

115TH CONGRESS
1ST SESSION

H. R. 2285

To amend the Public Health Service Act to increase the preference given, in awarding certain allergies and reversible lower airway disorders-related grants, to States that allow trained school personnel to administer rescue medications for allergies and reversible lower airway disorders, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 2, 2017

Mr. ROE of Tennessee (for himself and Mr. HOYER) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend the Public Health Service Act to increase the preference given, in awarding certain allergies and reversible lower airway disorders-related grants, to States that allow trained school personnel to administer rescue medications for allergies and reversible lower airway disorders, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “School-Based Res-
5 piratory Health Management Act”.

1 **SEC. 2. ADDITIONAL PREFERENCE TO CERTAIN STATES**
2 **THAT ALLOW TRAINED SCHOOL PERSONNEL**
3 **TO ADMINISTER RESCUE MEDICATIONS FOR**
4 **ALLERGIES AND REVERSIBLE LOWER AIR-**
5 **WAY DISORDERS.**

6 Section 399L(d) of the Public Health Service Act (42
7 U.S.C. 280g(d)) is amended—

8 (1) in paragraph (1)—

9 (A) by amending subparagraph (F) to read
10 as follows:

11 “(F) SCHOOL PERSONNEL ADMINISTRA-
12 TION OF RESCUE MEDICATIONS FOR ALLERGIES
13 AND REVERSIBLE LOWER AIRWAY DIS-
14 ORDERS.—In determining the preference (if
15 any) to be given to a State under this sub-
16 section, the Secretary shall give additional pref-
17 erence to a State that provides to the Secretary
18 the certification described in subparagraph (G)
19 and that requires that each public elementary
20 school and secondary school in the State—

21 “(i) has in place a plan for having on
22 the premises of the school during all oper-
23 ating hours of the school a school nurse or
24 one or more other individuals who are
25 trained personnel of the school; and

1 “(ii) has in place under the direction
2 of a school nurse a comprehensive school-
3 based allergies and reversible lower airway
4 disorders management program that in-
5 cludes—

6 “(I) a method to identify all stu-
7 dents of such school with a diagnosis
8 of allergies and reversible lower air-
9 way disorders;

10 “(II) an individual student aller-
11 gies and reversible lower airway dis-
12 orders action plan for each student of
13 such school with a diagnosis of aller-
14 gies and reversible lower airway dis-
15 orders;

16 “(III) allergies and reversible
17 lower airway disorders education for
18 school staff who are directly respon-
19 sible for students who have been iden-
20 tified as having allergies or reversible
21 lower airway disorders, such as edu-
22 cation regarding basics, management,
23 trigger management, and comprehen-
24 sive emergency responses with respect

1 to allergies and reversible lower air-
2 way disorders;

3 “(IV) rescue medications for al-
4 lergies or reversible lower airway dis-
5 orders and emergency policies that are
6 specific to the school;

7 “(V) efforts to reduce the pres-
8 ence of environmental triggers of al-
9 lergies and reversible lower airway
10 disorders; and

11 “(VI) a system to support stu-
12 dents with a diagnosis of allergies or
13 reversible lower airway disorders
14 through coordination with family
15 members of such students, primary
16 care providers of such students, and
17 others as necessary.”; and

18 (B) in subparagraph (G), by inserting “or
19 rescue medication for allergies or reversible
20 lower airway disorders to a student reasonably
21 believed to have a diagnosis of allergies or re-
22 versible lower airway disorders,” after “to a
23 student reasonably believed to be having an
24 anaphylactic reaction”; and

25 (2) in paragraph (3)—

1 (A) in subparagraph (C)—

2 (i) by striking “The term” and insert-
3 ing “(i) The term”; and

4 (ii) by adding at the end the following
5 new clause:

6 “(ii) The term ‘rescue medications for al-
7 lergies and reversible lower airway disorders’ in-
8 cludes at least short-acting bronchodilators.”;
9 and

10 (B) in subparagraph (E)—

11 (i) in the matter preceding clause (i),
12 by inserting “, such as the school nurse”
13 after “individual”;

14 (ii) in clause (i)—

15 (I) by inserting “school nurse or”
16 before “principal”; and

17 (II) by inserting “and rescue
18 medications for allergies and revers-
19 ible lower airway disorders” before
20 “on a voluntary basis”;

21 (iii) in clause (ii), by inserting “and
22 rescue medications for allergies and revers-
23 ible lower airway disorders” before the
24 semicolon; and

1 (iv) in clause (iii), by inserting “and
2 rescue medications for allergies and revers-
3 ible lower airway disorders” before “meets
4 appropriate medical standards”.

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