

I Mina'trentai Siette Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	FISCAL NOTES	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	NOTES
42-37 (COR) As amended by the Committee on Education, Public Safety, and the Arts; and further amended on the Floor	Chris Barnett Telo T. Taitague Joe S. San Agustin Amanda L. Shelton Christopher M. Dueñas Jesse A. Lujan Dwayne T.D. San Nicolas Thomas J. Fisher William A. Parkinson Roy A.B. Quinata Frank Blas, Jr. Therese M. Terlaje Joanne Brown Tina Rose Muña Barnes Sabina Flores Perez	AN ACT TO ADD A NEW § 7117 TO CHAPTER 7, TITLE 17 GUAM CODE ANNOTATED RELATIVE TO REQUIRING THE AVAILABILITY OF AUTOMATED EXTERNAL DEFIBRILLATORS ON ALL SCHOOL CAMPUSES OF THE GUAM DEPARTMENT OF EDUCATION BY JUNE 30, 2024.	2/13/23 5:18 p.m.	2/16/23 8:01 a.m.	Committee on Education, Public Safety and the Arts	Request: 2/16/23 3/8/23	4/6/23 2:00 p.m.	5/3/23 5:02 p.m.	As amended by the Committee on Education, Public Safety and the Arts
	SESSION DATE	TITLE	DATE PASSED	TRANSMITTED	DUE DATE	PUBLIC LAW NO.	DATE SIGNED	NOTES	
6/27/23	AN ACT TO ADD NEW §§ 7117 AND 7117.1 TO CHAPTER 7 OF TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING THE AVAILABILITY OF AUTOMATED EXTERNAL DEFIBRILLATORS AT ALL SCHOOL CAMPUSES OF THE GUAM DEPARTMENT OF EDUCATION BY JUNE 30, 2024.	6/30/23	6/30/23	7/12/23	37-25	7/12/23	Received: 7/12/23 Messages and Communications Doc. No. 37GL-23-0711		

LOURDES A. LEON GUERRERO
GOVERNOR



JOSHUA F. TENORIO
LT. GOVERNOR

UFISINAN I MAGA'HÅGAN GUÅHAN
OFFICE OF THE GOVERNOR OF GUAM

37GL-23-0711
OFFICE OF THE SPEAKER
THERESE M. TERLAJE

Transmitted via email to: speaker@guamlegislature.org

July 12, 2023

HONORABLE THERESE M. TERLAJE, *Speaker*
I Mina'trentai Siette Na Liheslaturan Guåhan
37th Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

07-12-2023

Time: 7:03pm
Received: *[Signature]*

Re: Bill No. 42-37 (COR) - AN ACT TO ADD NEW §§ 7117 AND 7117.1 TO CHAPTER 7 OF TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING THE AVAILABILITY OF AUTOMATED EXTERNAL DEFIBRILLATORS AT ALL SCHOOL CAMPUSES OF THE GUAM DEPARTMENT OF EDUCATION BY JUNE 30, 2024

Håfa Adai Madame Speaker,

Bill No. 42-37 (COR) establishes a requirement for the Guam Department of Education (“GDOE”) to have Automated External Defibrillators (“AEDs”) available in both public and charter school campuses during school hours, school sporting events and school activities.

Former Vice Speaker Larry Kasperbauer recognized the life-saving effects of AEDs when he introduced a bill allowing the use of AEDs in emergency situations back in March of 2000. Now, with the heightened awareness of sudden cardiac arrest among teenagers and young adults, access to AEDs for the purpose of early response to cardiac arrest could be the difference in saving a life. Evidence proves early defibrillation leads to improved outcomes, and with AEDs becoming more available to the general public due to their affordability and portability, we have little to no reason not to require AEDs on our public and charter school campuses.

School athletic programs have expanded to allow participation by children of a younger age and to offer a greater variety of sports. Our Administration fully supports this legislation, as it will protect our children who engage in athletics but also ensure the availability of life-saving equipment to all children within our public and charter schools. The reality is our children spend more time at school than at home, and while they are at school, we have a responsibility to ensure their safety, health and development. For these reasons, I sign Bill No. 42-37 (COR) into law as **Public Law 37-25**.

Senseramente,

LOURDES A. LEON GUERRERO
Maga'hågan Guåhan
Governor of Guam

RECEIVED
7/13/23 3:04pm
[Signature]

Enclosure: Bill No. 42-37 (COR) nka P.L. 37-25

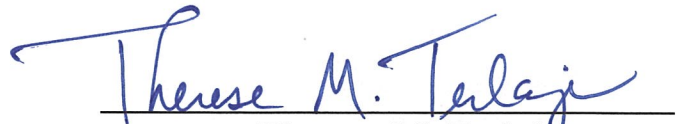
cc via email: *Honorable* Joshua F. Tenorio, *Sigundo Maga'låhen Guåhan*, Lt. Governor of Guam
Compiler of Laws

I MINA TRENDAI SIETTE NA LIHESLATURAN GUÅHAN

2023 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'HÅGAN GUÅHAN


This is to certify that **Bill No. 42-37 (COR)**, "AN ACT TO ADD NEW §§ 7117 AND 7117.1 TO CHAPTER 7 OF TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING THE AVAILABILITY OF AUTOMATED EXTERNAL DEFIBRILLATORS AT ALL SCHOOL CAMPUSES OF THE GUAM DEPARTMENT OF EDUCATION BY JUNE 30, 2024," was on the 30th day of June 2023, duly and regularly passed.


Therese M. Terlaje
Speaker

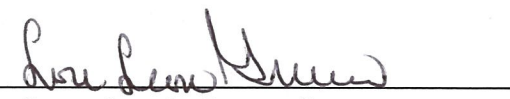
Attested:


Amanda L. Shelton
Legislative Secretary

This Act was received by *I Maga'hågan Guåhan* this 30TH day of June,
2023, at 6:57 o'clock P.M.


Assistant Staff Officer
Maga'håga's Office

APPROVED:


Lourdes A. Leon Guerrero
I Maga'hågan Guåhan

Date: 7/12/2023

Public Law No. 37-25

RCVD AT CENTRAL FILE
JUL 3 '23 AM 10:49
2023-19472
Jessica Dydasco

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN
2023 (FIRST) Regular Session

Bill No. 42-37 (COR)

As amended by the Committee on
Education, Public Safety, and the Arts; and
further amended on the Floor.

Introduced by:

Chris Barnett
Telo T. Taitague
Joe S. San Agustin
Amanda L. Shelton
Christopher M. Dueñas
Jesse A. Lujan
Dwayne T.D. San Nicolas
Thomas J. Fisher
William A. Parkinson
Roy A.B. Quinata
Frank Blas, Jr.
Therese M. Terlaje
Joanne Brown
Tina Rose Muña Barnes
Sabina Flores Perez

**AN ACT TO *ADD* NEW §§ 7117 AND 7117.1 TO CHAPTER
7 OF TITLE 17, GUAM CODE ANNOTATED, RELATIVE
TO REQUIRING THE AVAILABILITY OF AUTOMATED
EXTERNAL DEFIBRILLATORS AT ALL SCHOOL
CAMPUSES OF THE GUAM DEPARTMENT OF
EDUCATION BY JUNE 30, 2024.**

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that the near death of twenty-four (24)-year-old Buffalo Bills safety Demar Hamlin
4 of the National Football League (NFL) serves as a recent reminder of the higher risk

1 of sudden cardiac arrest among young people who participate in athletics. The saving
2 of Hamlin’s life is credited not just to the quick thinking of the Buffalo Bill’s training
3 staff but also to a device known as an *Automated External Defibrillator* or AED.
4 Thanks to the efforts of former Vice Speaker Larry Kasperbauer, AEDs have been
5 available for emergency use on Guam since March of 2000.

6 *I Liheslaturan Guåhan* further finds that organizations such as the *Louis J.*
7 *Acompora Memorial Foundation* and *Project ADAM* (“Automated Defibrillation in
8 Adam’s Memory,” named in memory of Adam Lemel) have raised awareness of the
9 risk of sudden cardiac arrest among teenagers and young adults.

10 On March 25, 2000, Louis J. Acompora died from a condition known as
11 commotio cordis, which resulted from a blow to his chest while playing lacrosse
12 during his first high school game. Louis was only fourteen (14) years old. Adam
13 Lemel died doing what he loved best – playing basketball. The seventeen (17)-year-
14 old Whitefish Bay High School in Wisconsin student died of cardiac arrest on
15 January 22, 1999.

16 *I Liheslaturan Guåhan* further finds that as of September 2021, out of fifty
17 (50) states, only seventeen (17) have requirements for the installation of AEDs on
18 school campuses. The requirements vary for different school grades, public or
19 private schools, and for different school events.

20 *I Liheslaturan Guåhan* further finds that AEDs typically range in price from
21 One Thousand One Hundred Dollars (\$1,100) to Two Thousand Five Hundred
22 Dollars (\$2,500) which is about one-tenth (1/10th) of the price of the devices from
23 the time the Guam’s AED law was enacted in March 2000.

24 Therefore, it is the intent of *I Liheslaturan Guåhan* that AEDs be deployed
25 and made available at all public-school campuses for possible use during school
26 hours, school sporting events and school activities.

1 **Section 2.** A new § 7117 is *added* to Chapter 7 of Title 17, Guam Code
2 Annotated, to read as follows:

3 “**§ 7117. Access to Automated External Defibrillators (AEDs) at All**
4 **Public Schools.**

5 (a) Each public school campus, including charter school campuses, shall
6 have on its premises at least one (1) automated external defibrillator (AED) as
7 defined in Chapter 96, Title 10, Guam Code Annotated. The AED shall be available
8 during school hours, school sporting events and school activities. The Guam
9 Education Board shall, by policy, create the provisions for deployment and use of
10 AEDs, to include, but not be limited to, the following:

11 (1) the locations and quantities of AEDs on the campuses and
12 facilities;

13 (2) the training on the use of AEDs and requirements for staff,
14 coaches and volunteers;

15 (3) monitoring and testing of AEDs to ensure the devices will
16 function correctly when needed; and

17 (4) security and protection of the AEDs from theft, criminal mischief
18 (vandalism), and damage or destruction from acts of nature.

19 (b) Access to AEDs, as required by Subsection (a), *supra*, must be
20 completed by June 30, 2024.

21 (c) The Guam Department of Education shall annually request from *I*
22 *Liheslaturan Guåhan* additional funding or amendments to the law herein as may be
23 necessary to comply with this Section.”

24 **Section 3.** A new § 7117.1 is *added* to Chapter 7, Title 17, Guam Code
25 Annotated, to read as follows:

26 “**§ 7117.1. AED Use and Tort Immunity.**

1 (a) Any person or entity who in good faith and without compensation
2 renders emergency care or treatment by the use of an automated external defibrillator
3 is immune from civil liability for any personal injury as a result of the care or
4 treatment, or as a result of any act or failure to act in providing or arranging further
5 medical treatment, if the person acts as an ordinary, reasonably prudent person
6 would have acted under the same or similar circumstances.

7 (b) The immunity from civil liability for any personal injury under
8 Subsection (a) of this Section includes: (1) the physician or medical authority who
9 is involved with AED site placement; (2) the person or entity who provides the CPR
10 and AED training; and (3) the person or entity responsible for the site where the
11 AED is located.

12 (c) The immunity from civil liability under Subsection (a) of this Section
13 does not apply if the personal injury results from the gross negligence, or willful or
14 wanton misconduct of the person rendering the emergency care.”

15 **Section 4. Request for Appropriation.** The Guam Department of
16 Education shall submit a request for appropriation to *I Liheslaturan Guåhan* to fund
17 Section 2 of this Act.

18 **Section 5. Effective Date.** This Act shall be effective upon enactment.