



General Assembly

February Session, 2004

Amendment

LCO No. 3900

HB0542903900HDO

Offered by:

REP. DUFF, 137th Dist.
REP. FELTMAN, 6th Dist.
SEN. MURPHY, 16th Dist.
REP. MCCLUSKEY, 20th Dist.
REP. GIANNAROS, 21st Dist.

To: Subst. House Bill No. 5429

File No. 295

Cal. No. 213

"AN ACT CONCERNING ADMINISTRATION OF MEDICATION IN SCHOOLS AND REPEALING AN OBSOLETE SECTION OF THE STATUTES."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Subsection (e) of section 52-557b, as amended by section
4 10 of public act 03-211 of the general statutes, is repealed and the
5 following is substituted in lieu thereof (*Effective October 1, 2004*):

6 (e) (1) For purposes of this subsection, "cartridge injector" means an
7 automatic prefilled cartridge injector or similar automatic injectable
8 equipment used to deliver epinephrine in a standard dose for
9 emergency first aid response to allergic reactions.

10 (2) Any volunteer worker associated with, or any person employed

11 to work for, a program offered to children sixteen years of age or
12 younger by a corporation, other than a licensed health care provider,
13 that is exempt from federal income taxation under Section 501 of the
14 Internal Revenue Code of 1986, or any subsequent corresponding
15 internal revenue code of the United States, as from time to time
16 amended, who (A) has been trained in the use of a cartridge injector by
17 a licensed physician, physician's assistant, advanced practice
18 registered nurse or registered nurse, (B) has obtained the consent of a
19 parent or legal guardian to use a cartridge injector on his or her child,
20 and (C) uses a cartridge injector on such child in apparent need thereof
21 participating in such program, shall not be liable to such child assisted
22 or to such child's parent or guardian for civil damages for any personal
23 injury or death which results from acts or omissions by such worker in
24 using a cartridge injector which may constitute ordinary negligence.
25 The immunity provided in this subsection does not apply to acts or
26 omissions constituting gross, wilful or wanton negligence.

27 (3) A corporation, other than a licensed health care provider, that is
28 exempt from federal income taxation under Section 501 of the Internal
29 Revenue Code of 1986, or any subsequent corresponding internal
30 revenue code of the United States, as from time to time amended,
31 which provides training in the use of cartridge injectors to any
32 volunteer worker granted immunity pursuant to subdivision (2) of this
33 subsection shall not be liable for civil damages for any injury sustained
34 by, or for the death of, a child sixteen years of age or younger who is
35 participating in a program offered by such corporation, which injury
36 or death results from acts or omissions by such worker in using a
37 cartridge injector, which may constitute ordinary negligence. The
38 immunity provided in this subsection does not apply to acts or
39 omissions constituting gross, wilful or wanton negligence."