

ORDINANCE NO. 2023-08

ORDINANCE SETTING FORTH THE REQUIREMENTS FOR THE INSTALLATION IN MUNICIPAL BUILDINGS AND TRAINING OF CERTAIN MUNICIPAL EMPLOYEES FOR AUTOMATED EXTERNAL DEFIBRILLATORS (AED'S)

WHEREAS, more than 350,000 Americans die annually from out-of-hospital sudden cardiac arrest of which many die needlessly because life saving defibrillators are not immediately available; and

WHEREAS, the American Heart Association estimates that almost 100,000 deaths could be prevented each year if defibrillators were more widely available; and

WHEREAS, City Council finds that there is a need to have automated external defibrillators (AED's) available in occupied municipal buildings to prevent potential deaths from sudden cardiac arrest and wishes to comply with N.J.S.A. 2A:62A-23 et seq. in order to assure the proper deployment of the AED and to provide immunity from civil liability for a municipal employee utilizing an AED; and

WHEREAS, Council finds it necessary to set forth general requirements for the acquisition, installation and training for the use of AED's to promote the public health, safety and general welfare.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Vineland as follows:

A. Location of AED Devices

1. All municipal buildings that are occupied by City employees and/or open to the general public as well as public recreation facilities with active recreational sporting events shall have installed therein or located thereon AED devices. This includes all ball fields, gymnasiums, swimming pools and swimming facilities, tennis and other similar sports courts and facilities. Passive activity parks are not required to maintain an AED device.

The EMS Division of the Vineland Fire Department, in conjunction with the Vineland Health Department shall review and approve the number and installation locations for all AED devices required in accordance herewith as part of the policies and medical oversight program. The location and signage shall be in accordance with best practices, however they shall be conspicuously located in plain view of the primary public entrance to each floor of any building at the minimum. An audible alarm signaling the opening of a door to a cabinet housing the AED shall be installed. The cabinet shall have appropriate signage with the letters "AED" and the distance between AED devices shall be in accordance with appropriate standards and best practices.

B. Maintenance and Training

1. The EMS Division, in conjunction with the Health Department shall promulgate policies and a medical oversight program regarding the anticipated users of all AED's, such as coaches, trainers, parents and others for sports facilities and supervisors, security, Health Department staff and employees for all municipal buildings requiring AED devices which shall be considered by the Business Administrator for implementation. Said policies shall be promulgated with the EMS physician or such other licensed physician appointed by the City for such purpose.in a protocol review capacity.

All anticipated users shall be CPR/AED trained prior to any AED use. Such training shall be from the American Red Cross, American Heart Association or other training program recognized by the Department of Health and Senior Services.

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All coaches approved by the Recreation Commission shall be required to be CPR/AED trained.

2. All AED Devices shall

- (a) have received approval of its pre-market notification States Food and Drug Administration and
- (b) be capable of recognizing the presence or absence of ventricular fibrillation or rapid ventricular tachycardia and is capable of determining, without intervention by an operator, whether defibrillation should be performed and
- (c) upon determining that defibrillation should be performed, automatically charges and requests delivery of an electrical impulse to an individual’s heart.

3. All AED devices shall be registered with the City of Vineland Emergency Medical Services Division. All AED’s shall be properly maintained and tested according to the manufacturer’s guidelines and all records shall be kept with the EMS Division.

C. Penalties

1. It shall constitute a violation of the City Code, punishable as provided in accordance with City Code Article II, Section 1-15 to intentionally or willfully:

- (a) Render an automated external defibrillator device inoperative except during such time as the device is being serviced, tested, repaired or recharged
- (b) Deface the serial number on an AED device for purposes of falsifying service records
- (c) Improperly service, recharge, repair, test or inspect an AED device.

BE IT FURTHER ORDAINED that should any portion of this Ordinance be deemed unenforceable by a court of competent jurisdiction, that portion so determined to be unenforceable, shall be void and the balance hereof shall remain in full force and effect.

BE IT FURTHER ORDAINED that should any Ordinance or portion thereof be inconsistent herewith, such Ordinance or portion thereof shall be void to the extent of such inconsistencies.

This Ordinance shall take effect upon adoption and publication according to law.

Passed first reading:

Passed final reading:

President of Council

Approved by the Mayor:

Mayor

ATTEST:

City Clerk