

2392

2011-2012 Regular Sessions

I N A S S E M B L Y

January 18, 2011

Introduced by M. of A. MARKEY, MILLMAN, BENEDETTO, SPANO, JAFFEE,
WEIS-
ENBERG, MONTESANO -- Multi-Sponsored by -- M. of A. COLTON,
McENENY,
REILLY -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to requiring
golf
course operators to make available at least one functional
cardiac
defibrillator and requiring that employees of such facilities
be
trained in its proper operation and use

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND
ASSEM-
BLY, DO ENACT AS FOLLOWS:

1 Section 1. The public health law is amended by adding a new
section
2 3000-e to read as follows:
3 S 3000-E. FUNCTIONAL CARDIAC DEFIBRILLATOR AT GOLF COURSE. 1. FOR
THE
4 PURPOSES OF THIS SECTION, THE TERM "GOLF COURSE OPERATOR" SHALL
INCLUDE
5 ANY PERSON, FIRM, CORPORATION, PARTNERSHIP, UNINCORPORATED
ASSOCIATION
6 OR OTHER ENTITY, WHETHER PUBLICLY OR PRIVATELY OWNED OR OPERATED,
MANAG-
7 ING ANY GOLF COURSE.
8 2. GOLF COURSE OPERATORS SHALL PROVIDE AND MAINTAIN ON-SITE
AUTOMATED
9 EXTERNAL DEFIBRILLATORS (AED), AS DEFINED IN PARAGRAPH (A) OF
SUBDIVI-
10 SION ONE OF SECTION THREE THOUSAND-B OF THIS ARTICLE, IN QUANTITIES
AND
11 TYPES DEEMED BY THE COMMISSIONER TO BE ADEQUATE TO ENSURE READY
AND
12 APPROPRIATE ACCESS FOR USE DURING EMERGENCIES.
13 3. GOLF COURSE OPERATORS SHALL ENSURE THE PRESENCE DURING HOURS
OF
14 OPERATION OF AT LEAST ONE STAFF PERSON OR VOLUNTEER WHO IS
TRAINED,

15 PURSUANT TO PARAGRAPH (A) OF SUBDIVISION THREE OF SECTION THREE
THOU-
16 SAND-B OF THIS ARTICLE, IN THE OPERATION AND USE OF AN AED.
17 4. GOLF COURSE OPERATORS SHALL BE SUBJECT TO THE REQUIREMENTS
AND
18 LIMITATIONS OF SECTION THREE THOUSAND-B OF THIS ARTICLE.
19 5. ANY GOLF COURSE OPERATOR, HIS OR HER EMPLOYEE OR OTHER AGENT,
OR
20 ANY PERSON WHO VOLUNTARILY AND WITHOUT EXPECTATION OF MONETARY
COMPEN-
21 SATION RENDERS EMERGENCY TREATMENT USING SUCH DEFIBRILLATOR PURSUANT
TO

EXPLANATION--Matter in ITALICS (underscored) is new; matter in
brackets

[] is old law to be omitted.

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1 THIS SECTION, TO A PERSON WHO IS UNCONSCIOUS, ILL OR INJURED, SHALL
ONLY
2 BE LIABLE PURSUANT TO SECTION THREE THOUSAND-A OF THIS ARTICLE.
3 S 2. This act shall take effect on the one hundred twentieth day
after
4 it shall have become a law, provided, however, that effective
immediate-
5 ly, the addition, amendment and/or repeal of any rules or
regulations
6 necessary for the implementation of this act on its effective date
are
7 authorized and directed to be made and completed on or before
such
8 effective date.