

1-1 By: Sparks S.B. No. 920  
 1-2 (In the Senate - Filed January 24, 2025; February 13, 2025,  
 1-3 read first time and referred to Committee on Education K-16;  
 1-4 March 26, 2025, reported adversely, with favorable Committee  
 1-5 Substitute by the following vote: Yeas 11, Nays 0; March 26, 2025,  
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			
1-19	X			

1-20 COMMITTEE SUBSTITUTE FOR S.B. No. 920 By: Parker

1-21 A BILL TO BE ENTITLED  
 1-22 AN ACT

1-23 relating to the administration of nonprescription medications to  
 1-24 certain public and private school students.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. The heading to Section 22.052, Education Code,  
 1-27 is amended to read as follows:

1-28 Sec. 22.052. ADMINISTRATION OF MEDICATION BY SCHOOL  
 1-29 DISTRICT, OPEN-ENROLLMENT CHARTER SCHOOL, OR PRIVATE SCHOOL  
 1-30 EMPLOYEES OR VOLUNTEER PROFESSIONALS; IMMUNITY FROM LIABILITY.

1-31 SECTION 2. Section 22.052, Education Code, is amended by  
 1-32 amending Subsections (a) and (b) and adding Subsection (a-1) to  
 1-33 read as follows:

1-34 (a) On the adoption of policies concerning the  
 1-35 administration of medication to students by school district,  
 1-36 open-enrollment charter school, or private school employees, the  
 1-37 school district, open-enrollment charter school, or private  
 1-38 school, its board of trustees~~[7]~~ or other governing body, as  
 1-39 applicable, and its employees are immune from civil liability and  
 1-40 administrative disciplinary action for ~~from~~ damages or injuries  
 1-41 resulting from the administration of medication to a student if:

1-42 (1) the ~~[school]~~ district or school has received a  
 1-43 written request to administer the medication from the parent, legal  
 1-44 guardian, or other person having legal control of the student; and

1-45 (2) when administering prescription medication, the  
 1-46 medication is administered either:

1-47 (A) from a container that appears to be:

1-48 (i) the original container; and

1-49 (ii) properly labeled; or

1-50 (B) from a properly labeled unit dosage container  
 1-51 filled by a registered nurse or another qualified district or  
 1-52 school employee, as determined by the ~~[district]~~ policy adopted  
 1-53 under this subsection, from a container described by Paragraph (A).

1-54 (a-1) A policy adopted under Subsection (a) may permit a  
 1-55 school district, open-enrollment charter school, or private school  
 1-56 employee, including a nurse, to administer nonprescription  
 1-57 medication to a student without further authorization or written  
 1-58 protocol from the student's health care provider if:

1-59 (1) the district or school has received a written  
 1-60 request to administer the medication from the parent, legal

2-1 guardian, or other person having legal control of the student;  
2-2 (2) the medication is unexpired and administered from  
2-3 a container that appears to be:

2-4 (A) the original container; and

2-5 (B) properly labeled; and

2-6 (3) the dose administered is consistent with the  
2-7 instructions on the container's label.

2-8 (b) The board of trustees or other governing body, as  
2-9 applicable, may allow a licensed physician or registered nurse who  
2-10 provides volunteer services to the school district,  
2-11 open-enrollment charter school, or private school and for whom the  
2-12 district or school provides liability insurance to administer to a  
2-13 student:

2-14 (1) nonprescription medication; or

2-15 (2) medication currently prescribed for the student by  
2-16 the student's health care provider [~~personal physician~~].

2-17 SECTION 3. Section 301.151, Occupations Code, is amended to  
2-18 read as follows:

2-19 Sec. 301.151. GENERAL RULEMAKING AUTHORITY. The board may  
2-20 adopt and enforce rules consistent with this chapter and necessary  
2-21 to:

2-22 (1) perform its duties and conduct proceedings before  
2-23 the board;

2-24 (2) regulate the practice of professional nursing and  
2-25 vocational nursing;

2-26 (3) establish standards of professional conduct for  
2-27 license holders under this chapter; and

2-28 (4) except as provided by Section 22.052, Education  
2-29 Code, determine whether an act constitutes the practice of  
2-30 professional nursing or vocational nursing.

2-31 SECTION 4. This Act takes effect September 1, 2025.

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