

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HOUSE BILL

57TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2025

INTRODUCED BY

DISCUSSION DRAFT

AN ACT

RELATING TO PUBLIC SCHOOLS; REQUIRING EVERY HIGH SCHOOL TO
INSTALL AN AUTOMATED EXTERNAL DEFIBRILLATOR; REQUIRING ALL HIGH
SCHOOL EMPLOYEES TO BE TRAINED IN THE USE OF AUTOMATED EXTERNAL
DEFIBRILLATORS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 22-33-2 NMSA 1978 (being Laws 2014,
Chapter 50, Section 2) is amended to read:

"22-33-2. DEFINITIONS.--As used in the Emergency
Medication in Schools Act:

A. "albuterol" includes albuterol or another
inhaled bronchodilator, as recommended by the department of
health, for the treatment of respiratory distress;

B. "albuterol aerosol canister" means a portable
drug delivery device packaged with multiple premeasured doses

underscoring material = new
~~[bracketed material] = delete~~

underscoring material = new
[bracketed material] = delete

1 of albuterol;

2 C. "anaphylaxis" or "anaphylactic reaction" means a
3 sudden, severe and potentially life-threatening whole-body
4 allergic reaction;

5 D. "automated external defibrillator" means a
6 medical device heart monitor and defibrillator that:

7 (1) has received approval of its premarket
8 modification filed pursuant to 21 U.S.C. 360(k), from the
9 United States food and drug administration;

10 (2) is capable of recognizing cardiac arrest
11 that will respond to defibrillation, ventricular fibrillation
12 or rapid ventricular tachycardia and is capable of determining
13 whether defibrillation should be performed; and

14 (3) upon determining that defibrillation
15 should be performed, automatically charges and is capable of
16 delivering an electrical impulse to an individual's heart;

17 [~~D~~] E. "emergency medication" means albuterol or
18 epinephrine;

19 [~~E~~] F. "epinephrine" includes epinephrine or
20 another medication, as recommended by the department of health,
21 used to treat anaphylaxis until the immediate arrival of
22 emergency medical system responders;

23 [~~F~~] G. "epinephrine auto-injector" means a
24 portable, disposable drug delivery device that contains a
25 premeasured single dose of epinephrine;

.229091.1

underscoring material = new
~~[bracketed material] = delete~~

1 ~~[G.]~~ H. "governing body" includes a governing body
2 of a private school;

3 ~~[H.]~~ I. "health care practitioner" means a person
4 authorized by the state to prescribe emergency medication;

5 ~~[I.]~~ J. "respiratory distress" includes impaired
6 oxygenation of the blood or impaired ventilation of the
7 respiratory system;

8 ~~[J.]~~ K. "school" means a public school, charter
9 school or private school;

10 ~~[K.]~~ L. "spacer" means a holding chamber that is
11 used to optimize the delivery of albuterol to a person's lungs;

12 ~~[L.]~~ M. "stock supply" means an appropriate
13 quantity of emergency medication, as recommended by the
14 department of health; and

15 ~~[M.]~~ N. "trained personnel" means a school
16 employee, agent or volunteer who has completed epinephrine
17 administration training documented by the school nurse, school
18 principal or school leader and approved by the department of
19 health and who has been designated by the school principal or
20 school leader to administer epinephrine on a voluntary basis
21 outside of the scope of employment."

22 **SECTION 2.** A new section of the Emergency Medication in
23 Schools Act is enacted to read:

24 "[NEW MATERIAL] AUTOMATED EXTERNAL DEFIBRILLATOR REQUIRED
25 IN ALL HIGH SCHOOLS.--

.229091.1

underscoring material = new
~~[bracketed material] = delete~~

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

A. No later than January 1, 2026, every high school in the state shall install an automated external defibrillator. Installed automated external defibrillators shall be maintained and tested according to the manufacturer's operational guidelines.

B. No later than January 1, 2026, the department shall adopt and promulgate rules for the training of high school employees on the use of automated external defibrillators. Each governing body, school district and superintendent shall ensure that an automated external defibrillator training is provided annually to all high school employees. The training course shall be consistent with standards adopted by the American heart association."