

By: Klick

H.B. No. 3819

A BILL TO BE ENTITLED

AN ACT

relating to a public school district policy providing that a school nurse may administer prescription asthma medicine to a student.

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

SECTION 1. Section 38.208(b-1), Education Code, is amended to read as follows:

(b-1) If a policy is adopted under Subsection (a-1), the policy must provide that the school nurse may administer prescription asthma medicine to a student only if the school nurse has written notification from a parent or guardian of the student that the student has a medical history of asthma or a clinical presentation with signs and symptoms of asthma which may include respiratory distress, dyspnea, labored breathing, audible wheezing, tightness of chest, or a persistent cough ~~[been diagnosed as having asthma]~~ and stating that the school nurse may administer prescription asthma medicine to the student. A school nurse may administer the prescription asthma medicine only at a school campus.

SECTION 2. 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 Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2021.