

**STATE
FISCAL IMPACT**

Drafting Number: LLS 11-0347
Prime Sponsor(s): Sen. Brophy

Date: January 24, 2011
Bill Status: Senate Education
Fiscal Analyst: Jonathan Senft (303-866-3523)

TITLE: CONCERNING A PUBLIC SCHOOL STUDENT'S AUTHORITY TO POSSESS PRESCRIPTION MEDICATIONS AT SCHOOL.

Fiscal Impact Summary	FY 2011-2012	FY 2012-2013
State Revenue		
State Expenditures		
FTE Position Change		
Effective Date: July 1, 2012, if the General Assembly adjourns as scheduled and no referendum petition is filed.		
Appropriation Summary for FY 2011-2012: None.		
Local Government Impact: None		

Summary of Legislation

This bill allows students to self administer their own prescription medication while at school and certain school-related activities. The State Board of Education (SBE) must adopt rules for students to self-administer their medication. Local school boards may adopt policies on self-medication consistent with the adopted rules.

This bill strikes provisions requiring an approved treatment plan in the event students choose to self-administer prescribed food allergy and anaphylaxis medication.

State Expenditures

Under this bill, the SBE is required to create a policy for students self-administrating their prescribed medications. The policy shall take into account the risks to students, as well as other considerations for the local level. Staff time will be required to assist SBE to create rules, including research, drafting and conducting rule making hearings. The SBE's School Health Services will also need to provide support and training for the promulgation of the new rules. These staff costs are anticipated to be small and no new appropriations are required.

Departments Contacted

Education Law