

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 693 Session of 2017

INTRODUCED BY CRUZ, V. BROWN, DONATUCCI, MURT, DRISCOLL, McNEILL
AND READSHAW, MARCH 3, 2017

REFERRED TO COMMITTEE ON HEALTH, MARCH 3, 2017

AN ACT

1 Amending the act of June 13, 1967 (P.L.31, No.21), entitled "An
2 act to consolidate, editorially revise, and codify the public
3 welfare laws of the Commonwealth," in departmental powers and
4 duties as to licensing, further providing for definitions and
5 providing for food allergy guidelines.

6 The General Assembly of the Commonwealth of Pennsylvania
7 hereby enacts as follows:

8 Section 1. Section 1001 of the act of June 13, 1967 (P.L.31,
9 No.21), known as the Human Services Code, is amended by adding a
10 definition to read:

11 Section 1001. Definitions.--As used in this article--

12 * * *

13 "Anaphylaxis" means a life-threatening allergic reaction that
14 is rapid in onset.

15 * * *

16 Section 2. The act is amended by adding a section to read:

17 Section 1021.1. Food Allergy Guidelines.--(a) No later than
18 January 1, 2018, the department, in conjunction with the
19 Department of Health, shall develop and provide guidelines to a

child day care center for managing a child with a
life-threatening food allergy. The guidelines shall contain all
of the following:

(1) Training on administering medication with a cartridge
injector.

(2) Procedures to ensure that a child's self-injectable
epinephrine is available to child day care center personnel.

(3) Reasonable accommodations to reduce the risk of a child
being exposed to anaphylaxis-causing agents located in areas of
school activity.

(4) Protocols on responding to life-threatening allergic
reactions.

(5) Procedures for implementing an individualized health
care and food allergy plan.

(b) No later than September 30 of each year, a child day
care center shall establish a food allergy policy in accordance
with the guidelines under subsection (a) and shall provide
notice of the policy to the parent or legal guardian of each
enrolled child.

(c) A parent or legal guardian of a child enrolled in a
child day care center who has a known food allergy shall submit
to the child day care center all of the following:

(1) A list of foods that may cause the child to have an
allergic reaction.

(2) Medication prescribed for the child to treat the food
allergy or anaphylaxis.

(3) Symptoms that may indicate the child is having an
allergic reaction to food.

(4) Emergency treatment procedures to use if the child has
an allergic reaction to food.

1 (5) Contact information of the individual to contact if the
2 child has an allergic reaction to food.

3 (6) Contact information of the child's primary health care
4 provider.

5 Section 3. This act shall take effect in 60 days.