

The Health and Human Services Committee offered the following substitute to SB 472:

**A BILL TO BE ENTITLED  
AN ACT**

1 To amend Part 3 of Article 16 of Chapter 2 of Title 20 of the Official Code of Georgia  
2 Annotated, relating to student health, so as to provide for self-administration of asthma  
3 medication by students; to provide an exemption from liability related thereto; to provide a  
4 short title; to repeal conflicting laws; and for other purposes.

5 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

6 **SECTION 1.**

7 This Act shall be known and may be cited as the "Kellen Edwin Bolden Act."

8 **SECTION 2.**

9 Part 3 of Article 16 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated,  
10 relating to student health, is amended by adding a new Code section to read as follows:  
11 "20-2-774.

12 (a) As used in this Code section, the term:

13 (1) 'Medication' means a medicine prescribed by

14 (A) A physician licensed under Chapter 34 of Title 43; or

15 (B) A physician's assistant licensed under Chapter 34 of Title 43 who is authorized to  
16 prescribe medicine for the treatment of asthma in accordance with said chapter.

17 (2) 'Self-administration of asthma medication' means a student's discretionary use of  
18 asthma medication prescribed for him or her.

19 (b) Each local board of education shall adopt a policy authorizing the self-administration  
20 of asthma medication by a student who has asthma, provided that any student who is  
21 authorized for self-administration of asthma medication under such policy may possess  
22 and use his or her asthma medication:

23 (1) While in school;

24 (2) At a school sponsored activity;

- (3) While under the supervision of school personnel; or
  - (4) While in before-school or after-school care on school operated property.

(c) Each public school in this state shall permit the self-administration of asthma medication by a student who has asthma, subject to the local policy adopted pursuant to subsection (b) of this Code section; and the school district and its employees and agents shall incur no liability other than for willful or wanton misconduct for any injury to a student caused by his or her self-administration of asthma medication."

### **SECTION 3.**

All laws and parts of laws in conflict with this Act are repealed.