

**SENATE
STATE OF MINNESOTA
NINETY-SECOND SESSION**

S.F. No. 308

(SENATE AUTHORS: SENJEM)

DATE
01/25/2021

D-PG

Introduction and first reading
Referred to Education Finance and Policy

OFFICIAL STATUS

1.1 A bill for an act
1.2 relating to education; requiring schools to maintain a supply of non-patient-specific
1.3 epinephrine auto-injectors; amending Minnesota Statutes 2020, section 121A.2207.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2020, section 121A.2207, is amended to read:

1.6 **121A.2207 LIFE-THREATENING ALLERGIES IN SCHOOLS; STOCK SUPPLY**
1.7 **OF EPINEPHRINE AUTO-INJECTORS.**

1.8 Subdivision 1. **Districts and schools ~~permitted~~ required to maintain**
1.9 **supply.** Notwithstanding section 151.37, districts and schools ~~may~~ must obtain and possess
1.10 a minimum stock of at least two epinephrine auto-injectors to be maintained and administered
1.11 by school personnel to a student or other individual if, in good faith, it is determined that
1.12 person is experiencing anaphylaxis regardless of whether the student or other individual
1.13 has a prescription for an epinephrine auto-injector. The administration of ~~an~~ a
1.14 non-patient-specific epinephrine auto-injector in accordance with this section is not the
1.15 practice of medicine.

1.16 Subd. 2. **Arrangements with manufacturers.** A district or school may enter into
1.17 arrangements with manufacturers of epinephrine auto-injectors to obtain epinephrine
1.18 auto-injectors at fair-market, free, or reduced prices, such as through the national
1.19 EpiPens4Schools program or other similar programs implemented under the School Access
1.20 to Emergency Epinephrine Act. A third party, other than a manufacturer or supplier, may
1.21 pay for a school's supply of epinephrine auto-injectors.