21.0506.02000

FIRST ENGROSSMENT

Sixty-seventh Legislative Assembly of North Dakota

ENGROSSED SENATE BILL NO. 2248

Introduced by

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Senators Bell, K. Roers

Representative Rohr

- 1 A BILL for an Act to amend and reenact section 23-01-05.2 of the North Dakota Century Code,
- 2 relating to administration of epinephrine.

3 BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

- 4 **SECTION 1. AMENDMENT.** Section 23-01-05.2 of the North Dakota Century Code is amended and reenacted as follows:
- 6 23-01-05.2. Administration of epinephrine Liability.
- The state health officercouncil shall adopt rules to authorize a laypersonany member
 of the public to administer epinephrine to an individual who has a severe allergic
 reaction.
 - An individual authorized to administer epinephrine by the state health officer may obtain premeasured doses of epinephrine and the necessary paraphernalia for epinephrine administration from any licensed physician or pharmacist.
 - 3. An individual authorized to administer epinephrine by the state health officer, and the employer of such an individual, is not civilly or criminally liable for any act or omission of that individual when acting in good faith while rendering emergency treatment to an individual who has a severe adverse reaction, except when the conduct amounts to gross negligence.
- 18 <u>4. Rules adopted under this section may not:</u>
- 19 <u>a. Limit the individuals authorized to administer epinephrine to teachers, camp</u>
 20 <u>counselors, day counselors, day care operators, and security personnel;</u>
- b. Require training by a physician licensed by the North Dakota board of medicine
 or the physician's designee to administer epinephrine; or
 - c. Require a prescription to obtain a disposable device to administer epinephrine.