

VIRGINIA ACTS OF ASSEMBLY -- 2023 SESSION

CHAPTER 123

An Act to amend and reenact § 22.1-289.059 of the Code of Virginia, relating to policies for the possession and administration of epinephrine at early childhood care and education entities; scope.

[S 1146]

Approved March 21, 2023

Be it enacted by the General Assembly of Virginia:

1. That § 22.1-289.059 of the Code of Virginia is amended and reenacted as follows:

§ 22.1-289.059. Possession and administration of an appropriate weight-based dosage of epinephrine by employees.

A. The Board shall amend its regulations to require each ~~early childhood care and education entity~~ *child day center* to implement policies for the possession and administration of epinephrine in every such ~~entity center~~ to be administered by any nurse at the ~~entity center~~, employee at the ~~entity center~~, or employee of a local health department who is authorized by a prescriber and trained in the administration of epinephrine to any child believed to be having an anaphylactic reaction. Such policies shall require that at least one school nurse, employee at the ~~entity center~~, or employee of a local health department who is authorized by a prescriber and trained in the administration of epinephrine has the means to access at all times during regular facility hours any such appropriate weight-based dosage of epinephrine that is stored in a locked or otherwise generally inaccessible container or area.

B. *The Board shall amend its regulations to require each family day home provider or at least one other caregiver employed by such provider in the family day home to be trained in the administration of epinephrine and to notify the parents of each child who receives care in such family day home whether the provider stores an appropriate weight-based dosage of epinephrine in the residence or home in which the family day home operates.*