

HOUSE BILL No. 1342

DIGEST OF INTRODUCED BILL

Citations Affected: IC 34-30-2; IC 36-8-25.

Synopsis: Telephone CPR instruction training. After July 1, 2020, requires an individual to complete a telephone cardiopulmonary resuscitation (T-CPR) training program (program) approved by the division of fire and building safety (division) if the individual: (1) answers 911 emergency medical telephone calls for a state or local law enforcement agency or fire protection agency, including a volunteer fire department (agency); and (2) is authorized by the agency's protocols to provide T-CPR instructions to a caller. Provides that the division may provide programs or third parties may provide programs that are approved by the division. Requires the division to: (1) adopt minimum standards for programs that meet or exceed evidence based nationally recognized emergency cardiovascular care guidelines; and (2) establish continuing education requirements. Allows the division to collect reasonable fees for providing programs and certifications that are deposited in the fire and building services fund. Provides civil immunity for damages relating to the provision of T-CPR instruction. Makes a technical correction.

Effective: July 1, 2019.

Bacon

January 14, 2019, read first time and referred to Committee on Veterans Affairs and Public Safety.



First Regular Session of the 121st General Assembly (2019)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2018 Regular and Special Session of the General Assembly.

HOUSE BILL No. 1342

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 34-30-2-156.6 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2019]: **Sec. 156.6. IC 36-8-24-6 (Concerning**
4 **vehicular carbon monoxide testing).**

5 SECTION 2. IC 34-30-2-156.7 IS ADDED TO THE INDIANA
6 CODE AS **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE
7 JULY 1, 2019]: **Sec. 156.7. (a) IC 36-8-25-10 (Concerning providing**
8 **telephone cardiopulmonary resuscitation instruction to callers).**

9 **(b) IC 36-8-25-11 (Concerning not providing telephone**
10 **cardiopulmonary resuscitation instruction to callers that decline**
11 **instruction).**

12 **(c) IC 36-8-25-12 (Concerning public safety agencies not**
13 **employing persons to provide telephone cardiopulmonary**
14 **resuscitation instruction.)**

15 SECTION 3. IC 34-30-2-156.8 IS REPEALED [EFFECTIVE JULY
16 1, 2019]. ~~Sec. 156.8. IC 36-8-24-6 (Concerning vehicular carbon~~
17 ~~monoxide testing).~~



1 SECTION 4. IC 36-8-25 IS ADDED TO THE INDIANA CODE AS
 2 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
 3 1, 2019]:

4 **Chapter 25. T-CPR Training for Public Safety**
 5 **Telecommunicators**

6 **Sec. 1. As used in this chapter, "division" means the division of**
 7 **fire and building safety established by IC 10-19-7-1.**

8 **Sec. 2. As used in this chapter, "public safety agency" means a**
 9 **state or local law enforcement agency or fire protection agency.**
 10 **The term includes a volunteer fire department.**

11 **Sec. 3. As used in this chapter, "public safety**
 12 **telecommunicator" means an individual who:**

13 **(1) answers 911 emergency medical telephone calls on behalf**
 14 **of a public safety agency; and**

15 **(2) has the authority, based on a protocol adopted by the**
 16 **public safety agency, to provide T-CPR instructions to a**
 17 **telephone caller before the arrival of professional medical**
 18 **assistance by first responders.**

19 **Sec. 4. As used in this chapter, "T-CPR" means telephone**
 20 **cardiopulmonary resuscitation.**

21 **Sec. 5. (a) After June 30, 2020, a public safety telecommunicator**
 22 **must successfully complete, at least every two (2) years, a T-CPR**
 23 **training program that meets or exceeds evidence based nationally**
 24 **recognized emergency cardiovascular care guidelines adopted by**
 25 **the division. A T-CPR training program shall include:**

26 **(1) recognition protocols for out of hospital cardiac arrest;**
 27 **and**

28 **(2) compression only cardiopulmonary resuscitation**
 29 **instructions for telephone callers.**

30 **(b) The division shall establish T-CPR training continuing**
 31 **education requirements for public safety telecommunicators.**

32 **Sec. 6. (a) The division may:**

33 **(1) provide a T-CPR training program or continuing**
 34 **education course; or**

35 **(2) approve a T-CPR training program or continuing**
 36 **education course provided by a third party;**

37 **that meets the requirements of this chapter.**

38 **(b) The division shall establish requirements and a certification**
 39 **program for third party T-CPR instructors that provide T-CPR**
 40 **training programs or continuing education courses.**

41 **Sec. 7. The division shall set the minimum standards for a**
 42 **T-CPR training program including:**



1 (1) course approval;
 2 (2) instruction; and
 3 (3) examination;
 4 **which may include online training based on the nationally**
 5 **recognized guidelines adopted by the division. The division shall**
 6 **provide a person with a certificate for successfully completing**
 7 **T-CPR training.**

8 **Sec. 8. The division may impose a reasonable fee for:**
 9 (1) providing a T-CPR program or continuing education
 10 course; and
 11 (2) certifying a person who successfully completes a T-CPR
 12 program or any T-CPR instructor requirements.

13 **The division shall deposit any fees collected in the fire and building**
 14 **services fund established by IC 22-12-6-1.**

15 **Sec. 9. Nothing in this chapter prohibits a public safety agency**
 16 **from entering into a reciprocal agreement with another public**
 17 **safety agency to provide T-CPR instruction to telephone callers, if**
 18 **the public safety agency that accepts the telephone call has a public**
 19 **safety telecommunicator who has successfully completed a T-CPR**
 20 **training program approved by the division.**

21 **Sec. 10. A public safety telecommunicator that has successfully**
 22 **completed:**

23 (1) a T-CPR training program approved by the division; and
 24 (2) any continuing education requirements;
 25 **is immune from civil liability for damages arising out of T-CPR**
 26 **instruction provided to a telephone caller, except for acts or**
 27 **omissions constituting gross negligence or willful or wanton**
 28 **misconduct.**

29 **Sec. 11. If a telephone caller declines to receive T-CPR**
 30 **instruction, the public safety telecommunicator:**

31 (1) has no obligation to provide T-CPR instruction; and
 32 (2) is immune from civil liability for damages for not
 33 providing T-CPR instruction.

34 **Sec. 12. A public safety agency is immune from civil liability for**
 35 **damages for employing individuals to answer 911 emergency calls**
 36 **who are not public safety telecommunicators. However, the**
 37 **individuals who are not public safety telecommunicators may not:**

38 (1) be required to complete T-CPR training; or
 39 (2) provide T-CPR instruction to a telephone caller.

