)	A	<p>Trained emergency personnel "shall not be subject to additional requirements" <i>(signed 7/2/01)</i></p>
CT	H 5627 of 2003	A/ \$	<p>Requires the Dept, of Public Health to develop strategies for training, and to availability and use for "cardiac arrest victims in public settings, including, but not limited to, state facilities, municipal facilities and mass public gatherings" with report due 1/1/04. <i>(signed 5/23/03)</i></p>
CT	H 5631 of 2004	A	<p>Directs the state to (1) Identify placement and use of automatic external defibrillators within the emergency medical services system; (2) establish guidelines for providing emergency medical services during mass gathering; .</p>
DE	H.332 of 1999 Rep. Ennis	A	<p>Requires the Office of Emergency Medical Services to coordinate a statewide effort to promote and implement widespread use of semi-automatic external defibrillators</p>

	H.430 of 2000		(SAEDs) and to maintain a minimum number of individuals trained to use SAEDs. [see note #3]
DE	FY'02 Budget FY'03 Budget	\$	The state allocated \$752,000 for 2001 and \$375,000 for 2002 to buy defibrillators at a cost of \$2,500 to \$3,500 each as part of the <i>First State, First Shock!</i> Public Access Defibrillation Program. For FY'03 an additional \$141,400 has been allocated from tobacco settlement funds. Schools, businesses and other public places must apply to the state Emergency Medical Services office, which determines how many defibrillators are needed based on the number of athletic programs or people congregating at a particular location. [article]
DC	D.C. Law 13-279; D.C. Official Code Section 44-233). (2001) B 738 of 2008 NEW	L \$	Signed as Act Number 392 of '08.
FL	H. 411 of 1997	A / L	Use by any person who has had appropriate training; must complete basic AED course; must activate emergency medical services system upon use. (<i>Signed 4/97 as Ch 34 of 1997</i>)
FL	H. 1429 of 2001 Rep. Byrd SB 1436 of 2005 (Chapter No. 2005-109) SB 772 of 2006 (Chapter 2006-301) Sen. Constantine	L \$ M	Expands immunity from civil liability for any person who uses or attempts to use an AED on a victim of a "perceived medical emergency." Authorizes state and local law enforcement vehicles to carry an AED; authorizes local governments to use forfeiture funds for purchasing such defibrillators. Requires AEDs in all public schools with high school athletics; encourages public & private partnerships to

			cover costs. <i>(Signed 6/26/06; effective 7/1/06)</i>
GA	S. 566 of 1998 Sen. Hill	A / L	Use by "any appropriately trained person"; owners must be subject to direct supervision of a physician. <i>(Signed 4/6/98)</i>
GA	S. 51 of 2001 Sen. Thomas H 1031 of 2008 NEW	A / L M	Updates standards for training and use; provides definitions for immunity from civil liability. <i>(Signed 4/26/01)</i> No later than July 1, 2008, each public high school with an interscholastic athletics program shall have at least one functional automated external defibrillator on site at such school at all times and easily accessible during any school related function.
HI	H.2598 of 1998 Rep. Kawakami	A / L	User who completes training by physician is immune from civil liability. <i>(Signed 7/14/98)</i>
IA	Reg.: Public Health 641-132.1(147A) S 505 of 2008 NEW	A / L L	Public Health administrative regulation. Amends the law to clarify the entities that are not liable for civil damages.
ID	S 1185 of 1999 S 1420 of 2008 NEW	A / L L	Section 5-337, Idaho Code (passed as <i>Chapter 351 of 1999; effective 3/25/99</i>) S. 1420 revises the requirements for those persons or entities who acquire a defibrillator as a result of a prescription, to provide immunity for any civil damages. <i>(Chapter 299, signed 3/28/08)</i>
IL	Public Act 90-746	A / L	

	<p>HB 1217 (1998)</p> <p>Public Act 91-524 SB 458 (1999).</p> <p>HB 43 (2003)</p> <p>Public Act 93-910: HB 4232 of 2004</p> <p>Public Act 94-876, H.B. 542 of 2006</p> <p>H 1279 of 2008 NEW</p>	<p>\$; M</p> <p>M</p> <p>\$</p> <p>M</p>	<p>SB 458 expands AED - (Signed 8/13/1999)</p> <p>HB 43 Requires each fitness facility, including those in schools, to have on its premises at least one automated external defibrillator (AED) and a trained AED user <i>(passed 6/25/03)</i></p> <p>H. 4232 requires every physical fitness facility to have at least one AED on premises, by mid-July 2006, with exceptions. Also requires a trained user on premises. <i>(Signed as Public Act 93-910 8/12/04; Cite as 210 ILCS 74 /15)</i></p> <p>Public Act No. 94-876 creates a state income tax checkoff for the Heartsaver AutoMated External Defibrillator (AED) Fund. <i>(Signed 6/19/06)</i></p> <p>H 1279: A physical fitness facility must ensure that there is a trained AED user on staff and present during all physical fitness activities.</p>
IN	<p>S. 171 (1998) Sen. Adams</p> <p>HB 1106 of 2006</p> <p>H 1137 of 2008 NEW</p>	<p>A / L</p> <p>A / L</p> <p>M</p>	<p>(IC 16-31-6.5) Owners shall ensure that "expected users" complete a training course.</p> <p><u>Removes</u> the requirements that an entity that acquires a defibrillator have an "AED certificate" or ensure that the users have completed AED courses or have enlisted a physician for medical direction. <i>(Signed as Public Law 74 of 2006 on 3/17/06)</i></p> <p>A health club "shall ensure that a defibrillator" is located on the premises and must employ at least one trained operator on location during all business hours. <i>(Signed as Public Law 3 of 2008, on 3/13/08)</i></p>
KS	<p>SB 535</p>	<p>A / L</p>	<p>(K.S.A. 1997 Supp. 65-6144, §19) AED "may be used by</p>

	Senator Steineger		any person who has ...obtained training and demonstrated proficiency in use..." (signed 5/98)
KY	HB49 Rep. J. Coleman	A / L	(signed 2/2000)
LA	S 100 Senator Hines	A / L	Law: R.S. 40:1236.11 (Signed 7/2/99)
ME	LD1432 Rep. Bumps	A	<i>(Signed by Governor, 6/6/01)</i>
MD	S. 294 Del. Hollinger	A / L	Adds MD Education Code §13-517 - Requires facilities to have a certificate before making AEDs available; users should have training and authorization before use; requires reports and records. <i>(enacted 4/27/99)</i>
MD	HB 1200 ; S.249 Del. Lee	M	Requires every school in the state to have an AED on the premises and at all school-sponsored athletic events, as well as someone trained and certified to use it. <i>(HB 1200 signed by the Governor as Chapter 203, effective June 2006)</i> [article 6/15/06]
MA	S 2164 (chapter 137) signed 1998 Sen. Morrissey	A / L	Any person trained in AED or basic cardiac life support is immune from civil liability.
MA	Chapter 142 of 1999 S 2681 of 2006 (Chapter 420) MGL Ch. 93, §88 NEW	L M	1999 law adds definition of AED Provider. 2006 law requires AEDs in health clubs; provides for volunteer exemption from liability. Effective date 2008 for facilities with 6+ employees and 2009 for facilities with 1-5 employees. (Signed 1/3/07)

MI	<p>H.4420 Rep. Gerald Law</p> <p>SB 310 of 2006 (Public Act 23 '06); NEW - SB 1085 of 2006 (Public Act 332 '06) ; SB 1095 of 2006 (Public Act 342 '06) NEW</p>	<p>A / L</p> <p>M</p> <p>\$</p> <p>\$</p>	<p>Extends MI §691.1504, the Good Samaritan law on CPR, to include immunity for AED use. <i>(Signed; Effective date 11/16/99)</i></p> <p>SB 310 requires AEDs in all health clubs. Requires "obvious and ready accessibility" to AED by staff, members, and guests and one or more trained employees. Fines of \$250-\$1,000 for violations. <i>(Signed & effective 2/21/2006)</i></p> <p><i>SB 1085 states the state "should work with districts" to secure a bulk-purchase discount on AEDs. (signed & effective 8/30/2006)</i></p> <p>SB 1095, Sec. 99d. appropriate up to \$100,000 for school AEDs in FY2006-07; providing that districts provide a 50% local match; and requiring that high schools and lower-income districts be served first. <i>(signed & effective 8/30/2006)</i></p>
MN	<p>S.2861 (1998, Chapter 329)</p> <p>S 3345 of 1998</p>	<p>A / L</p> <p>\$</p>	<p>Non-professional user is exempt from civil liability.</p> <p>Appropriates \$450,000 for distribution to law enforcement.</p>
MS	<p>H 954</p>	<p>A / L</p>	<p>Appropriate training "required"; A Mississippi licensed physician must exercise medical control authority. <i>(Signed 3/30/99)</i></p>
MO	<p>HB 1668 [section 190.092]</p> <p>Rep. Hosmer SB 1107 (2002) HB 1195 (2004)</p>	<p>A / L</p>	<p>Use by emergency personnel or any person who has completed a course certified by the American Red Cross or American Heart Association that includes CPR. <i>(Signed 1998, 2002, 2004)</i></p>
MT	<p>H 126 of 1999</p>	<p>A / L</p>	<p><i>(Enacted 4/19/99)</i></p>

NE	L 498 of 1999 Sen. Wickersham	A / L	<i>(Enacted 3/30/99)</i>
NE	L 667 of 2003 Sen. Jensen L 176 of 2006	A A	Requires owners of AEDs to notify the local emergency medical service of the existence, location, and type of the defibrillator unless the defibrillator was acquired for use in a private residence, a health care facility, or a health care practitioner facility. <i>(Signed 5/13/03)</i> Changes provisions relating to automated external defibrillator use <i>(Signed 3/9/06)</i>
NH	S. 67 of 1999 S 386 of 2002 H 1136 of 2008 NEW	A / L A A / L	<i>(Signed 7/16/99)</i> S 386 establishes an AED registry and requires all commercial owners to register their devices with the department within 30 days of acquisition. <i>Effective July 2002.</i> H 1136 limits the training requirement for AED use to "anticipated responders" and permits use by others. <i>(Signed as Chapter 207, 6/26/08; effective date 8/25/08)</i>
NJ	Chapter 34 of 1999, formerly A 2321 S 2567 of 2004-05 Sen. Vitale S 3000 of 2005 Sen. Bryant	A M \$	A person shall not use a defibrillator unless trained. <i>(signed 3/8/99)</i> Requires health clubs to acquire and maintain at least one automated external defibrillator and store it in an accessible location within the health club. Requires one or more AED trained employees. <i>(Signed 1/12/06 as Chapter 346)</i> Appropriates \$1,000,000 for the "AED Grant"

NM	S. 1a of 2002	\$	Appropriates \$100,000 for automatic external defibrillators in state buildings, from the tobacco settlement program fund. <i>(Became law by veto override 5/24/02)</i>
NM	H. 375	A / L	<i>(Enacted 4/1/99)</i>
NV	AB 147; Ch. 474 of 1997 AB 409 of 1999 AB 441 of 2003 (Act # 402 of '03)	A / L M	(AB 409) Use is allowed by "any person who has successfully completed the training requirements." Encourages employers to hire a person trained in CPR and AED use. <i>(Enacted 5/20/99)</i> AB 441 - NRS 450B.600 requires AEDs in public high schools for all districts with 100,000+ students; all sporting events connected to the University of Nevada, all larger airports and larger county and state offices buildings.
NY	A 8779 of 2002	M	Requirements for public school facilities with more than 1000 persons to provide and maintain on-site AED equipment. Also requires that all school sponsored activities have at least one AED trained staff person present.
NY	A 5084 of 2004 (General Business § 627-a) A 236 of 2006 S 7001 of 2006 AR 1184 of 2008 NEW	M A, M M /	A 5084 requires health clubs with a membership of 500 or more to have at least one AED. <i>(Signed 7/20/04 as Chapter 186)</i> A 236 requires that CPR and the use of AEDs be taught in health class at senior high schools by teachers that possess valid certification in the operation of AEDs. <i>(Signed 7/26/06 as Chapter 315)</i> Requires places of public assembly to maintain an AED and to have at least one employee who is trained. <i>(Signed 9/13/06)</i> Memorializing Governor Eliot Spitzer to proclaim 2008 as

			the Year of the Defibrillator in the State of New York. (Signed 1/23/08)
NY	S 5477 of 1998 (Public Health Law § 3000-B) Sen. Goodman	A / L	Only a person who has completed training in CPR & AED operation may use. Authorizes possession & use after obtaining written agreement w/ emergency health care provider. <i>(Signed 8/5/98)</i>
NC	S1269 [text] Sen. Warren	A / L	Provides immunity for AED users, as well as trainers, owners and physicians who write prescription for AED purchase. <i>(Signed 7/14/2000, effective date 10/1/2000)</i>
ND	H 1242 of 1999	A / L	Requires notification of Dept. of Health of location of AEDs. See agency description of <i>Chapter 300 of 1999 (Enacted 3/99)</i>
OH	HB 717 of 1998 HB 434 of 2004 Rep. Calvert	A / L \$, M	<i>(Signed 12/17/98; Effective 12/98)</i> HB 434 appropriates \$2.5 million for AEDs in public schools for FY 2005-06 from Tobacco Settlement funds; allows public, charter and community school districts to require AEDs. <i>(Signed & effective 5/28/04)</i>
OK	HB 1190 of 1999 by Rep. Stanley	A / L	<i>(Enacted 4/26/99)</i>
OR	SB 313 ; SJR 32 of 2001 Sen. Nelson	A / L	States use of AED is "medical care." (signed 6/4/99; <u>replaced</u> by HB 3482 below). Urges agencies to place AEDs in state buildings, public places, and local government sites. Does not provide funds. <i>(passed 4/01)</i>

OR	HB 3482 of 2005	A / L	Updates Good Samaritan protection for trained AED providers, employers, property-owners, or agencies who make AEDs available for use, physicians who oversee AED programs, and training providers. AED providers must maintain necessary training and ensure that deployed AEDs have current batteries and electrode pads. The new law, Oregon Revised Statutes 30.802, superseded Oregon's previous AED Good Samaritan law, ORS 30.801. [Detail provided by Tualatin Valley Fire & Rescue , 2007]
PA	HB 4 of 2001 SB 5	\$ \$	Established a one-time program to assist school entities to acquire AEDs. The funds were appropriated by the General Assembly and after a bidding process the statewide contract for two AEDs per school district was awarded - each school district was offered two free AEDs and each intermediate unit and area vocational-technical school was offered one free AED. In addition, AEDs are made available to other school entities including non-public, private, charter and independent schools that meet program requirements. PA program details online SB 5 appropriated \$2.4 million for school AEDs.
PA	H.1897 of 1998	A / L	§11 of bill provides AED civil immunity (<i>Signed 12/15/98</i>)
RI	S.2239 of 1998 & S.920 of 1999 H.7336 of 2000 RI §23-6.2-2 Sen. Polisena Sen. Kelly Rep. Fox	- \$	S.239 mandates distribution of AED devices to every city, town and public college in R.I. Allows use by state police. S.920 funds 35 AEDs to State Police. (<i>signed 6/99</i>) H.7336 requires AED placement in every city, town, college campus and judicial office. (<i>signed 7/00</i>)

SC	S. 728 of 1999 H 3723 of 2008 NEW	A / L M	(Enacted 6/1/99) (Section 59-17-155) Subject to state appropriations, requires that each school district shall develop and implement an AED program including placing and AED in each school and requiring training for all employees "reasonably expected" to use it. <i>(Vetoed by governor; became law by veto override as Act 278 of 2008, 6/17/08)</i>
SD	S.83 of 2000 Sen. Hainje	A / L	Requires a physician to authorize in writing placement, training and maintenance; users also must activate emergency services. <i>(Signed, 2/00)</i>
TN	H.2970; Ch. 963 of 1998 Rep. Halteman-Harwel H.1218 of 1999	A / L	Expected users shall complete AED course; maintain & test device; users also must activate emergency services. <i>(Signed 5/11/98)</i>
TN	S 281 of 2003 Sen. Williams H 2775 of 2008 NEW	A M	Strengthens registration requirement from "encouraged" to "required" within a reasonable time. <i>(Signed 5/03)</i> The "General Assembly encourage(s) local educational agencies to provide, within existing budgetary limits, automated external defibrillators in schools to provide additional safeguards against loss of life from sudden cardiac incidents. <i>(Signed as Chapter 795, 4/23/08)</i>
TX	HB 580 of 1999 Rep. Kyle Janek	A / L	<i>(Enacted 6/99)</i>
TX	HB 1 of 2003 Appropriations Bill	\$	FY 04 budget requires the Department of Health to allocate for the purchase and placement of AEDs in state-owned

TX	HB 92	A	<p>and leased buildings. "The department shall establish criteria to identify up to 100 key locations for placement" by December 31, 2003. <i>(Signed 6/22/03)</i></p> <p>Requires that a person or entity that acquires an automated external defibrillator that has not been approved by the United States Food and Drug Administration for over-the-counter sales shall ensure that it has been delivered to the person or entity by a licensed practitioner in the course of their professional practice or upon a prescription or other order lawfully issued in the course of professional practice, or if the equipment is for sale or lease, the person or entity meet certain requirements. Signed 5/8/07 NEW</p>
UT	<p>HB 98 of 1998 Rep.Valentine</p> <p>HB 50 of 1999 Rep. Siddoway</p> <p>SB 86 of 2000 Sen.Valentine</p> <p>SB 95 of 2003 Sen. Valentine</p>	<p>A</p> <p>L</p> <p>L</p>	<p>Allows use by trained persons w/o a license.</p> <p>H.B. 50, now Chapter 285 of 1999, expands Good Samaritan liability exemption</p> <p>S.B. 86, liability exemption extended to laypersons</p> <p>S.B. 95 establishes a statewide database for the collection and distribution of information regarding the location of commercially owned fully automated external defibrillators, including mandatory registration.</p>
VA	<p>HB 2097 of 1999 HB 1049 of 2000</p> <p>HB 1860 of 2003 Del. O'Bannon</p> <p>SB 1146 of 2006 NEW</p>	<p>A / L</p> <p>L</p> <p>A / L</p> <p>A</p>	<p>HB 1049 clarifies and expands immunity <i>(Signed as Chapter 928, effective 7/00)</i></p> <p>HB 1860 further defines immunity, and lifts restrictions on public use, eliminates the requirement for registration of automated external defibrillators. <i>Effective 4/03.</i></p> <p>SB 1146 eliminated the registration program for automated external defibrillators</p>

VT	S 283 of 2000 Senator Illuzzi	A / L	Prohibits any person from operating an AED unless the person has successfully completed a training course in the operation of the AED. Users providing emergency care will not be liable for civil damages. <i>(Signed 5/2000)</i>
WA	H 2998 of 1998 Rep. Sheahan	A / L	Owners shall ensure "expected users" complete a training course.
WI	AB 239 of 1999 AB 521 of 2000 Senator Johnsrud SB 186 of 2006 SB 142 of 2008 NEW	A / L A / L A / L A / M	AB 239 <i>(Signed 7/99)</i> AB 521 redefines first responders and clarifies required training <i>(Signed 4/13/2000)</i> SB 186 provides immunity from civil liability for users, owners, and providers of AEDs for acts or omissions in rendering emergency care in good faith. <i>(Signed 5/30/06 as Act 486)</i> SB 142 Approves individuals, organizations, or institutions of higher education to provide instruction in the use of an AED. Requires all dentists and all day care center licensees, and all employees of a day care center, who provide care and supervision for children have current proficiency in the use of an AED. <i>(Signed as Act 104 of 2008, 3/14/08)</i>
WV	H.2269 of 1999 S 619 of 2008 NEW	A L	Section 16-4D-3 Requires registration of AED owners and locations; training and testing; also provides liability exemption for trained users. <i>(enacted 4/99)</i> (Section 16-4D-2) adds definitions for anticipated and unanticipated users of AEDs and limits liability toward unanticipated users who render aid.
WY	H. 178	A / L	Any person acquiring an AED required to ensure that "expected defibrillator users" receive training." <i>(enacted</i>

	Rep. Diercks		3/99)
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