

By: Taylor

H.B. No. 4407

A BILL TO BE ENTITLED

AN ACT

relating to maintaining a supply of anaphylaxis medicine on public school campuses served by school nurses.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter A, Chapter 38, Education Code, is amended by adding Section 38.0151 to read as follows:

Sec. 38.0151. MAINTAINING ANAPHYLAXIS MEDICINE ON CAMPUS.

(a) A school district shall maintain at each campus at which a school nurse serves on a part-time or full-time basis a supply of anaphylaxis medicine that may be administered to persons on campus experiencing an anaphylactic reaction. For anaphylaxis medicine to satisfy this subsection, the medicine may not have an expiration date that has passed.

(b) The commissioner by rule shall establish the amount of anaphylaxis medicine that must be maintained at a campus for purposes of Subsection (a). In adopting a rule under this subsection, the commissioner shall consult with one or more physicians experienced in treating persons experiencing an anaphylactic reaction.

SECTION 2. This Act applies beginning with the 2009-2010 school year.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this

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1 Act does not receive the vote necessary for immediate effect, this

2 Act takes effect September 1, 2009.