

LEGISLATIVE REFERENCE BUREAU

AMENDMENTS TO SENATE BILL NO. 898

Sponsor:

Printer's No. 1129

1 Amend Bill, page 1, line 13, by striking out "a trained" and
2 inserting

3 an educated

4 Amend Bill, page 1, line 14, by inserting after "to"

5 perform any of the following in response to an anaphylactic
6 reaction in a student

7 Amend Bill, page 1, line 15, by striking out "provide" and
8 inserting

9 Provide

10 Amend Bill, page 1, line 17, by striking out the semicolon
11 after "auto-injector" and inserting a period

12 Amend Bill, page 1, line 18, by striking out "administer" and
13 inserting

14 Administer

15 Amend Bill, page 2, line 1, by striking out "; and" and
16 inserting a period

17 Amend Bill, page 2, line 2, by striking out "administer" and
18 inserting

19 Administer

20 Amend Bill, page 2, line 2, by inserting after "student"

21 who does not have a prescription for an epinephrine auto-
22 injector on file

23 Amend Bill, page 2, line 10, by striking out "shall" and
24 inserting

1 may

2 Amend Bill, page 2, line 15, by striking out "one" and
3 inserting

4 two

5 Amend Bill, page 2, lines 19 through 30; page 3, lines 1
6 through 30; page 4, lines 1 through 16, by striking out "a" in
7 line 19, all of lines 20 through 30 on page 2, all of lines 1
8 through 30 on page 3, all of lines 1 through 15 and "(h) As
9 used in this section, "school" in line 16 on page 4 and
10 inserting

11 an education program. Within ninety (90) days of the
12 effective date of this section, the department shall approve a
13 list of educational program providers and update it as
14 appropriate.

15 (f) In response to an anaphylactic reaction in a student,
16 the following apply:

17 (1) Where a student who has a prescription for an
18 epinephrine auto-injector on file is authorized to self-
19 administer, the student's prescribed epinephrine auto-injector
20 shall be either:

21 (i) utilized by the student for self-administration in
22 accordance with section 1414.1; or

23 (ii) provided to and utilized by an educated school employe
24 and administered to the student as provided under this section.

25 (2) Where a student who has a prescription for an
26 epinephrine auto-injector on file is authorized to self-
27 administer, but does not possess or cannot access the
28 epinephrine auto-injector at the time of the emergency, and the
29 school entity or nonpublic school maintains a supply of
30 epinephrine auto-injectors, an epinephrine auto-injector from
31 the school entity's or nonpublic school's supply shall be
32 either:

33 (i) provided to the student for self-administration; or

34 (ii) provided to an educated school employe and administered
35 to the student as provided under this section.

36 (3) Where a student does not have a prescription for an
37 epinephrine auto-injector on file in a school entity or
38 nonpublic school that maintains a supply of epinephrine auto-
39 injectors, an epinephrine auto-injector from the school entity's
40 or nonpublic school's supply shall be provided to an educated
41 school employe and administered to the student by the educated
42 school employe where appropriate under a standing protocol from
43 a physician as provided in this section.

44 (g) Following administration of emergency epinephrine,

1 school personnel shall immediately notify the appropriate
2 emergency medical services agency as defined in 35 Pa.C.S. Ch.
3 81 (relating to emergency medical services system).

4 (h) At the request of a parent or legal guardian, a student
5 shall be exempt from subsections (a), (f) and (i). The principal
6 of the school in which the student is enrolled shall notify all
7 parents or legal guardians of their ability to exempt their
8 children from subsections (a), (f) and (i) by returning a signed
9 opt-out form. The department shall develop a standard opt-out
10 form that shall be used by all school entities and nonpublic
11 schools maintaining a supply of epinephrine auto-injectors.

12 (i) The provisions of 42 Pa.C.S. §§ 8332 (relating to
13 emergency response provider and bystander good Samaritan civil
14 immunity) and 8337.1 (relating to civil immunity of school
15 officers or employees relating to emergency care, first aid and
16 rescue) shall apply to a person who administers an epinephrine
17 auto-injector under this section.

18 (j) Administration of an epinephrine auto-injector under
19 this section shall comply with section 504 of the Rehabilitation
20 Act of 1973 (Public Law 93-112, 29 U.S.C. § 794) and 22 Pa. Code
21 Ch. 15 (relating to protected handicapped students).

22 (k) As used in this section, the following words and phrases
23 shall have the meanings given to them in this subsection unless
24 the context clearly indicates otherwise:

25 "Department" means the Department of Health of the
26 Commonwealth.

27 "Educated school employe" means a school employe of a school
28 district or nonpublic school who completes an education program
29 under subsection (e).

30 "School

31 Amend Bill, page 4, line 17, by inserting after "school"

32 , cyber charter school, regional charter school

