

FIRST REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]
SENATE COMMITTEE SUBSTITUTE FOR

HOUSE BILL NO. 922

95TH GENERAL ASSEMBLY

2097S.02T

2009

AN ACT

To amend chapter 167, RSMo, by adding thereto one new section relating to allergy prevention and response in schools.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 167, RSMo, is amended by adding thereto one new section, to be known as section 167.208, to read as follows:

167.208. 1. By July 1, 2011, each school district shall adopt a policy on allergy prevention and response, with priority given to addressing potentially deadly food-borne allergies. Such policy shall contain, but shall not be limited to, the following elements:

(1) Distinguishing between building-wide, classroom, and individual approaches to allergy prevention and management;

(2) Providing an age-appropriate response to building-level and classroom-level allergy education and prevention;

(3) Describing the role of both certificated and noncertificated school staff in determining how to manage an allergy problem, whether it is through a plan prepared for a student under Section 504 of the Rehabilitation Act of 1973 for a student with an allergy that has been determined to be a disability, an individualized health plan for a student who has allergies that are not disabling, or other allergy management plans;

(4) Describing the role of other students and parents in cooperating to prevent and mitigate allergies;

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

15 **(5) Addressing confidentiality issues involved with sharing medical information,**
16 **including specifying when parental permission is required to make medical information**
17 **available; and**

18 **(6) Coordinating with the school health advisory council, local health authorities,**
19 **and other appropriate entities to ensure efficient promulgation of accurate information and**
20 **to ensure that existing school safety and environmental policies do not conflict.**

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22 **Such policies may contain information from or links to school allergy prevention**
23 **information furnished by the food allergy and anaphylaxis network or equivalent**
24 **organization with a medical advisory board that has allergy specialists.**

25 **2. The department of elementary and secondary education shall, in cooperation**
26 **with any appropriate professional association, develop a model policy or policies by July**
27 **1, 2010.**

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