

By: Johnson

S.B. No. 1325

A BILL TO BE ENTITLED

AN ACT

relating to the provision of medication for respiratory distress in public and private schools.

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

SECTION 1. Section 38.211, Education Code, is amended by adding Subsection (b-1) and amending Subsection (c) to read as follows:

(b-1) The commissioner of state health services or, if the commissioner is not a physician, the chief medical executive of the Department of State Health Services may issue a statewide standing order prescribing medication for respiratory distress to a school district, open-enrollment charter school, or private school.

(c) The standing order under Subsection (b) or (b-1) is not required to be patient-specific, and the epinephrine auto-injector or medication for respiratory distress may be administered to a person without a previously established physician-patient relationship.

SECTION 2. Subchapter E, Chapter 38, Education Code, is amended by adding Section 38.2115 to read as follows:

Sec. 38.2115. CONTRACTING FOR MEDICATION FOR RESPIRATORY DISTRESS AND TRAINING. The board of trustees of a school district or governing body of an open-enrollment charter school or private school may contract with a vendor to provide:

(1) medication for respiratory distress and related

1 equipment to the district or school; and  
2 (2) training to school personnel and school volunteers  
3 authorized to administer medication for respiratory distress under  
4 this subchapter.

5 SECTION 3. This Act takes effect immediately if it receives  
6 a vote of two-thirds of all the members elected to each house, as  
7 provided by Section 39, Article III, Texas Constitution. If this  
8 Act does not receive the vote necessary for immediate effect, this  
9 Act takes effect September 1, 2025.