

FIRST REGULAR SESSION

HOUSE BILL NO. 188

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE ELLEBRACHT.

0172H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 389.920, RSMo, and to enact in lieu thereof one new section relating to automated external defibrillators, with penalty provisions.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 389.920, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 389.920, to read as follows:

389.920. **1.** Every corporation, lessee, owner, operator or receiver, or other person owning or operating a railroad in the state of Missouri shall provide and maintain in a plainly marked accessible location on all passenger train cars, cabooses, each locomotive unit capable of independent operation and all motorized on-track work equipment used in railroad operations, which weigh in excess of four hundred pounds, a first aid kit conforming to such requirements as the division may, by rule, prescribe.

2. Every corporation, lessee, owner, operator or receiver, or other person owning or operating a railroad in the state of Missouri shall provide on the lead locomotive of passenger train cars, cabooses, each locomotive unit capable of independent operation and all motorized on-track work equipment used in railroad operations, which weigh in excess of four hundred pounds, an automated external defibrillator (AED) maintained in a plainly marked accessible location and a crew consisting of at least two individuals who are trained and qualified to operate such device. Such individuals shall be trained by the American Red Cross or American Heart Association in cardiopulmonary resuscitation and the use of automated external defibrillators, or an equivalent nationally recognized course in defibrillator use and cardiopulmonary resuscitation. Any corporation or person violating the provisions of this subsection shall be fined not less than two hundred fifty

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 **dollars for a first offense, not less than one thousand dollars nor more than five thousand**
19 **dollars for a second offense committed within three years of a first offense, and not less**
20 **than five thousand dollars nor more than ten thousand dollars for a third or subsequent**
21 **offense committed within three years of a first offense.**

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