

Callaway County Ambulance District

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ORDINANCE Number 2010-001

AN ORDINANCE FOR THE PURPOSE OF ENACTING A PUBLIC ACCESS DEFIBRILLATION PROGRAM.

WHEREAS, the Callaway County Ambulance District provides pre-hospital emergency medical services; and

WHEREAS, the American Heart Association has determined one key way to improving survival rates from sudden cardiac arrest is to reduce the time to deliver defibrillation therapy; and

WHEREAS, the American Heart Association reports new technology has resulted in the availability of Automated External Defibrillators (AEDs) which are safe and effective for use by lay persons with minimal training in rapidly delivering a defibrillatory shock; and

WHEREAS, it is in the public interest to make AEDs readily available and that the public be trained to properly use AEDs and to activate the pre-hospital emergency medical services system immediately upon using an AED; and

WHEREAS, Section 190.060 RSMo and Section 190.092, RSMo, authorizes Callaway County Ambulance District to establish a program for the use of AEDs by properly qualified lay persons; and

WHEREAS, the State Emergency Physicians Advisory Board and the State Emergency Medical Services Advisory Committee have recommended adoption of a community AED program;

BE IT ORDAINED by the Board of Directors of the Callaway County Ambulance District, Callaway County, Missouri, as follows:

SECTION 1

The regulations in this ordinance are adopted for the enhancement and protection of public health and to develop and implement a county-wide automated external defibrillator (AED) program under 190.192 RSMo, which will establish rules for AED use, training and data collection, as well as requirements and procedures for implementing and using all existing AEDs in the community.

SECTION 2

Definitions:

- a. *Authorized user* means any person who has met the training standards of this ordinance, and is authorized to use the Automated External Defibrillators (AEDs) by the medical director and program manager.
- b. *Automated external defibrillator or AED* means an external defibrillator capable of cardiac rhythm analysis that will charge and, with or without further operator action, deliver a shock after electronically detecting that a "shockable rhythm" is present.
- c. *EMS Director* means the Director of the Callaway County Ambulance District or persons to whom the EMS director has delegated duties imposed by this ordinance.

- d. *Health care facility* means a hospital, nursing home, physician's office or other fixed location at which medical and health care services are performed.
- e. *Medical director* means a physician authorized by the State of Missouri to permit individuals to operate an AED and who develops, implements and maintains the medical control provisions of this ordinance and the regulations promulgated pursuant to this ordinance.
- f. *Program manager* means a person who works with the medical director to oversee the administrations of the Public Access Defibrillations (PAD) program at specific sites within Callaway County Ambulance District.
- g. *Public Access Defibrillations or PAD* means the utilization of AEDs by rescuers to treat victims of cardiac arrest in public or private places, including first aid providers at public events not associated with Callaway County Ambulance District, staff of nursing homes not otherwise exempt by this ordinance, and similar activities.
- h. *PAD site* means the agency, business, organizations, or other entity that sponsors a PAD program and allows placement of an AED on its premises.

SECTION 3

The following entities or persons are exempt from the provisions of this ordinance:

- a. *Hospitals.* Hospitals licensed by the State of Missouri.
- b. *Physicians.* Persons licensed by the State of Missouri as a physician pursuant to Chapter 334, RSMo.
- c. *Nurses.* Person licensed by the State of Missouri as a nurse pursuant to Chapter 335, RSMo.
- d. *Mutual Aid Providers.* Persons working for ambulance services, fire departments or other EMS agencies that are called into the District to provide mutual aid to Callaway County Ambulance District.
- e. *Fire Departments.* Fire protections districts organized under Chapter 321 RSMo or a fire department operated by an incorporated City as long as such fire department has a physician review and approve the clinical protocol for the use of the defibrillator, review and advise regarding the training and skill maintenance of the intended users of the defibrillator and assure proper review of all situations when the defibrillator is used to render emergency care.

SECTION 4

Use of AEDs.

No entity or person shall begin a public access defibrillator program after April 1, 2010, unless the EMS Director certifies the program. Public access defibrillator programs operating on April 1, 2010, may operate for one year from that date without being certified by the EMS Director. Thereafter, the EMS Director shall certify all public access defibrillator programs.

SECTION 5

EMS Director duties.

- a. *Adopt regulations.* The EMS Director shall adopt regulations necessary to implement a public access defibrillator program within the authorization of this ordinance, Missouri law and regulations, and current medical standards for the use of AEDs and prompt treatment of people suffering cardiac arrest.
- b. *Authorized programs.* The EMS Director shall maintain a list of authorized programs reflecting their intent to operate a PAD program pursuant to this ordinance.
- c. *Public access defibrillator programs.* The EMS Director shall maintain a list of PAD program sites.
- d. *Audit.* The EMS Director shall have the right to audit any use of an AED. The Director may review maintenance and repair records, training records, medical director agreements, reports of cardiopulmonary resuscitation or AED use, and any other records necessary to determine compliance with the terms of the PAD program. An audit, or quality assurance review, may include gathering clinical data and information from the person who used the AED, and from the AED itself.
- e. *Delegation.* The EMS Director may delegate duties to appropriate personnel, including the Assistant Director of the Callaway County Ambulance District or other persons or entities determined by the EMS Director to be qualified to oversee the operations of PAD programs.

SECTION 6

PAD program duties.

- a. *Training.* Any person, business or institution acquiring an AED will authorize the use of the AED only by persons who have received training by the American Heart Association or American Red Cross, or an equivalent nationally recognized course including the identification of cardiac arrest, administration of cardiopulmonary resuscitation, and use of AEDs.
- b. *Maintenance and testing.* Any person, business or institution acquiring an AED will maintain and test the unit according to the manufacturer's operational guidelines. Records of maintenance and testing will be made available to the EMS Director upon request.
- c. *Notification of use of AED.* Any person, business or institution that renders emergency care or treatment to a person by using an AED must notify the EMS system through proper use of 911 system or other means to seek pre-hospital emergency medical services.
- d. *Medical control.* Any person, business or institution acquiring an AED for use outside a healthcare facility shall have an authorized physician provide the medical protocol for the use of the device. Protocols will be made available to the EMS Director upon request.
- e. *Cooperation with the EMS Director.* A person, business or institution acquiring an AED and the user of an AED will fully cooperate with the EMS Director in any audit or other quality assurance review, including the retrieval of clinical data from the device itself by the EMS Director.

SECTION 7

Certification of participants in a PAD program.

- a. *EMS Director duties.* The EMS Director shall establish criteria for certification of AED programs.
- b. *Periodic certification.* The EMS Director is authorized to require recertification of the program at intervals established by regulation.

SECTION 8

Severability.

Should any portion of this ordinance be held invalid or unenforceable, the remaining provisions of this ordinance shall remain in effect.

SECTION 9

This Ordinance shall be in full force and effect from and after the date of the Ordinance and execution by the Chairman of the Board of Directors, said execution reflecting that this Ordinance was duly passed by vote of the Board of Directors of the Callaway County Ambulance District.

Chairman of the Board of Directors of
Callaway County Ambulance District

By: Georgia L. Laddie
Chairman

Date: ¹⁶ 02-28-2010

Attest:

Barbara Niblock
Secretary to the Board