

House _____ Amendment NO. _____

Offered By

1 AMEND House Bill No. 1991, Page 4, Section 160.482, Line 90, by inserting after all of said
2 section and line the following:

3
4 "210.225. 1. This section shall be known and may be cited as "Elijah's Law".

5 2. (1) Before July 1, 2026, each licensed child care provider shall adopt a policy on allergy
6 prevention and response with priority given to addressing potentially deadly food-borne allergies.
7 Such policy shall contain, but shall not be limited to, the following elements:

8 (a) Distinguishing between building-wide, room-level, and individual approaches to allergy
9 prevention and management;

10 (b) Providing an age-appropriate response to building-level and room-level allergy
11 education and prevention;

12 (c) Describing the role of child care facility staff in determining how to manage an allergy
13 problem, whether through a plan prepared for a child under Section 504 of the Rehabilitation Act of
14 1973, as amended, for a child with an allergy that has been determined to be a disability, an
15 individualized health plan for a child who has an allergy that is not disabling, or another allergy
16 management plan;

17 (d) Describing the role of other children and parents in cooperating to prevent and mitigate
18 allergies;

19 (e) Addressing confidentiality issues involved with sharing medical information, including
20 specifying when parental permission is required to make medical information available; and

21 (f) Coordinating with the department of elementary and secondary education, local health
22 authorities, and other appropriate entities to ensure efficient promulgation of accurate information
23 and to ensure that existing child care facility safety and environmental policies do not conflict.

24 (2) Such policies may contain information from or links to child care facility allergy
25 prevention information furnished by the Food Allergy & Anaphylaxis Network or equivalent
26 organization with a medical advisory board that has allergy specialists.

27 3. The department of elementary and secondary education shall, in cooperation with any
28 appropriate professional association, develop a model policy or policies before July 1, 2025."; and

29
30 Further amend said bill by amending the title, enacting clause, and intersectional references
31 accordingly.

Action Taken _____ Date _____