

SB52 ENROLLED



1 HGMT38-3
2 By Senator Orr
3 RFD: Education Policy
4 First Read: 07-Mar-23
5
6 2023 Regular Session



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1 Enrolled, An Act,

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4 Relating to the Alabama Safe at Schools Act; to add
5 Section 16-30A-3.1 to the Code of Alabama 1975 and to amend
6 Sections 16-30A-5 and 16-30A-7, Code of Alabama 1975; to
7 include adrenal insufficiency as a condition for which the
8 State Board of Education is required to develop guidelines to
9 train school employees under the act; to authorize certain
10 school employees to administer injectable medications to
11 students with an adrenal insufficiency; and to require local
12 boards of education to ensure that students with an adrenal
13 insufficiency have their medical needs met and are not
14 excluded from certain activities.

15 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

16 Section 1. Section 16-30A-3.1 is added to the Code of
17 Alabama 1975, to read as follows:

18 §16-30A-3.1

19 (a) For the purposes of this section, the term "adrenal
20 insufficiency" means a hormonal disorder that occurs when the
21 adrenal glands do not produce enough hormones.

22 (b) No later than the beginning of the 2024-2025 school
23 year, the State Board of Education, in consultation with the
24 Alabama Board of Nursing, shall develop guidelines for the
25 training of school employees in the necessary care for
26 students with medical needs related to an adrenal



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27 insufficiency according to the student's Individual Health
28 Plan. The medical authorizations earned from the training
29 shall be limited to permitting the administration of
30 injectable medications specific to the adrenal insufficiency
31 of the student. The guidelines shall be developed in
32 consideration of the recommendations of the American Academy
33 of Pediatrics and other appropriate published medical
34 guidelines relating to adrenal insufficiency, as approved by
35 the State Board of Education and the Board of Nursing. Each
36 local board of education shall ensure that adrenal
37 insufficiency training programs are provided for all school
38 nurses and unlicensed medication assistants at schools under
39 its jurisdiction.

40 (c) (1) The lead nurse of a school system, in
41 consultation with the local superintendent of education, may
42 recommend that school nurses be placed at particular schools
43 based on the Individual Health Plans of students with adrenal
44 insufficiency and the overall health needs of students.

45 (2) Each local board of education shall ensure that
46 each student in the school system with an adrenal
47 insufficiency receives appropriate care as specified in his or
48 her Individual Health Plan.

49 (d) No school employee shall be required to serve as an
50 unlicensed medication assistant or be subject to any penalty



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51 or disciplinary action for refusing to serve as an unlicensed
52 medication assistant. The decision of a school employee to
53 serve or not to serve as an unlicensed medication assistant
54 may not be considered in any employment decision including,
55 but not limited to, termination, non-renewal of contract,
56 reduction-in-force, or transfer. No school administrator or
57 supervisor shall threaten, harass, or otherwise coerce a
58 school employee into serving as an unlicensed medication
59 assistant.

60 (e) The parent or guardian of each student who is
61 identified as having an adrenal insufficiency shall submit an
62 order to be considered in the development of the student's
63 Individual Health Plan pursuant to Section 16-30A-4.

64 (f) A private K-12 school may provide training for
65 employees and care for students who have an adrenal
66 insufficiency in accordance with this chapter.

67 Section 2. Sections 16-30A-5 and 16-30A-7, Code of
68 Alabama 1975, are amended to read as follows:

69 "§16-30A-5

70 (a) The local board of education shall ensure that each
71 student in the school or system with a diabetic condition or
72 an adrenal insufficiency receives appropriate care as
73 specified in his or her Individual Health Plan.

74 (b) The school nurse or a trained unlicensed medication



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75 assistant, to the extent required by the student's Individual
76 Health Plan, shall be on site and available to provide care to
77 each student with diabetes or an adrenal insufficiency during
78 regular school hours and school-sponsored before school and
79 after school care programs, during field trips, extended
80 off-site excursions, extracurricular activities in which the
81 student is a direct participant, and on buses when the bus
82 driver is not a trained unlicensed medication assistant."

83 "§16-30A-7

84 (a) For the purposes of this section, the term "medical
85 condition" refers to a diabetic condition or an adrenal
86 insufficiency.

87 (b) A student with ~~diabetes~~ a medical condition in
88 public school may attend the school the student would
89 otherwise attend if the student did not have ~~diabetes~~ that
90 medical condition, and the ~~diabetes~~ medical care specified in
91 Section 16-30A-5 shall be provided at the school. A school
92 system may not restrict a student who has ~~diabetes~~ a medical
93 condition from attending any school on the basis ~~that the~~
94 ~~student has diabetes~~ of that medical condition, that the
95 school does not have a full-time school nurse, or that the
96 school does not have trained unlicensed medication assistants.
97 A student with ~~diabetes~~ a medical condition may participate in
98 extracurricular and co-curricular activities to the same



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99 extent as a student without ~~diabetes~~ a medical condition. In
100 addition, a school shall not require or pressure parents or
101 guardians to provide care for a student with ~~diabetes~~ a
102 medical condition at school or at school-sponsored activities
103 in which the student is a direct participant as set forth in
104 Section 16-30A-5. However, if the parent or guardian of a
105 student with ~~diabetes~~ a medical condition does not supply the
106 medication, the order from a physician, certified registered
107 nurse practitioner operating under a valid collaborative
108 agreement, or physician assistant operating under a valid
109 supervisory agreement, supplies, or a signed parental and
110 prescriber authorization, the parent or guardian shall be
111 responsible for providing ~~diabetic~~ medical care to the student
112 at school or at school-sponsored activities in which the
113 student is a direct participant."

114 Section 3. This act shall become effective immediately
115 following its passage and approval by the Governor, or its
116 otherwise becoming law.



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President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB52

Senate 23-Mar-23

I hereby certify that the within Act originated in and passed
the Senate, as amended.

Patrick Harris,
Secretary.

House of Representatives

Passed: 20-Apr-23

By: Senator Orr