

By: Klick

H.B. No. 3819

A BILL TO BE ENTITLED

1 AN ACT

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

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

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

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

19 SECTION 2. This Act takes effect immediately if it receives  
20 a vote of two-thirds of all the members elected to each house, as  
21 provided by Section 39, Article III, Texas Constitution. If this  
22 Act does not receive the vote necessary for immediate effect, this  
23 Act takes effect September 1, 2021.