

HB 677-FN - AS INTRODUCED

2025 SESSION

25-0554
02/08

HOUSE BILL

677-FN

AN ACT requiring schools to maintain a supply of EpiPen injectors for use in event of an emergency.

SPONSORS: Rep. Drago, Rock. 4; Rep. Kuttub, Rock. 17; Rep. Nelson, Rock. 13; Rep. Soti, Rock. 35; Rep. Turer, Rock. 6; Rep. Layon, Rock. 13; Sen. Birdsell, Dist 19

COMMITTEE: Education Policy and Administration

ANALYSIS

This bill requires public schools to maintain supplies of epinephrine auto-injectors for use in the event of an allergic emergency, requires annual reporting summarizing such supply and use, requires at least one assistive personnel to be available as many hours of the school day are covered, and provides an appropriation to the department of education for reimbursement of such supplies.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears ~~[in brackets and struckthrough]~~
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Five

AN ACT requiring schools to maintain a supply of EpiPen injectors for use in event of an emergency.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Supply of Epinephrine Auto-Injectors. RSA 200:44-b, I-II is repealed and reenacted to read as
2 follows:

3 I. A school district shall adopt a policy to maintain a supply of epinephrine auto-injectors for
4 use in an allergic emergency when a nurse is employed or contracted by the district. The nurse shall
5 determine the quantity and type of medication the school shall maintain.

6 II. To obtain life-saving allergy medication for a school district, a health care practitioner
7 may prescribe epinephrine auto-injectors in the name of a school district for use in life-saving allergy
8 emergency situations. If an epinephrine auto-injector is used pursuant to this subdivision, the
9 school nurse shall order a replacement within 5 business days.

10 2 Supply of Epinephrine Auto-Injectors; Reporting. RSA 200:44-b, V is repealed and reenacted
11 to read as follows:

12 V. Schools shall submit an annual report to the department of education summarizing the
13 supply and use of epinephrine auto-injectors pursuant to this subdivision.

14 3 New Subparagraph; Anaphylaxis Training Required. Amend RSA 200:44-a, I by inserting
15 after subparagraph (b) the following new subparagraph:

16 (c) Designated assistive personnel shall be identified by the school nurse in consultation
17 with the principal to ensure as many hours of the school day are covered by at least one assistive
18 person.

19 4 New Paragraph; Possession and Use of Epinephrine Auto-Injectors Permitted. Amend RSA
20 200:42 by inserting after paragraph V the following new paragraph:

21 VI. In this subdivision "epinephrine auto-injectors" includes any Food and Drug
22 Administration approved epinephrine nasal spray.

23 5 Supply of Epinephrine Auto-Injectors; Appropriation. The sum of \$1 for the fiscal year ending
24 June 30, 2026, is hereby appropriated to the department of education for the purpose of reimbursing
25 school districts for maintaining supplies of epinephrine auto-injectors. The governor is authorized to
26 draw a warrant for said sum out of any money in the treasury not otherwise appropriated. Said
27 appropriation shall not lapse.

28 6 Effective Date. This act shall take effect July 1, 2025.

HB 677-FN- FISCAL NOTE
AS INTRODUCED

AN ACT requiring schools to maintain a supply of EpiPen injectors for use in event of an emergency.

FISCAL IMPACT:

Estimated State Impact				
	FY 2025	FY 2026	FY 2027	FY 2028
Revenue	\$0	\$0	\$0	\$0
Revenue Fund(s)	None			
Expenditures*	\$0	Indeterminable		
Funding Source(s)	General Fund			
Appropriations*	\$0	\$1	\$0	\$0
Funding Source(s)	General Fund			

*Expenditure = Cost of bill

*Appropriation = Authorized funding to cover cost of bill

Estimated Political Subdivision Impact				
	FY 2025	FY 2026	FY 2027	FY 2028
Local Revenue	\$0	\$1	\$0	\$0
Local Expenditures	\$0	Indeterminable		

The Office of Legislative Budget Assistant is unable to provide a complete fiscal note for this bill, as introduced, as it is awaiting information from the Department of Education. The Department was originally contacted on 01/06/25 for a fiscal note worksheet. When completed, a revised fiscal note will be forwarded to the House Clerk's Office.

METHODOLOGY:

This bill requires public schools to maintain supplies of epinephrine auto-injectors for use in the event of an allergic emergency, requires annual reporting summarizing such supply and use, requires at least one assistive personnel to be available as many hours of the school day are covered. This bill also provides a general fund appropriation of \$1 in FY 2026 to the Department of Education for the purpose of reimbursing school districts for maintaining supplies of epinephrine auto-injectors. This bill may increase costs to local school districts, however, those costs are indeterminable and will vary from district to district. Any costs to the Department to administer the reimbursement requests is unknown.

AGENCIES CONTACTED:

Department of Education