

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 374 Session of
2007

INTRODUCED BY BOSCOLA, COSTA, O'PAKE, RAFFERTY, GREENLEAF,
FONTANA, ERICKSON, C. WILLIAMS, WASHINGTON AND BROWNE,
MARCH 13, 2007

REFERRED TO EDUCATION, MARCH 13, 2007

AN ACT

1 Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An
2 act relating to the public school system, including certain
3 provisions applicable as well to private and parochial
4 schools; amending, revising, consolidating and changing the
5 laws relating thereto," providing for food allergy reaction
6 management in public schools.

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

9 Section 1. The act of March 10, 1949 (P.L.30, No.14), known
10 as the Public School Code of 1949, is amended by adding a
11 section to read:

12 Section 528. Food Allergy Reaction Management.--(a) The
13 Department of Education shall encourage each school district to
14 develop and implement uniform guidelines for all schools in the
15 district relating to food allergy reaction management and shall
16 assist each school district in applying for any available
17 Federal grants relating to food allergy reaction management at
18 public schools.

19 (b) The guidelines may include such provisions as:

1 (1) Directing parents to inform school administrators and
2 provide medical information and physician directions for
3 students who experience food allergies.

4 (2) Informing teachers of students with food allergies about
5 the nature of the food allergies.

6 (3) Educating teachers and principals on the issue of food
7 allergies in children.

8 (4) Training teachers in cardiovascular pulmonary
9 resuscitation and, in the case where a school nurse is not
10 immediately available, in the administration of medication for
11 emergencies involving students with food allergies.

12 (5) Allowing capable students with food allergies to carry
13 and self-administer their own medication during emergencies
14 involving food allergies under certain circumstances.

15 (6) Updating medical information annually for students with
16 food allergies.

17 (c) Any teacher, principal, school nurse or other employe of
18 a school district who has received training from the school
19 district relating to its food allergy reaction guidelines and
20 who complies in good faith with the guidelines shall be immune
21 from liability as a result of an injury arising out of the
22 administration of medication to a student with food allergies.

23 Section 2. This act shall take effect in 60 days.