



Ohio Revised Code

Section 3313.7110 Procurement of epinephrine autoinjectors for public schools.

Effective: August 26, 2026

Legislation: House Bill 462 - 136th General Assembly

(A) The board of education of each city, local, exempted village, or joint vocational school district may procure epinephrine delivery systems for each school operated by the district to have on the school premises for use in emergency situations identified under division (C)(5) of this section by doing one of the following:

(1) Having a licensed health professional authorized to prescribe drugs, acting in accordance with section 4723.483, 4730.433, or 4731.96 of the Revised Code, personally furnish the epinephrine delivery systems to the school or school district or issue a prescription for them in the name of the school or district;

(2) Having the district's superintendent obtain a prescriber-issued protocol that includes definitive orders for epinephrine delivery systems and the dosages of epinephrine to be administered through them.

A district board that elects to procure epinephrine delivery systems under this section is encouraged to maintain, at all times, at least two epinephrine delivery systems at each school operated by the district.

(B) A district board that elects to procure epinephrine delivery systems under this section shall require the district's superintendent to adopt a policy governing their maintenance and use. Before adopting the policy, the superintendent shall consult with a licensed health professional authorized to prescribe drugs.

(C) The policy adopted under division (B) of this section shall do all of the following:

(1) Identify the one or more locations in each school operated by the district in which an epinephrine delivery system must be stored;

(2) Specify the conditions under which an epinephrine delivery system must be stored, replaced, and disposed;

(3) Specify the individuals employed by or under contract with the district board, in addition to a school nurse or an athletic trainer licensed under Chapter 4755. of the Revised Code, who may access and use an epinephrine delivery system to provide a dosage of epinephrine to an individual in an emergency situation identified under division (C)(5) of this section;



(4) Specify any training that employees or contractors specified under division (C)(3) of this section, other than a school nurse or athletic trainer, must complete before being authorized to access and use an epinephrine delivery system;

(5) Identify the emergency situations, including when an individual exhibits signs and symptoms of anaphylaxis, in which a school nurse, athletic trainer, or other employees or contractors specified under division (C)(3) of this section may access and use an epinephrine delivery system;

(6) Specify that assistance from an emergency medical service provider must be requested immediately after an epinephrine delivery system is used;

(7) Specify the individuals, in addition to students, school employees or contractors, and school visitors, to whom a dosage of epinephrine may be administered through an epinephrine delivery system in an emergency situation specified under division (C)(5) of this section.

(D)(1) The following are not liable in damages in a civil action for injury, death, or loss to person or property that allegedly arises from an act or omission associated with procuring, maintaining, accessing, or using an epinephrine delivery system under this section, unless the act or omission constitutes willful or wanton misconduct:

(a) A school or school district;

(b) A member of a district board of education;

(c) A district or school employee or contractor;

(d) A licensed health professional authorized to prescribe drugs who personally furnishes or prescribes epinephrine delivery systems, consults with a superintendent, or issues a protocol pursuant to this section.

(2) This section does not eliminate, limit, or reduce any other immunity or defense that a school or school district, member of a district board of education, district or school employee or contractor, or licensed health professional may be entitled to under Chapter 2744. or any other provision of the Revised Code or under the common law of this state.

(E) A school district board of education may accept donations of epinephrine delivery systems from a wholesale distributor of dangerous drugs or a manufacturer of dangerous drugs and may accept donations of money from any person to purchase epinephrine delivery systems.

(F) A district board that elects to procure epinephrine delivery systems under this section shall report to the department of education and workforce each procurement and occurrence



in which an epinephrine delivery system is used from a school's supply of epinephrine delivery systems.

(G) As used in this section:

(1) "Epinephrine delivery system" has the same meaning as in section 3313.718 of the Revised Code.

(2) "Licensed health professional authorized to prescribe drugs," "prescriber," "manufacturer of dangerous drugs," and "wholesale distributor of dangerous drugs" have the same meanings as in section 4729.01 of the Revised Code.
