



SENATE BILL 695: Statewide Medical Action Plan for Schools.

2021-2022 General Assembly

Committee:	Senate Education/Higher Education.	If Date:	May 5, 2021
	favorable, re-refer to Rules and Operations of the Senate		
Introduced by:	Sens. Jarvis, Lee, Ballard	Prepared by:	Drupti Chauhan
Analysis of:	First Edition		Committee Counsel

OVERVIEW: *Senate Bill 695 directs the State Board of Education (SBE) to adopt a statewide medical action plan for all public school units and directs public school units to implement the medical plans.*

CURRENT LAW: Under G.S. 115C-375.1 it is within the scope of duty of teachers and public school employees, when authorized by the local board of education or its designee, to (i) administer any drugs or medication prescribed by a doctor upon written request of the parents, (ii) give emergency health care when reasonably apparent circumstances indicate that any delay would seriously worsen the physical condition or endanger the life of the student, and (iii) to perform any other first aid or lifesaving techniques in which the employee has been trained in a program approved by the SBE. No employee can be required to administer drugs or medication or attend lifesaving techniques programs.

Individuals authorized to act are not liable in civil damages for any authorized act or for any omission relating to that act unless the act or omission amounts to gross negligence, wanton conduct, or intentional wrongdoing. Persons serving in voluntary positions with the consent of the local board of education or its designee who have the authority to act to give emergency health care when delays would worsen the condition of the student are also not liable in civil damages for any authorized act or for any omission relating to the act unless the act or omission amounts to gross negligence, wanton conduct, or intentional wrongdoing. Principals must determine which persons will participate in the medical care program at the school.

There are specific statutes that requires policies and guidelines regarding students with asthma, school supplies of epinephrine auto-injectors, and supports and assistance to students with diabetes.

BILL ANALYSIS: Senate Bill 695 directs the SBE to adopt a medical action plan to be implemented by each public school unit. The plan must include the following:

- A standard student medical condition form to be used for each student.
- A standard student medical action plan form to be used for each student.
- A method for ensure that all persons having supervisory responsibility over a student, including teachers and other public school personnel, volunteers, and chaperones, receive a student medical action plan form for each student whenever the student leaves the campus of the public school unit, including field trips, interscholastic athletic activities, and any other event.

The bill also directs that local boards of education, charter schools, regional schools, laboratory schools, and the renewal school system implement the medical action adopted by the SBE.

EFFECTIVE DATE: The bill would be effective when it becomes law and applies beginning with the 2021-2022 school year.

Jeffrey Hudson
Director



Legislative Analysis
Division
919-733-2578