

**USE OF ASTHMA MEDICATION BY PUPILS
IN SCHOOL**

2004 GENERAL SESSION

STATE OF UTAH

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LONG TITLE

General Description:

This bill directs a public school to permit a student to possess and self-administer inhaled asthma medication if certain requirements are met.

Highlighted Provisions:

This bill:

▶ directs a public school to permit a student to possess and self-administer prescription or nonprescription, inhaled asthma medication if:

- the student's parent or guardian provides written authorization and an acknowledgment that the student is responsible for, and capable of, self-administering the asthma medication; and

- the student's health care provider provides a written statement indicating it is medically appropriate for the student to self-administer asthma medication and be in possession of asthma medication at all times; and

- ▶ requires the Utah Department of Health, in cooperation with the state superintendent of public instruction, to create forms for the parental and health care provider statements for the use by public schools.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

53A-11-602, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **53A-11-602** is enacted to read:

53A-11-602. Self-administration of asthma medication.

(1) As used in this section, "asthma medication" means prescription or nonprescription, inhaled asthma medication.

(2) A public school shall permit a student to possess and self-administer asthma medication if:

(a) the student's parent or guardian signs a statement:

(i) authorizing the student to self-administer asthma medication; and

(ii) acknowledging that the student is responsible for, and capable of, self-administering the asthma medication; and

(b) the student's health care provider provides a written statement that states:

(i) it is medically appropriate for the student to self-administer asthma medication and be in possession of asthma medication at all times; and

(ii) the name of the asthma medication prescribed or authorized for the student's use.

(3) The Utah Department of Health, in cooperation with the state superintendent of public instruction, shall design forms to be used by public schools for the parental and health care provider statements described in Subsection (2).

(4) Section 53A-11-904 does not apply to the possession and self-administration of asthma medication in accordance with this section.