

**Sixty-second Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 4, 2011**

HOUSE BILL NO. 1159
(Representatives Delmore, Hawken, N. Johnson, Weisz, S. Meyer)
(Senator J. Lee)

AN ACT to amend and reenact section 23-01-05.2 of the North Dakota Century Code, relating to administration of epinephrine.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 23-01-05.2 of the North Dakota Century Code is amended and reenacted as follows:

23-01-05.2. ~~State health officer may authorize the administration~~Administration of epinephrine - Liability.

1. The state health officer ~~may~~shall adopt rules to authorize ~~laypersons~~a layperson to administer epinephrine to ~~persons~~an individual who ~~have~~has a severe adverse ~~reactions to insect stings~~allergic reaction.
2. ~~A person~~An individual authorized to administer epinephrine by the state health officer may obtain premeasured doses of epinephrine and the necessary paraphernalia for it~~se~~epinephrine administration from any licensed physician or pharmacist.
3. ~~A person~~An individual authorized to administer epinephrine by the state health officer, ~~and the employer of such an individual~~, is not civilly or criminally liable for any act or omission ~~of that individual~~ when acting in good faith while rendering emergency treatment to ~~persons~~an individual who ~~have~~has a severe adverse ~~reactions to insect stings~~reaction, except when the conduct amounts to gross negligence.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-second Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1159.

House Vote: Yeas 92 Nays 0 Absent 2

Senate Vote: Yeas 46 Nays 0 Absent 1

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 2011.

Approved at _____ M. on _____, 2011.

Governor

Filed in this office this _____ day of _____, 2011,

at _____ o'clock _____ M.

Secretary of State