

ORDINANCE NO. 2004-087-PS

**AN ORDINANCE TO REQUIRE THE PLACEMENT OF
AUTOMATIC EXTERNAL DEFIBRILLATORS (AED)
IN ALL NEW OCCUPANCIES WITH AN
OCCUPANCY LOAD OF 250 OR MORE PERSONS**

WHEREAS, the City Council of Trussville, Alabama recognizes the benefits of early defibrillation in the survival of persons who have experienced cardiac arrest, with research showing that survival decreases by approximately 10% for every minute that defibrillation is delayed; and

WHEREAS, the installation of Automatic External Defibrillators ("AED") is a life safety issue with emergency response and public health implications and the City believes it necessary to the public health, safety and welfare to require such installation in all establishments with occupancy loads of 250 or more people; and

WHEREAS, the Good Samaritan Law protects lay rescuers acting in good faith against liability, and the Federal Cardiac Arrest Survival Act of 2000 provides additional liability protection for properly trained lay rescuers and acquirers of AEDs; and

WHEREAS, the Trussville Fire Department is directed to establish the necessary guidelines and fire code requirements for the use and placement of AEDs in public buildings having an occupancy load of 250 or more persons; and

WHEREAS, the Trussville Fire Department will offer assistance to commercial, industrial, institutional or other establishments occupancies in determining vendors for AED devices and the maintenance thereof.

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

Section 1. The installation of AEDs in all new public occupancies with occupant loads of 250 or more people shall be required. Installation shall also be required when one public occupancy is changed to another public occupancy of similar or different type and in instances where an occupancy is expanded to an occupant load of 250 or more people. Installation of AEDs in existing public occupancies with occupant loads of 250 or more people is encouraged, and when installed shall comply with requirements as set out hereafter.

Section 2. AED devices, where required, shall be installed in sufficient numbers and in locations so that an AED device shall be accessible, at a minimum, within three (3) minutes in the event of an emergency, in accordance with American Heart Association recommendations. The Trussville Fire Department or its designee shall review and approve the number and installation locations for AED devices, and shall inspect the establishment to confirm the AED installations as approved prior to the issuance of a Certificate of Occupancy.

Section 3. The installation and maintenance of the AED device(s) and periodic training on the use of the AED device(s) shall be the responsibility of the owner.

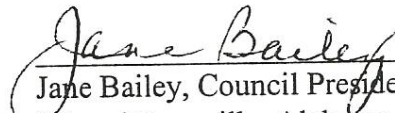
Section 4. All AED installations shall be subject to periodic inspections by the Fire Department or its designee.

Section 5. Repealer: All ordinances or parts of ordinances heretofore adopted by the City Council of the City of Trussville, Alabama which are inconsistent with the provisions of this Ordinance are hereby expressly repealed.


Section 6. Severability: If any part, section or subdivision of this ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this ordinance, which shall continue in full force and effect notwithstanding such holding.


Section 7. Effective Date: This ordinance shall become effective January 1, 2005.

ADOPTED this the 9th day of November, 2004.


Jane Bailey, Council President
City of Trussville, Alabama

APPROVED this the 12th day of November, 2004


Eugene A. Melton, Mayor
City of Trussville

Attest: 
Lynn B. Porter
City Clerk