

FIRST REGULAR SESSION  
SENATE COMMITTEE SUBSTITUTE FOR  
**HOUSE BILL NO. 922**  
95TH GENERAL ASSEMBLY

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Reported from the Committee on Education, April 15, 2009, with recommendation that the Senate Committee Substitute do pass and be placed on the Consent Calendar.

2097S.02C

TERRY L. SPIELER, Secretary.

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**AN ACT**

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

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*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  
2 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  
2 policy on allergy prevention and response, with priority given to  
3 addressing potentially deadly food-borne allergies. Such policy shall  
4 contain, but shall not be limited to, the following elements:**

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

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

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

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

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

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

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

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

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Bill

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