

SESSION OF 2026

SUPPLEMENTAL NOTE ON SENATE BILL NO. 328

As Recommended by Senate Committee on
Public Health and Welfare

Brief*

SB 328 would permit pharmacists to distribute epinephrine delivery systems to schools for emergency medication kits, and amend the definition of "medication" to expand the type of epinephrine that a pharmacist is allowed to distribute to a school, from epinephrine auto-injectors to epinephrine delivery systems.

[*Note:* Current law only allows pharmacists to distribute epinephrine auto-injectors.]

The bill would also make technical and conforming amendments.

Background

The bill was introduced by Senator Clifford on behalf of the Kansas School Nurses Association.

Senate Committee on Public Health and Welfare

In the Senate Committee hearing, **proponent** testimony was provided by a representative of the Kansas School Nurses Association. The proponent stated that the bill would give Kansas schools flexibility on selecting the tools to use when saving a child's life. They also stated the bill would align

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <https://klrd.gov/>

Kansas school health safety language with multiple other states working on the same delivery technologies.

Written-only proponent testimony was provided by representatives of Kansas Action for Children and Wichita Public Schools, and a private citizen.

No other testimony was provided.

The Senate Committee recommended the bill be placed on the Consent Calendar.

Fiscal Information

According to the fiscal note prepared by the Division of the Budget on the bill, the State Board of Healing Arts and the State Board of Pharmacy state there would be no fiscal effect on either agency if the bill is enacted. The Kansas State Department of Education states there would be no fiscal effect on the agency resulting from the bill's enactment.

The Kansas Association of School Boards (KASB) indicates the bill's enactment could have a fiscal effect on school districts by expanding the types of epinephrine delivery systems that school districts are permitted to include in their emergency medication kits; however, KASB is unable to estimate a fiscal effect. Any fiscal effect associated with the bill is not reflected in *The FY 2026 Governor's Budget Report*.

Health; healthcare; epinephrine; pharmacist; emergency medication kit; school