

HOUSE BILL No. 5331

October 19, 2005, Introduced by Reps. Ball, Gaffney and Hune and referred to the Committee on Health Policy.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 1178 (MCL 380.1178), as amended by 2000 PA 9.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1178. (1) Subject to subsection (2), a school
2 administrator, teacher, or other school employee designated by the
3 school administrator, who in good faith administers medication to a
4 pupil in the presence of another adult or in an emergency that
5 threatens the life or health of the pupil, pursuant to written
6 permission of the pupil's parent or guardian, and in compliance
7 with the instructions of a physician **OR CERTIFIED NURSE**
8 **PRACTITIONER** is not liable in a criminal action or for civil
9 damages as a result of an act or omission in the administration of

1 the medication, except for an act or omission amounting to gross
2 negligence or willful and wanton misconduct.

3 (2) If a school employee is a licensed registered professional
4 nurse, subsection (1) applies to that school employee regardless of
5 whether the medication is administered in the presence of another
6 adult.