

House File 2203 - Introduced

HOUSE FILE 2203
BY COMMITTEE ON HEALTH AND
HUMAN SERVICES

(SUCCESSOR TO HF 2055)

A BILL FOR

1 An Act relating to epinephrine delivery systems in schools,
2 food establishments, carnivals, recreational camps, youth
3 sports facilities, and sports arenas.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 135.185, Code 2026, is amended to read
2 as follows:

3 135.185 ~~Epinephrine auto-injector~~ delivery system supply.

4 1. For purposes of [this section](#), unless the context
5 otherwise requires:

6 a. "*Epinephrine auto-injector delivery system*" means the same
7 as provided in [section 280.16](#).

8 b. "*Facility*" means a food establishment as defined in
9 section 137F.1, a carnival as defined in [section 88A.1](#), a
10 recreational camp, a youth sports facility, or a sports arena.

11 c. "*Licensed health care professional*" means the same as
12 provided in [section 280.16](#).

13 d. "*Personnel authorized to administer epinephrine*" means an
14 employee or agent of a facility who is trained and authorized
15 to administer an epinephrine ~~auto-injector~~ delivery system.

16 2. Notwithstanding any other provision of law to the
17 contrary, a licensed health care professional may prescribe
18 epinephrine ~~auto-injectors~~ delivery systems in the name of a
19 facility to be maintained for use as provided in [this section](#).

20 3. A facility may obtain a prescription for epinephrine
21 ~~auto-injectors~~ delivery systems and maintain a supply of such
22 ~~auto-injectors~~ delivery systems in a secure location at each
23 location where a member of the public may be present for use
24 as provided in [this section](#). A facility that obtains such a
25 prescription shall replace epinephrine ~~auto-injectors~~ delivery
26 systems in the supply upon use or expiration. Personnel
27 authorized to administer epinephrine may possess and administer
28 epinephrine ~~auto-injectors~~ delivery systems from the supply as
29 provided in [this section](#).

30 4. Personnel authorized to administer epinephrine may
31 provide or administer an epinephrine ~~auto-injector~~ delivery
32 system from the facility's supply to an individual present at
33 the facility if such personnel reasonably and in good faith
34 believe the individual is having an anaphylactic reaction.

35 5. The following persons, provided they have acted

1 reasonably and in good faith, shall not be liable for
2 any injury arising from the provision, administration,
3 or assistance in the administration of an epinephrine
4 ~~auto-injector~~ delivery system as provided in [this section](#):

5 a. Any personnel authorized to administer epinephrine who
6 provide, administer, or assist in the administration of an
7 epinephrine ~~auto-injector~~ delivery system to an individual
8 present at the facility who such personnel believe to be having
9 an anaphylactic reaction.

10 b. The owner or operator of the facility.

11 c. The prescriber of the epinephrine ~~auto-injector~~ delivery
12 system.

13 6. The department, the board of medicine, the board of
14 nursing, and the board of pharmacy shall adopt rules pursuant
15 to [chapter 17A](#) to implement and administer [this section](#),
16 including but not limited to standards and procedures for
17 the prescription, distribution, storage, replacement, and
18 administration of epinephrine ~~auto-injectors~~ delivery systems,
19 and for training and authorization to be required for personnel
20 authorized to administer epinephrine.

21 Sec. 2. Section 280.16, Code 2026, is amended to read as
22 follows:

23 **280.16 Self-administration of respiratory distress, asthma,**
24 **or other airway constricting disease medication, epinephrine**
25 **~~auto-injectors~~ delivery systems, bronchodilator canisters, or**
26 **bronchodilator canisters and spacers.**

27 1. *Definitions.* For purposes of [this section](#):

28 a. "*Bronchodilator*" means a bronchodilator as recommended
29 by the department of health and human services for treatment
30 of a student's respiratory distress, asthma, or other airway
31 constricting disease.

32 b. "*Bronchodilator canister*" means a portable drug
33 delivery device packaged with multiple premeasured doses of a
34 bronchodilator.

35 c. "*Epinephrine ~~auto-injector~~ delivery system*" means a

1 device for immediate self-administration or administration by
2 another trained individual of a measured dose of epinephrine
3 to a person at risk of anaphylaxis, including epinephrine
4 auto-injectors and epinephrine nasal sprays.

5 *d. "Licensed health care professional"* means a person
6 licensed under [chapter 148](#) to practice medicine and surgery or
7 osteopathic medicine and surgery, an advanced registered nurse
8 practitioner licensed under [chapter 152](#) or [152E](#) and registered
9 with the board of nursing, or a physician assistant licensed
10 under [chapter 148C](#).

11 *e. "Medication"* means a drug that meets the definition
12 provided in [section 126.2, subsection 8](#), has an individual
13 prescription label, is prescribed by a licensed health care
14 professional for a student, and pertains to the student's
15 respiratory distress, asthma, or other airway constricting
16 disease, or risk of anaphylaxis, and includes but is not
17 limited to a bronchodilator.

18 *f. "Self-administration"* means a student's discretionary use
19 of medication prescribed by a licensed health care professional
20 for the student.

21 *g. "Spacer"* means a holding chamber that is used to optimize
22 the delivery of a bronchodilator to a person's lungs.

23 2. The board of directors of a school district and the
24 authorities in charge of an accredited nonpublic school shall
25 permit the self-administration of medication or the use of a
26 bronchodilator canister or bronchodilator canister and spacer
27 by a student with respiratory distress, asthma, or other airway
28 constricting disease or the use of an epinephrine ~~auto-injector~~
29 delivery system by a student with a risk of anaphylaxis if the
30 following conditions are met:

31 *a.* The student's parent or guardian provides to the
32 school written authorization for the self-administration
33 of medication, for the use of a bronchodilator canister or
34 a bronchodilator canister and spacer, or for the use of an
35 epinephrine ~~auto-injector~~ delivery system.

1 *b.* The student's parent or guardian provides to the school
2 a written statement from the student's licensed health care
3 professional containing the following information:

4 (1) The name and purpose of the medication, bronchodilator
5 canister, bronchodilator canister and spacer, or epinephrine
6 ~~auto-injector~~ delivery system.

7 (2) The prescribed dosage.

8 (3) The times at which or the special circumstances under
9 which the medication, bronchodilator canister, bronchodilator
10 canister and spacer, or epinephrine ~~auto-injector~~ delivery
11 system is to be administered.

12 *c.* The parent or guardian and the school meet the
13 requirements of [subsection 3](#).

14 3. The school district or accredited nonpublic school
15 shall notify the parent or guardian of the student, in
16 writing, that the school district or accredited nonpublic
17 school and its employees are to incur no liability, except
18 for gross negligence, as a result of any injury arising from
19 self-administration of medication, use of a bronchodilator
20 canister or a bronchodilator canister and spacer, or use of
21 an epinephrine ~~auto-injector~~ delivery system by the student.
22 The parent or guardian of the student shall sign a statement
23 acknowledging that the school district or nonpublic school
24 is to incur no liability, except for gross negligence, as
25 a result of self-administration of medication, use of a
26 bronchodilator canister or a bronchodilator canister and
27 spacer, or use of an epinephrine ~~auto-injector~~ delivery system
28 by the student. A school district or accredited nonpublic
29 school and its employees acting reasonably and in good faith
30 shall incur no liability for any improper use of medication, a
31 bronchodilator canister, a bronchodilator canister and spacer,
32 or an epinephrine ~~auto-injector~~ delivery system as defined in
33 this section or for supervising, monitoring, or interfering
34 with a student's self-administration of medication, use of
35 a bronchodilator canister or a bronchodilator canister and

1 spacer, or use of an epinephrine ~~auto-injector~~ delivery system
2 as defined in [this section](#).

3 4. The permission for self-administration of medication,
4 for the use of a bronchodilator canister or a bronchodilator
5 canister and spacer, or for the use of an epinephrine
6 ~~auto-injector~~ delivery system is effective for the school year
7 for which it is granted and shall be renewed each subsequent
8 school year upon fulfillment of the requirements of this
9 section. However, the parent or guardian shall immediately
10 notify the school of any changes in the conditions listed under
11 subsection 2.

12 5. Provided that the requirements of [this section](#) are
13 fulfilled, a student with respiratory distress, asthma, or
14 other airway constricting disease may possess and use the
15 student's medication and a student with a written statement
16 from a licensed health care professional on file pursuant
17 to [subsection 2](#), paragraph "a", may use a bronchodilator
18 canister, a bronchodilator canister and spacer, or an
19 epinephrine ~~auto-injector~~ delivery system while in school, at
20 school-sponsored activities, under the supervision of school
21 personnel, and before or after normal school activities,
22 such as while in before-school or after-school care on
23 school-operated property. If the student misuses this
24 privilege, the privilege may be withdrawn. A school district
25 or nonpublic school shall notify a student's parent or guardian
26 before withdrawing the privilege to use a bronchodilator
27 canister, a bronchodilator canister and spacer, or an
28 epinephrine ~~auto-injector~~ delivery system.

29 6. Information provided to the school under [subsection 2](#)
30 shall be kept on file in the office of the school nurse or, in
31 the absence of a school nurse, the school's administrator.

32 7. The Iowa school for the deaf and the institutions under
33 the control of the department of health and human services as
34 provided in [section 218.1](#) are exempt from the provisions of
35 this section.

1 Sec. 3. Section 280.16A, Code 2026, is amended to read as
2 follows:

3 **280.16A Epinephrine ~~auto-injector~~ delivery system,**
4 **bronchodilator canister, or bronchodilator canister and spacer**
5 **supply.**

6 1. For purposes of [this section](#), unless the context
7 otherwise requires:

8 *a. "Bronchodilator"* means the same as defined in section
9 280.16.

10 *b. "Bronchodilator canister"* means the same as defined in
11 section 280.16.

12 *c. "Epinephrine ~~auto-injector~~ delivery system"* means the same
13 as provided in [section 280.16](#).

14 *d. "Licensed health care professional"* means the same as
15 provided in [section 280.16](#).

16 *e. "Personnel authorized to administer epinephrine or a*
17 *bronchodilator"* means a school nurse or other employee of a
18 school district or accredited nonpublic school trained and
19 authorized to administer an epinephrine ~~auto-injector~~ delivery
20 system, a bronchodilator canister, or a bronchodilator canister
21 and spacer.

22 *f. "School nurse"* means a registered nurse holding current
23 licensure recognized by the board of nursing who practices in
24 the school setting to promote and protect the health of the
25 school population by using knowledge from the nursing, social,
26 and public health sciences.

27 *g. "Spacer"* means the same as defined in [section 280.16](#).

28 2. Notwithstanding any other provision of law to the
29 contrary, a licensed health care professional may prescribe
30 epinephrine ~~auto-injectors~~ delivery systems, bronchodilator
31 canisters, and bronchodilator canisters and spacers in the
32 name of a school district or accredited nonpublic school to be
33 maintained for use as provided in [this section](#).

34 3. The board of directors in charge of each school district
35 and the authorities in charge of each accredited nonpublic

1 school may obtain a prescription for epinephrine ~~auto-injectors~~
2 delivery systems, bronchodilator canisters, and bronchodilator
3 canisters and spacers and maintain a supply of such epinephrine
4 ~~auto-injectors~~ delivery systems, bronchodilator canisters,
5 and bronchodilator canisters and spacers in a secure
6 location at each school for use as provided in [this section](#).
7 The board and the authorities shall replace epinephrine
8 ~~auto-injectors~~ delivery systems, bronchodilator canisters, and
9 bronchodilator canisters and spacers in the supply upon use or
10 expiration. Personnel authorized to administer epinephrine
11 or a bronchodilator may possess and administer epinephrine
12 ~~auto-injectors~~ delivery systems, bronchodilator canisters, or
13 bronchodilator canisters and spacers, as applicable, from the
14 supply as provided in [this section](#).

15 4. Personnel authorized to administer epinephrine or
16 a bronchodilator may provide or administer an epinephrine
17 ~~auto-injector~~ delivery system, a bronchodilator canister, or
18 a bronchodilator canister and spacer, as applicable, from
19 the school's supply to a student or other individual if such
20 personnel reasonably and in good faith believe the student or
21 other individual is having an anaphylactic reaction or requires
22 treatment for respiratory distress, asthma, or other airway
23 constricting disease.

24 5. The following persons, provided they have acted
25 reasonably and in good faith, shall not be liable for
26 any injury arising from the provision, administration,
27 or assistance in the administration of an epinephrine
28 ~~auto-injector~~ delivery system, a bronchodilator canister, or a
29 bronchodilator canister and spacer as provided in [this section](#):

30 a. Any personnel authorized to administer epinephrine or
31 a bronchodilator who, as applicable, provide, administer, or
32 assist in the administration of an epinephrine ~~auto-injector~~
33 delivery system to a student or other individual present at the
34 school who such personnel believe to be having an anaphylactic
35 reaction or in the administration of a bronchodilator canister

1 or a bronchodilator canister and spacer to a student or other
2 individual present at the school who such personnel believe to
3 require treatment for respiratory distress, asthma, or other
4 airway constricting disease.

5 *b.* A school district or accredited nonpublic school
6 employing the personnel.

7 *c.* The board of directors in charge of the school district
8 or authorities in charge of the accredited nonpublic school.

9 *d.* The prescriber of the epinephrine ~~auto-injector~~ delivery
10 system, the bronchodilator canister, or the bronchodilator
11 canister and spacer.

12 6. The department of education, the board of medicine,
13 the board of nursing, and the board of pharmacy shall, in
14 consultation with an organization representing school nurses,
15 adopt rules pursuant to [chapter 17A](#) to implement and administer
16 this section, including but not limited to standards and
17 procedures for the prescription, distribution, storage,
18 disposal, replacement, and administration of epinephrine
19 ~~auto-injectors~~ delivery systems, bronchodilator canisters,
20 and bronchodilator canisters and spacers, and for training
21 and authorization to be required for personnel authorized to
22 administer epinephrine or a bronchodilator.

23

EXPLANATION

24 The inclusion of this explanation does not constitute agreement with
25 the explanation's substance by the members of the general assembly.

26 This bill relates to epinephrine delivery systems in
27 schools, food establishments, carnivals, recreational camps,
28 youth sports facilities, and sports arenas.

29 Current law permits food establishments, carnivals,
30 recreational camps, youth sports facilities, and sports arenas
31 to obtain and maintain a supply of epinephrine auto-injectors
32 for emergency use. Current law also requires the board
33 of directors of a school district and the authorities in
34 charge of an accredited nonpublic school to permit the
35 self-administration of medication or the use of an epinephrine

1 auto-injector by a student with a risk of anaphylaxis if
2 certain conditions are met. Current law further authorizes the
3 board of directors in charge of each school district and the
4 authorities in charge of each accredited nonpublic school to
5 obtain a prescription for epinephrine auto-injectors and to
6 maintain a supply of such devices in a secure location at each
7 school.

8 The bill replaces the defined term "epinephrine
9 auto-injector" with "epinephrine delivery system", which
10 includes both epinephrine auto-injectors and epinephrine
11 nasal sprays. As a result, under the bill, epinephrine nasal
12 sprays would be permitted and available in the same manner as
13 epinephrine auto-injectors.