



Rep. Michelle Mussman

Filed: 3/24/2016

09900HB4462ham001

LRB099 16680 AWJ 46187 a

1 AMENDMENT TO HOUSE BILL 4462

2 AMENDMENT NO. _____. Amend House Bill 4462 on page 1,
3 immediately after line 3, by inserting the following:

4 "Section 5. The State Police Act is amended by adding
5 Section 40 as follows:

6 (20 ILCS 2610/40 new)

7 Sec. 40. Training; administration of epinephrine.

8 (a) This Section, along with Section 10.19 of the Illinois
9 Police Training Act, may be referred to as the Annie LeGere
10 Law.

11 (b) For the purposes of this Section, "epinephrine
12 auto-injector" means a single-use device used for the automatic
13 injection of a pre-measured dose of epinephrine into the human
14 body prescribed in the name of the Department.

15 (c) The Department may conduct or approve a training
16 program for State Police officers to recognize and respond to

1 anaphylaxis including, but not limited to:

2 (1) how to recognize symptoms of an allergic reaction;

3 (2) how to respond to an emergency involving an
4 allergic reaction;

5 (3) how to administer an epinephrine auto-injector;

6 (4) how to respond to an individual with a known
7 allergy as well as an individual with a previously unknown
8 allergy;

9 (5) a test demonstrating competency of the knowledge
10 required to recognize anaphylaxis and administer an
11 epinephrine auto-injector; and

12 (6) other criteria as determined in rules adopted by
13 the Department.

14 (d) The Department may authorize a State Police officer who
15 has completed the training program under subsection (c) to
16 carry, administer, or assist with the administration of
17 epinephrine auto-injectors whenever he or she is performing
18 official duties.

19 (e) The Department must establish a written policy to
20 control the acquisition, storage, transportation,
21 administration, and disposal of epinephrine auto-injectors
22 before it allows any State Police officer to carry and
23 administer epinephrine auto-injectors.

24 (f) A physician, physician's assistant with prescriptive
25 authority, or advanced practice registered nurse with
26 prescriptive authority may provide a standing protocol or

1 prescription for epinephrine auto-injectors in the name of the
2 Department to be maintained for use when necessary.

3 (g) When a State Police officer administers epinephrine
4 auto-injector in good faith, the officer and the Department,
5 and its employees and agents, incur no liability, except for
6 willful and wanton conduct, as a result of any injury or death
7 arising from the use of an epinephrine auto-injector.

8 Section 10. The Illinois Police Training Act is amended by
9 adding Section 10.19 as follows:

10 (50 ILCS 705/10.19 new)

11 Sec. 10.19. Training; administration of epinephrine.

12 (a) This Section, along with Section 40 of the State Police
13 Act, may be referred to as the Annie LeGere Law.

14 (b) For purposes of this Section, "epinephrine
15 auto-injector" means a single-use device used for the automatic
16 injection of a pre-measured dose of epinephrine into the human
17 body prescribed in the name of a local governmental agency.

18 (c) The Board shall conduct or approve an optional advanced
19 training program for police officers to recognize and respond
20 to anaphylaxis including the administration of an epinephrine
21 auto-injector. The training must include, but is not limited
22 to:

23 (1) how to recognize symptoms of an allergic reaction;

24 (2) how to respond to an emergency involving an

1 allergic reaction;

2 (3) how to administer an epinephrine auto-injector;

3 (4) how to respond to an individual with a known
4 allergy as well as an individual with a previously unknown
5 allergy;

6 (5) a test demonstrating competency of the knowledge
7 required to recognize anaphylaxis and administer an
8 epinephrine auto-injector; and

9 (6) other criteria as determined in rules adopted by
10 the Board.

11 (d) A local governmental agency may authorize a police
12 officer who has completed an optional advanced training program
13 under subsection (c) to carry, administer, or assist with the
14 administration of epinephrine auto-injectors provided by the
15 local governmental agency whenever he or she is performing
16 official duties.

17 (e) A local governmental agency that authorizes its
18 officers to carry and administer epinephrine auto-injectors
19 under subsection (d) must establish a policy to control the
20 acquisition, storage, transportation, administration, and
21 disposal of epinephrine auto-injectors and to provide
22 continued training in the administration of epinephrine
23 auto-injectors.

24 (f) A physician, physician's assistant with prescriptive
25 authority, or advanced practice registered nurse with
26 prescriptive authority may provide a standing protocol or

1 prescription for epinephrine auto-injectors in the name of a
2 local governmental agency to be maintained for use when
3 necessary.

4 (g) When a police officer administers an epinephrine
5 auto-injector in good faith, the police officer and local
6 governmental agency, and its employees and agents, incur no
7 liability, except for willful and wanton conduct, as a result
8 of any injury or death arising from the use of an epinephrine
9 auto-injector."; and

10 on page 1, line 4, by replacing "Section 90" with "Section 15";
11 and

12 on page 15, immediately after line 10, by inserting the
13 following:

14 "Section 20. The Illinois Food, Drug and Cosmetic Act is
15 amended by changing Section 3.21 as follows:

16 (410 ILCS 620/3.21) (from Ch. 56 1/2, par. 503.21)

17 Sec. 3.21. Except as authorized by this Act, the Illinois
18 Controlled Substances Act, the Pharmacy Practice Act, the
19 Dental Practice Act, the Medical Practice Act of 1987, the
20 Veterinary Medicine and Surgery Practice Act of 2004, the
21 Podiatric Medical Practice Act of 1987, or Section 22-30 of the
22 School Code, Section 40 of the State Police Act, or Section

1 10.19 of the Illinois Police Training Act to sell or dispense a
2 prescription drug without a prescription.

3 (Source: P.A. 99-78, eff. 7-20-15.)

4 Section 90. The State Mandates Act is amended by adding
5 Section 8.40 as follows:

6 (30 ILCS 805/8.40 new)

7 Sec. 8.40. Exempt mandate. Notwithstanding Sections 6 and 8
8 of this Act, no reimbursement by the State is required for the
9 implementation of any mandate created by Sections 5 and 10 of
10 this amendatory Act of the 99th General Assembly.".