

SUBJECT: CARDIAC AUTOMATED EXTERNAL DEFIBRILLATORS (AEDs) IN BOCES FACILITIES

The BOCES shall provide and maintain on-site in each *instructional facility* functional cardiac automated external defibrillator (AED) equipment as defined in Public Health Law Section 3000-b for use during emergencies. Each such facility shall have sufficient automated external defibrillator equipment available to ensure ready and appropriate access for use during emergencies in quantities and types as deemed by the Commissioner of Education, in consultation with the Commissioner of Health. Determination of the quantity and placement of AEDs must be made with consideration of at least the factors enumerated in Commissioner's Regulations. *An instructional facility means a building or other facility maintained by the BOCES where instruction is provided to students pursuant to its curriculum.*

Whenever an *instructional facility* is used for a BOCES-sponsored or BOCES-approved curricular or extracurricular event or activity, the BOCES administrators responsible for such facility shall ensure that AED equipment is provided on-site and that there is present during such event or activity at least one staff person who is trained in accordance with Public Health Law in the operation and use of an AED. *BOCES-sponsored or BOCES-approved curricular or extracurricular events or activities means events or activities of the BOCES that are, respectively, associated with its instructional curriculum or otherwise offered to its students.*

BOCES facilities and BOCES staff responsible for carrying out the duties enumerated in Education Law Section 917 are deemed a "public access defibrillation provider" as defined pursuant to Public Health Law Section 3000-b and subject to the Public Health Law requirements and limitations.

Therefore, it is the policy of our BOCES to provide proper training requirements for BOCES AED users, to ensure the immediate calling of 911 and/or the community equivalent ambulance dispatch entity whenever the AED is used, to ensure ready identification of the location of the AED units as enumerated in the BOCES Public Access Defibrillation Collaborative Agreement.

The BOCES will provide for regular maintenance and checkout procedures of the AED unit(s) which meet or exceed manufacturer's recommendations. Appropriate documentation will be maintained in accordance with law and/or regulation. Further, the BOCES will participate in the required Quality Improvement Program as determined by the Regional Emergency Medical Services Council.

Pursuant to Public Health Law Sections 3000-a and 3000-b, the BOCES (as a public access defibrillation provider), or any employee or other agent of the BOCES who, in accordance with the provisions of law, voluntarily and without expectation of monetary compensation renders emergency medical or first aid treatment using an AED to a person who is unconscious, ill or injured, shall not be liable for damages for injury or death unless caused by gross negligence.

Education Law Section 917
Public Health Law Sections 3000-a and 3000-b

Adopted: 3/2009