

HOUSE BILL NO. 5049

September 24, 2025, Introduced by Reps. Weiss, DeBoer, Snyder, Pavlov, Xiong, Foreman, Tsernoglou, BeGole, Schmaltz, Kuhn, Frisbie, Jenkins-Arno, Meerman, Bierlein, B. Carter, Hoskins, Bohnak, Prestin, St. Germaine and Tisdell and referred to Committee on Education and Workforce.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 1179a (MCL 380.1179a), as added by 2013 PA 187.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1179a. (1) ~~Beginning with the 2014-2015 school year, a~~
2 ~~school~~ **The board of a school district** shall ensure that, in each
3 school it operates with ~~an~~ **not fewer than 10** instructional and
4 administrative staff, ~~of at least 10,~~ there are at least 2
5 employees at the school who have been trained in the appropriate
6 use and administration of an epinephrine ~~auto-injector~~ **delivery**
7 **system** and that, in each school ~~it~~ **the board** operates with ~~an~~ **fewer**

1 **than 10** instructional and administrative staff, ~~of fewer than 10,~~
2 there is at least 1 employee at the school who has been trained in
3 the appropriate use and administration of an epinephrine ~~auto-~~
4 ~~injector.~~ **delivery system.** The training required under this
5 subsection ~~shall~~ **must** be conducted under the supervision of, and
6 ~~shall~~ **must** include evaluation by, a licensed registered
7 professional nurse.

8 (2) Not later than the beginning of the 2014-2015 school year,
9 ~~a school~~ **the board of a school district** shall develop and implement
10 policies that are consistent with the department's medication
11 administration guidelines, as revised under subsection (4), and
12 that provide for the possession of at least 2 epinephrine ~~auto-~~
13 ~~injectors~~ **delivery systems** in each school operated by the school
14 board to be used for administration by a licensed registered
15 professional nurse who is employed or contracted by the school
16 district or by a school employee who is trained in the
17 administration of an epinephrine ~~auto-injector~~ **delivery system**
18 under subsection (1) and is authorized to administer an epinephrine
19 ~~auto-injector~~ **delivery system** under the policies. The policies
20 ~~shall~~ **must** authorize a licensed registered professional nurse who
21 is employed or contracted by the school district or a school
22 employee who is trained in the administration of an epinephrine
23 ~~auto-injector~~ **delivery system** under subsection (1) to administer an
24 epinephrine ~~auto-injector~~ **delivery system** to a pupil who has a
25 prescription on file at the school. The policies also ~~shall~~ **must**
26 authorize a licensed registered professional nurse who is employed
27 or contracted by the school district or a school employee who is
28 trained in the administration of an epinephrine ~~auto-injector~~
29 **delivery system** under subsection (1) to administer an epinephrine

1 ~~auto-injector~~ **delivery system** to any other individual on school
 2 grounds who is believed to be having an anaphylactic reaction. The
 3 policies also ~~shall~~ **must** require notification to the parent or
 4 legal guardian of a pupil to whom an epinephrine ~~auto-injector~~
 5 **delivery system** has been administered.

6 (3) A licensed registered professional nurse who is employed
 7 or contracted by the school district or a school employee who is
 8 trained in the administration of an epinephrine ~~auto-injector~~
 9 **delivery system** under subsection (1) may possess and administer an
 10 epinephrine ~~auto-injector~~ **delivery system**.

11 (4) The department, in conjunction with the department of
 12 ~~community health~~ **and human services** and with input from the
 13 Michigan ~~association~~ **Association** of school nurses, ~~School Nurses,~~
 14 the Michigan ~~nurses association,~~ **Nurses Association**, the Michigan
 15 ~~parent teacher association,~~ **Parent Teacher Association**, the
 16 American college ~~College~~ of allergy, asthma, ~~Allergy, Asthma,~~ and
 17 ~~immunology,~~ **Immunology**, the Michigan chapter of the American
 18 academy ~~Academy~~ of pediatrics, ~~Pediatrics,~~ the school-community
 19 ~~health alliance~~ **School-Community Health Alliance** of Michigan, and
 20 other school health organizations and entities, shall identify,
 21 develop, and adopt appropriate revisions to the medication
 22 administration guidelines issued by the department, including, but
 23 not limited to, those relating to the specification of training
 24 needs and requirements for the administration and maintenance of
 25 stock epinephrine ~~auto-injectors,~~ **delivery systems**, including
 26 stocking of both junior and regular dose epinephrine ~~auto-~~
 27 ~~injectors,~~ **delivery systems**, as necessary, and storage
 28 requirements.

29 (5) At least annually, a school district shall report to the

1 department, in the form and manner prescribed by the department,
2 all instances of administration of an epinephrine ~~auto-injector~~
3 **delivery system** to a pupil at school. The reporting ~~shall~~**must**
4 include at least all of the following:

5 (a) The number of instances of administration of an
6 epinephrine ~~auto-injector~~**delivery system** to a pupil at school in a
7 school year.

8 (b) The number of pupils who were administered an epinephrine
9 ~~auto-injector~~**delivery system** at school who were not previously
10 known to be severely allergic.

11 (c) The number of pupils who were administered an epinephrine
12 ~~auto-injector~~**delivery system** at school using the school's stock of
13 epinephrine ~~auto-injectors~~**delivery systems**.

14 (6) A school board shall attempt to obtain funding or
15 resources from private sources, or from another source other than
16 this state, for fulfilling the requirements of this section. If a
17 school board is unable to obtain this alternative funding for all
18 or part of its costs of complying with this section, the school
19 board may apply to the department for reimbursement for the
20 unfunded costs of complying with this section, in the form and
21 manner prescribed by the department. The legislature shall
22 appropriate funds for making this reimbursement. The department
23 shall make the reimbursement according to the appropriation that is
24 made for this purpose. The department annually shall submit a
25 report to the legislature detailing the number of school boards
26 that apply for reimbursement and the number of school boards that
27 are able to secure alternative funding.

28 (7) **As used in this section, "epinephrine delivery system"**
29 **means that term as defined in section 17744a of the public health**

1 **code, 1978 PA 368, MCL 333.17744a.**

2 Enacting section 1. This amendatory act does not take effect
3 unless all of the following bills of the 103rd Legislature are
4 enacted into law:

5 (a) House Bill No. 5054 (request no. H02192'25).

6 (b) House Bill No. 5050 (request no. H02479'25).

7 (c) House Bill No. 5051 (request no. H02911'25).

8 (d) House Bill No. 5052 (request no. H03174'25).

9 (e) House Bill No. 5053 (request no. H03176'25).