



Sen. Laura M. Murphy

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10300SB0094sam001

LRB103 25902 SPS 58626 a

1 AMENDMENT TO SENATE BILL 94

2 AMENDMENT NO. _____. Amend Senate Bill 94 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Asthma Inhalers at Recreational Camps Act
5 is amended by changing Sections 1, 5, and 10 as follows:

6 (410 ILCS 607/1)

7 Sec. 1. Short title. This Act may be cited as the Emergency
8 Asthma Inhalers and Allergy Treatment for Children ~~at~~
9 ~~Recreational Camps~~ Act.

10 (Source: P.A. 94-670, eff. 8-23-05.)

11 (410 ILCS 607/5)

12 Sec. 5. Definitions. In this Act:

13 "After-school care program" means an after-school care
14 program operated by (i) any nonprofit entity on school
15 district property or (ii) a park district.

1 "Recreational camp" means any place set apart for
2 recreational purposes for boys and girls. "Recreational camp"
3 shall not apply to private camps owned or leased for
4 individual or family use, or to any camp operated for a period
5 of less than 10 days in a year.

6 (Source: P.A. 94-670, eff. 8-23-05.)

7 (410 ILCS 607/10)

8 Sec. 10. Possession, self-administration, and use of
9 epinephrine auto-injectors or inhalers at recreation camps and
10 after-school care programs.

11 (a) A recreation camp or an after-school care program
12 shall permit a child with severe, potentially life-threatening
13 allergies to possess, self-administer, and use an epinephrine
14 auto-injector or inhaler, if the following conditions are
15 satisfied:

16 (1) The child has the written approval of his or her
17 parent or guardian.

18 (2) The recreational camp or after-school care program
19 administrator or, if a nurse is assigned to the camp or
20 program, the nurse shall receive copies of the written
21 approvals required under paragraph (1) of subsection (a)
22 of this Section.

23 (3) The child's parent or guardian shall submit
24 written verification confirming that the child has the
25 knowledge and skills to safely possess, self-administer,

1 and use an epinephrine auto-injector or inhaler in a camp
2 or an after-school care program setting.

3 (b) The child's parent or guardian shall provide the camp
4 or program with the following information:

5 (1) the child's name;

6 (2) the name, route, and dosage of medication;

7 (3) the frequency and time of medication
8 administration or assistance;

9 (4) the date of the order;

10 (5) a diagnosis and any other medical conditions
11 requiring medications, if not a violation of
12 confidentiality or if not contrary to the request of the
13 parent or guardian to keep confidential;

14 (6) specific recommendations for administration;

15 (7) any special side effects, contraindications, and
16 adverse reactions to be observed;

17 (8) the name of each required medication; and

18 (9) any severe adverse reactions that may occur to
19 another child, for whom the epinephrine auto-injector or
20 inhaler is not prescribed, should the other child receive
21 a dose of the medication.

22 (c) If the conditions of this Act are satisfied, the child
23 may possess, self-administer, and use an epinephrine
24 auto-injector or inhaler at the camp or after-school care
25 program or at any camp-sponsored or program-sponsored
26 activity, event, or program.

1 (d) The recreational camp or after-school care program
2 must inform the parents or guardians of the child, in writing,
3 that the recreational camp or after-school care program and
4 its employees and agents are to incur no liability, as
5 applicable, except for willful and wanton conduct, as a result
6 of any injury arising from the self-administration of
7 medication to the child. The parents or guardians of the child
8 must sign a statement acknowledging that the recreational camp
9 or after-school care program is to incur no liability, except
10 for willful and wanton conduct, as a result of any injury
11 arising from the self-administration of medication by the
12 child and that the parents or guardians must indemnify and
13 hold harmless the recreational camp or after-school care
14 program and its employees and agents, as applicable, against
15 any claims, except a claim based on willful and wanton
16 conduct, arising out of the self-administration of medication
17 by the child.

18 (e) After-school care program personnel may, in accordance
19 with Section 10 of the Epinephrine Injector Act, administer an
20 undesigned epinephrine injection to any child if the
21 after-school care program personnel believe in good faith that
22 the child is having an anaphylactic reaction while in the
23 after-school care program. After-school care program personnel
24 may carry undesigned epinephrine injectors on their person
25 while in the after-school care program.

26 (f) After-school care program personnel may administer

1 undesigned asthama medication to any child if the
2 after-school care program personnel believe in good faith that
3 the child is experiencing respiratory distress while in the
4 after-school care program. After-school care program personnel
5 may carry undesigned asthama medication on their person while
6 in the after-school care program.

7 (g) If after-school care program personnel are to
8 administer an undesigned epinephrine injection or an
9 undesigned asthama medication to a child, the after-school
10 care program personnel must inform the parents or guardians of
11 the child, in writing, that the after-school care program and
12 its employees and agents, acting in accordance with standard
13 protocols and the prescription for the injection or
14 medication, shall incur no liability as a result of any injury
15 arising from the administration of the injection or
16 medication, except for willful and wanton conduct. A parent or
17 guardian of the child must sign a statement acknowledging that
18 the after-school care program and its employees and agents are
19 to incur no liability, except for willful and wanton conduct,
20 as a result of any injury arising from the administration of
21 the medication or injection.

22 (h) If after-school care program personnel administer an
23 undesigned epinephrine injection to a person and the
24 after-school care program personnel believe in good faith the
25 person is having an anaphylactic reaction or administer
26 undesigned asthama medication to a person and believe in good

1 faith the person is experiencing respiratory distress, then
2 the after-school care program and its employees and agents,
3 acting in accordance with standard protocols and the
4 prescription for the injection or medication, shall not incur
5 any liability or be subject to professional discipline as a
6 result of any injury arising from the use of the injection or
7 medication, except for willful and wanton conduct.

8 (Source: P.A. 94-670, eff. 8-23-05.)

9 Section 99. Effective date. This Act takes effect upon
10 becoming law."