

IC 16-41-43

Chapter 43. Auto-Injectable Epinephrine

IC 16-41-43-1

Application of chapter

Sec. 1. This chapter does not apply to the use of auto-injectable epinephrine at a school or school district governed by IC 20-34-4.5.
As added by P.L.59-2015, SEC.2.

IC 16-41-43-2

"Entity"

Sec. 2. As used in this chapter, "entity" means any business, association, or governmental entity. The term includes any branch location of the entity.

As added by P.L.59-2015, SEC.2.

IC 16-41-43-3

Prescription for auto-injectable epinephrine; storage

Sec. 3. (a) An entity may fill a prescription for auto-injectable epinephrine and store the auto-injectable epinephrine on the premises of the entity if a health care provider who is licensed in Indiana and whose scope of practice includes the prescribing of medication writes the prescription for auto-injectable epinephrine for the entity.

(b) The entity shall store the auto-injectable epinephrine in a safe location in which only the entity's personnel or agents have access.

As added by P.L.59-2015, SEC.2.

IC 16-41-43-4

Administration of auto-injectable epinephrine; employees and agents; training

Sec. 4. (a) A nurse employed by an entity may administer auto-injectable epinephrine obtained under section 3 of this chapter to any of the following individuals if the individual is demonstrating signs or symptoms of life threatening anaphylaxis and the individual does not have epinephrine at the entity or the individual's prescription is not available:

(1) Employees or agents of the entity.

(2) Visitors at the entity.

(b) An entity's employees and agents may administer auto-injectable epinephrine obtained under section 3 of this chapter if the following are met:

(1) The entity employee or agent has voluntarily received training in:

(A) recognizing anaphylaxis; and

(B) the proper administration of auto-injectable epinephrine; by a health care provider who is licensed or certified in Indiana, for whom the administration of auto-injectable epinephrine is within the health care provider's scope of practice, who has received training in the administration of auto-injectable

epinephrine, and who is knowledgeable in recognizing the symptoms of anaphylaxis and the administration of auto-injectable epinephrine.

(2) The individual to whom the epinephrine is being administered is:

(A) an employee or agent of the entity; or

(B) a visitor at the entity.

As added by P.L.59-2015, SEC.2.

IC 16-41-43-5

Prescribing of auto-injectable epinephrine; dispensing

Sec. 5. (a) A health care provider who is licensed in Indiana and whose scope of practice includes the prescribing of medication may write a prescription, drug order, or protocol for auto-injectable epinephrine for the entity.

(b) A pharmacist licensed under IC 25-26 may dispense a valid prescription, drug order, or protocol for auto-injectable epinephrine issued in the name of an entity.

As added by P.L.59-2015, SEC.2.

IC 16-41-43-6

Civil immunity

Sec. 6. (a) A nurse employed by an entity or an employee of the entity who administers auto-injectable epinephrine in accordance with the manufacturer's guidelines and with this chapter is not liable for civil damages resulting from the administration of auto-injectable epinephrine under this chapter unless the act or omission constitutes gross negligence or willful or wanton misconduct.

(b) A licensed health care provider who:

(1) writes a prescription, drug order, or protocol under this chapter; or

(2) provides training to an entity's personnel under this chapter; is not liable for civil damages resulting from the administration of auto-injectable epinephrine under this chapter.

As added by P.L.59-2015, SEC.2.