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SFA**BILL ANALYSIS**

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Senate Bill 614 (as introduced 5-25-99)
Sponsor: Senator Philip E. Hoffman
Committee: Education

Date Completed: 10-13-99

CONTENT

The bill would amend the Revised School Code to provide that the Code's liability exemption for persons who administer medication to a pupil would apply to a school employee who was a licensed professional nurse, regardless of whether the medication was administered in the presence of another adult.

Currently, a school administrator, teacher, or other school employee designated by the school administrator, who in good faith administers medication to a pupil in the presence of another adult or in an emergency that threatens the pupil's life or health, pursuant to written permission of the pupil's parents or guardian and in compliance with a physician's instructions, is not liable in a criminal action or for civil damages as a result of the administration of the medication, except for an act or omission amounting to gross negligence or willful and wanton misconduct. The bill would retain this provision but specifies that the school administrator, teacher, or employee would not be liable as a result of "an act or omission" in the administration of the medication.

MCL 380.1178

Legislative Analyst: L. Arasim

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Fiscal Analyst: J. Carrasco

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.