

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.