

House Bill 227

By: Representatives Clark of the 98th, Cooper of the 41st, Wilkinson of the 52nd, Clark of the 104th, Evans of the 40th, and others

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 in elementary and secondary education, so as to provide
3 for statutory construction relating to a law authorizing a student to carry and self-administer
4 auto-injectable epinephrine; to provide for local board of education policies authorizing
5 school personnel to administer auto-injectable epinephrine to students who are having an
6 anaphylactic adverse reaction; to provide for a definition; to provide for information and
7 training; to provide for immunity; to provide for related matters; to repeal conflicting laws;
8 and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

10 Part 3 of Article 16 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated,
11 relating to student health in elementary and secondary education, is amended in Code Section
12 20-2-776, relating to auto-injectable epinephrine carried by a student, by adding a new
13 subsection to read as follows:
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15 "(g) Nothing in this Code section shall be construed to prohibit a school from receiving and
16 storing auto-injectable epinephrine onsite on behalf of a student who is not able to
17 self-administer the medication because of age or any other reason."

SECTION 2.

18 Said part is further amended by adding a new Code section to read as follows:

19 "20-2-776.1.

20 (a) As used in this Code section, the term 'auto-injectable epinephrine' means a disposable
21 drug delivery device that is easily transportable and contains a premeasured single dose of
22 epinephrine used to treat life-threatening allergic reactions.

23 (b) Each local board of education shall adopt a policy authorizing teachers, school
24 administrators, and school nurses to administer auto-injectable epinephrine, if available,
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26 to a student upon the occurrence of an actual or perceived anaphylactic adverse reaction
27 by the student, whether or not such student has a prescription for epinephrine.

28 (c) Each local board of education shall provide general information and training to
29 teachers and school administrators on the use of auto-injectable epinephrine and the signs
30 of an anaphylactic adverse reaction.

31 (d) A teacher, school administrator, or school nurse who in good faith administers
32 epinephrine to a student pursuant to this Code section shall be immune from civil liability
33 for any act or omission to act related to the administration of epinephrine, except that such
34 immunity shall not apply to an act of willful or wanton misconduct."

35 **SECTION 3.**

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