

ENROLLED SENATE
BILL NO. 923

By: Paddock and Johnson (Constance)
of the Senate

and

Cox, Collins, Jett, Roan, Walker,
Piatt and Lindley of the House

An Act relating to schools; creating the Zachary Eckles and Luke Davis Automated External Defibrillators in Schools Act; mandating that automated external defibrillators be made available at schools, if funding is available; authorizing school districts to make automated external defibrillators available at high school athletic practices and competitions; providing certain immunity from liability to school districts; requiring the State Department of Education to develop certain list and to provide public recognition to certain organizations; providing for codification; providing an effective date; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1210.200 of Title 70, unless there is created a duplication in numbering, reads as follows:

A. This act shall be known and may be cited as the “Zachary Eckles and Luke Davis Automated External Defibrillators in Schools Act.”

B. Contingent upon the availability of federal funding or donations from private organizations or persons made for this purpose, each school district shall make automated external defibrillators, as defined in Section 5A of Title 76 of the Oklahoma Statutes, available at each school site in the district. The school district may also make automated external defibrillators available at each high school athletic practice or competition in the district.

C. Any school district that makes automated external defibrillators available in schools or on school district property shall be immune from civil liability for personal injury which results from the use of the device, except for acts of gross negligence or willfull wanton misconduct in accordance with Section 5A of Title 76 of the Oklahoma Statutes.

D. The State Department of Education shall develop and make available to school districts a list of private organizations or persons willing to make donations or that have resources available to schools for this purpose, federal programs or grants, and any other source of funding that school districts may use to purchase automated external defibrillators. The Department shall also provide public recognition for private organizations or persons that provide funding to school districts for the purpose of purchasing automated external defibrillators.

SECTION 2. This act shall become effective July 1, 2008.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.