

CHAPTER 410

EDUCATION - POSTSECONDARY

SENATE BILL 23-299

BY SENATOR(S) Cutter, Bridges, Buckner, Coleman, Danielson, Exum, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, Sullivan, Winter F., Fenberg;
also REPRESENTATIVE(S) Titone and Bradley, Amabile, Bacon, Bird, Boesenecker, Brown, Dickson, Duran, English, Froelich, Gonzales-Gutierrez, Hamrick, Herod, Jodeh, Joseph, Lieder, Lindsay, Lindstedt, Lukens, McCormick, Michaelson Jenet, Ricks, Sirota, Valdez, Velasco, Willford, Young, McCluskie, Story.

AN ACT**CONCERNING THE REQUIREMENT TO ACQUIRE EPINEPHRINE AUTO-INJECTORS FOR PLACEMENT AT INSTITUTIONS OF HIGHER EDUCATION.**

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, **add 23-5-149** as follows:

23-5-149. Epinephrine auto-injectors at institutions of higher education - immunity - short title. (1) THE SHORT TITLE OF THIS SECTION IS "SYDNEY MEEGAN'S LAW".

(2) EACH INSTITUTION OF HIGHER EDUCATION, AS DEFINED IN SECTION 23-18-102, SHALL ACQUIRE AND STOCK A SUPPLY OF EPINEPHRINE AUTO-INJECTORS.

(3) EACH INSTITUTION OF HIGHER EDUCATION IS ENCOURAGED, BUT IS NOT REQUIRED, TO:

(a) PLACE EPINEPHRINE AUTO-INJECTORS IN REASONABLE QUANTITIES TO ENSURE AVAILABILITY FOR USE BY A PERSON PERCEIVED TO BE EXPERIENCING ANAPHYLAXIS; AND

(b) STORE EPINEPHRINE AUTO-INJECTORS IN AN EMERGENCY PUBLIC ACCESS STATION PURSUANT TO ARTICLE 47 OF TITLE 25.

(4) NOTWITHSTANDING ARTICLE 47 OF TITLE 25, ANY PERSON IS PERMITTED TO RETRIEVE AND USE AN EPINEPHRINE AUTO-INJECTOR PURSUANT TO THIS SECTION.

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

(5) IMMEDIATELY AFTER USING AN EPINEPHRINE AUTO-INJECTOR, THE PERSON IS ENCOURAGED TO MAKE A 911 EMERGENCY CALL.

(6) AN INSTITUTION OF HIGHER EDUCATION IS ENCOURAGED TO ACCEPT A DONATION OF A SUPPLY OF EPINEPHRINE AUTO-INJECTORS THAT MEETS STANDARDS ESTABLISHED BY THE FEDERAL FOOD AND DRUG ADMINISTRATION. AN INSTITUTION OF HIGHER EDUCATION SHALL ALSO ACCEPT GIFTS, GRANTS, AND DONATIONS, INCLUDING IN-KIND DONATIONS, DESIGNATED FOR OBTAINING A SUPPLY OF EPINEPHRINE AUTO-INJECTORS.

(7) EACH INSTITUTION OF HIGHER EDUCATION SHALL ADOPT A POLICY CONCERNING THE PLACEMENT OF EPINEPHRINE AUTO-INJECTORS THAT FOCUSES ON AREAS WHERE STUDENTS GATHER IN THE LARGEST VOLUMES, INCLUDING IN DORMITORIES AND DINING HALLS.

(8) A PERSON WHO ACTS REASONABLY AND IN GOOD FAITH TO FURNISH OR ADMINISTER AN EPINEPHRINE AUTO-INJECTOR, INCLUDING AN EXPIRED EPINEPHRINE AUTO-INJECTOR, TO AN INDIVIDUAL THE PERSON REASONABLY BELIEVES TO BE EXPERIENCING ANAPHYLAXIS MAY ASSERT THE IMMUNITY SET FORTH IN SECTION 25-47-107.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety.

Approved: June 6, 2023