

**First Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO**

**REREVISED**

*This Version Includes All Amendments  
Adopted in the Second House*

LLS NO. 23-0798.01 Shelby Ross x4510

**SENATE BILL 23-299**

**SENATE SPONSORSHIP**

**Cutter**, Bridges, Buckner, Coleman, Danielson, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, Sullivan, Winter F.

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**Senate Committees**  
Education

**House Committees**  
Public & Behavioral Health & Human Services

HOUSE  
3rd Reading Unamended  
May 6, 2023

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**A BILL FOR AN ACT**

101    **CONCERNING THE REQUIREMENT TO ACQUIRE EPINEPHRINE**  
102            **AUTO-INJECTORS FOR PLACEMENT AT INSTITUTIONS OF HIGHER**  
103            **EDUCATION.**

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HOUSE  
2nd Reading Unamended  
May 5, 2023

**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

SENATE  
3rd Reading Unamended  
May 3, 2023

The bill requires each institution of higher education (institution) to acquire and stock a supply of epinephrine auto-injectors in each student housing facility and cafeteria. The bill encourages each institution to place epinephrine auto-injectors in sufficient quantities in emergency public access stations to ensure reasonable availability to a person

SENATE  
Amended 2nd Reading  
May 2, 2023

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters or bold & italic numbers indicate new material to be added to existing law.*  
*Dashes through the words or numbers indicate deletions from existing law.*

perceived to be experiencing anaphylaxis.

The bill encourages the person, immediately after using an epinephrine auto-injector, to report the event to the institution's nurse, or the nurse's designee, so the nurse or nurse's designee can provide the appropriate follow-up care, which may include making a 911 emergency call.

The bill requires an institution to accept a donation of a supply of epinephrine auto-injectors that meets standards established by the federal food and drug administration, and to accept gifts, grants, and donations, including in-kind donations, designated for obtaining a supply of epinephrine auto-injectors.

The bill provides immunity for any person who acts in good faith to furnish or administer an epinephrine auto-injector to an individual the person believes is experiencing anaphylaxis.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, **add** 23-5-149 as  
3 follows:

4 **23-5-149. Epinephrine auto-injectors at institutions of higher**  
5 **education - immunity - short title.** (1) THE SHORT TITLE OF THIS  
6 SECTION IS "SYDNEY MEEGAN'S LAW".

7 (2) EACH INSTITUTION OF HIGHER EDUCATION, AS DEFINED IN  
8 SECTION 23-18-102, SHALL ACQUIRE AND STOCK A SUPPLY OF EPINEPHRINE  
9 AUTO-INJECTORS.

10 (3) EACH INSTITUTION OF HIGHER EDUCATION IS ENCOURAGED,  
11 BUT IS NOT REQUIRED, TO:

12 (a) PLACE EPINEPHRINE AUTO-INJECTORS IN REASONABLE  
13 QUANTITIES TO ENSURE AVAILABILITY FOR USE BY A PERSON PERCEIVED  
14 TO BE EXPERIENCING ANAPHYLAXIS; AND

15 (b) STORE EPINEPHRINE AUTO-INJECTORS IN AN EMERGENCY  
16 PUBLIC ACCESS STATION PURSUANT TO ARTICLE 47 OF TITLE 25.

17 (4) NOTWITHSTANDING ARTICLE 47 OF TITLE 25, ANY PERSON IS

1 PERMITTED TO RETRIEVE AND USE AN EPINEPHRINE AUTO-INJECTOR  
2 PURSUANT TO THIS SECTION.

3 (5) IMMEDIATELY AFTER USING AN EPINEPHRINE AUTO-INJECTOR,  
4 THE PERSON IS ENCOURAGED TO MAKE A 911 EMERGENCY CALL.

5 (6) AN INSTITUTION OF HIGHER EDUCATION IS ENCOURAGED TO  
6 ACCEPT A DONATION OF A SUPPLY OF EPINEPHRINE AUTO-INJECTORS THAT  
7 MEETS STANDARDS ESTABLISHED BY THE FEDERAL FOOD AND DRUG  
8 ADMINISTRATION. AN INSTITUTION OF HIGHER EDUCATION SHALL ALSO  
9 ACCEPT GIFTS, GRANTS, AND DONATIONS, INCLUDING IN-KIND DONATIONS,  
10 DESIGNATED FOR OBTAINING A SUPPLY OF EPINEPHRINE AUTO-INJECTORS.

11 (7) EACH INSTITUTION OF HIGHER EDUCATION SHALL ADOPT A  
12 POLICY CONCERNING THE PLACEMENT OF EPINEPHRINE AUTO-INJECTORS  
13 THAT FOCUSES ON AREAS WHERE STUDENTS GATHER IN THE LARGEST  
14 VOLUMES, INCLUDING IN DORMITORIES AND DINING HALLS.

15 (8) A PERSON WHO ACTS REASONABLY AND IN GOOD FAITH TO  
16 FURNISH OR ADMINISTER AN EPINEPHRINE AUTO-INJECTOR, INCLUDING AN  
17 EXPIRED EPINEPHRINE AUTO-INJECTOR, TO AN INDIVIDUAL THE PERSON  
18 REASONABLY BELIEVES TO BE EXPERIENCING ANAPHYLAXIS MAY ASSERT  
19 THE IMMUNITY SET FORTH IN SECTION 25-47-107.

20 **SECTION 2. Safety clause.** The general assembly hereby finds,  
21 determines, and declares that this act is necessary for the immediate  
22 preservation of the public peace, health, or safety.