

**SB52 ENGROSSED**



1 HGMT38-2  
2 By Senator Orr  
3 RFD: Education Policy  
4 First Read: 07-Mar-23  
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A BILL  
TO BE ENTITLED  
AN ACT

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

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

§16-30A-3.1

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



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28           (b) No later than the beginning of the 2024-2025 school  
29 year, the State Board of Education, in consultation with the  
30 Alabama Board of Nursing, shall develop guidelines for the  
31 training of school employees in the necessary care for  
32 students with medical needs related to an adrenal  
33 insufficiency according to the student's Individual Health  
34 Plan. The medical authorizations earned from the training  
35 shall be limited to permitting the administration of  
36 injectable medications specific to the adrenal insufficiency  
37 of the student. The guidelines shall be developed in  
38 consideration of the recommendations of the American Academy  
39 of Pediatrics and other appropriate published medical  
40 guidelines relating to adrenal insufficiency, as approved by  
41 the State Board of Education and the Board of Nursing. Each  
42 local board of education shall ensure that adrenal  
43 insufficiency training programs are provided for all school  
44 nurses and unlicensed medication assistants at schools under  
45 its jurisdiction.

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

51           (2) Each local board of education shall ensure that



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52 each student in the school system with an adrenal  
53 insufficiency receives appropriate care as specified in his or  
54 her Individual Health Plan.

55 (d) No school employee shall be required to serve as an  
56 unlicensed medication assistant or be subject to any penalty  
57 or disciplinary action for refusing to serve as an unlicensed  
58 medication assistant. The decision of a school employee to  
59 serve or not to serve as an unlicensed medication assistant  
60 may not be considered in any employment decision including,  
61 but not limited to, termination, non-renewal of contract,  
62 reduction-in-force, or transfer. No school administrator or  
63 supervisor shall threaten, harass, or otherwise coerce a  
64 school employee into serving as an unlicensed medication  
65 assistant.

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

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

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

75 "§16-30A-5



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

80 (b) The school nurse or a trained unlicensed medication  
81 assistant, to the extent required by the student's Individual  
82 Health Plan, shall be on site and available to provide care to  
83 each student with diabetes or an adrenal insufficiency during  
84 regular school hours and school-sponsored before school and  
85 after school care programs, during field trips, extended  
86 off-site excursions, extracurricular activities in which the  
87 student is a direct participant, and on buses when the bus  
88 driver is not a trained unlicensed medication assistant."

89 "§16-30A-7

90 (a) For the purposes of this section, the term "medical  
91 condition" refers to a diabetic condition or an adrenal  
92 insufficiency.

93 (b) A student with ~~diabetes~~ a medical condition in  
94 public school may attend the school the student would  
95 otherwise attend if the student did not have ~~diabetes~~ that  
96 medical condition, and the ~~diabetes~~ medical care specified in  
97 Section 16-30A-5 shall be provided at the school. A school  
98 system may not restrict a student who has ~~diabetes~~ a medical  
99 condition from attending any school on the basis ~~that the~~



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

120 Section 3. This act shall become effective immediately  
121 following its passage and approval by the Governor, or its  
122 otherwise becoming law.



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123  
124  
125 Senate

126 Read for the first time and referred .....07-Mar-23  
127 to the Senate committee on Education  
128 Policy  
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130 Read for the second time and placed .....21-Mar-23  
131 on the calendar:  
132 0 amendments  
133  
134 Read for the third time and passed .....23-Mar-23  
135 as amended  
136 Yeas 31  
137 Nays 0  
138 Abstains 0  
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Patrick Harris,  
Secretary.