

SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1172 be amended to read as follows:

- 1 Page 22, between lines 18 and 19, begin a new paragraph and insert:
2 "SECTION 14. IC 24-4-15-5, AS ADDED BY P.L.129-2007,
3 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2008]: Sec. 5. An owner or operator of a health club shall do
5 the following:
6 (1) Ensure that a defibrillator is:
7 **(A) located on the health club premises and is easily accessible**
8 **to the health club staff, members, and guests; or**
9 **(B) if:**
10 **(i) the health club is located on the premises of a business**
11 **of which the health club is a part; and**
12 **(ii) the business has an emergency response team;**
13 **located on the premises of the business and easily**
14 **accessible to the emergency response team.**
15 (2) Employ at least one (1) individual who:
16 (A) has satisfactorily completed a course ~~approved by the~~
17 ~~American Red Cross or the American Heart Association~~
18 **consistent with the most current national guidelines for;**
19 and
20 (B) is currently certified in;
21 cardiopulmonary resuscitation and defibrillator use.
22 (3) Reasonably ensure that at least one (1) individual described
23 ~~under in~~ subdivision (2) is on the health club premises when staff
24 is present at the health club during the health club's business
25 hours.
26 (4) A health club that is not staffed must have the following on
27 the premises:
28 (A) A telephone for 911 telephone call access.
29 (B) A sign in plain view containing an advisory warning that
30 indicates that members of the unstaffed health ~~spa~~ **club** should
31 be aware that working out alone may pose risks to ~~the~~ **a** health

- 1 ~~spa~~ **club** member's health and safety.
- 2 (C) A sign in plain view providing instruction in the use of the
- 3 ~~automated external~~ defibrillator and in cardiopulmonary
- 4 resuscitation.
- 5 (5) Ensure compliance with the requirements set forth in
- 6 IC 16-31-6.5.
- 7 (6) Post a sign at each entrance to the health club that indicates
- 8 the location of each defibrillator.
- 9 SECTION 15. IC 24-4-15-7, AS ADDED BY P.L.129-2007,
- 10 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 11 JULY 1, 2008]: Sec. 7. ~~(a)~~ The:
- 12 (1) state department and the division of fire and building safety
- 13 may inspect a health club at any time:
- 14 ~~(1)~~ (A) according to rules adopted by the state department; or
- 15 ~~(2)~~ (B) in response to a filed complaint alleging
- 16 noncompliance with this chapter; **and**
- 17 (2) **fire department that serves the area in which a health club**
- 18 **is located shall inspect the health club for compliance with**
- 19 **this chapter if the health club is inspected as part of an**
- 20 **inspection program under IC 36-8-17-8.**
- 21 ~~(b) A fire department may inspect a health club for compliance with~~
- 22 ~~this chapter as part of an inspection program under IC 36-8-17-8."~~
- 23 Renumber all SECTIONS consecutively.
 (Reference is to EHB 1172 as printed February 22, 2008.)

Senator MILLER