

- 1 necessary to self-administer medication for asthma or
2 anaphylaxis; and
3 4. The name or type of medication that the student may
4 self-administer while in school, at school-sponsored
5 activities, or in transit to or from school or
6 school-sponsored activities.
7 b. The student's parent or guardian must submit to the school
8 written permission for the student to self-administer the
9 medication while in school at school-sponsored activities, or
10 while in transit from school or school-sponsored activities.
11 c. If the student's school is served by a school nurse, the student
12 must demonstrate to the school nurse that the student has the
13 skills necessary to self-administer medication for asthma or
14 anaphylaxis.

15 Each school shall maintain a student's completed documents on file
16 in a location that is easily accessible in the event of an asthma or
17 anaphylaxis emergency. A student may provide back-up medication to
18 be maintained by the school for use if the student has an asthma or
19 anaphylaxis emergency. If a student provides back-up medication, the
20 school shall maintain the medication in a location to which the student
21 has immediate access in the event of asthma or anaphylaxis emergency
22 that occurs while the student is in school.

23 A local board of education may authorize its School Health
24 Advisory Council to develop a comprehensive student asthma and
25 anaphylaxis management plan that incorporates the policy authorizing
26 students to self-administer the medication.

27 Any public school employee who is responsible for any act under a
28 local board's policy regarding self-administration of asthma or
29 anaphylaxis medication shall not be liable in civil damages for any act
30 or omission under the policy unless the act or omission amounts to
31 gross negligence, wanton misconduct, or intentional wrongdoing. Any
32 person serving in a voluntary position at the request of or with the
33 permission or consent of the board of education or its designee who
34 has been given the authority by the board of education or its designee
35 to act under a local board's policy regarding self-administration of
36 asthma or anaphylaxis medication shall not be liable in civil damages
37 for any act or omission under the policy unless the act or omission
38 amounts to gross negligence, wanton misconduct, or intentional
39 wrongdoing.

40 For purposes of this subdivision, the term "medication" includes an
41 inhaled bronchodilator or self-injected epinephrine."

42 **SECTION 2.** This act is effective when it becomes law and applies
43 beginning with the 2005-2006 school year.