



**TO:** Sunday Vanderberg, Clerk of the Board of Legislators

**FROM:** Vedat Gashi, Chairman of the Board of legislators, 4<sup>th</sup> District  
Terry Clements, Majority Whip, 11<sup>th</sup> District  
Nancy Barr, Legislator, 6<sup>th</sup> District

**DATE:** September 23, 2025

**RE:** AN ACT requiring development of a Plan to have Officers of the Westchester County Department of Public Safety Services carry Epinephrine Auto-Injectors (Epi-Pens)

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Please place the attached proposal, "AN ACT requiring development of a Plan to have Officers of the Westchester County Department of Public Safety Services carry Epinephrine Auto-Injectors (Epi-Pens)," on the agenda for the September 29, 2025 meeting of the Westchester County Board of Legislators so that it may be referred to the appropriate committees.

Thank you.

cc: Marcello Figueroa, Legislative Director  
Dylan Tragni, Chief of Staff

TO: HONORABLE BOARD OF LEGISLATORS  
COUNTY OF WESTCHESTER

Your Committee is in receipt of “AN ACT requiring development of a Plan to have Officers of the Westchester County Department of Public Safety Services carry Epinephrine Auto-Injectors (Epi-Pens).” This Act may be referred to as the “Giovanni Cipriano Act”, named after a fourteen-year-old New York high school freshman who died in 2013 due to an allergic reaction to trail mix he did not know contained peanuts.

Your Committee is aware that anaphylaxis is a severe, potentially life-threatening allergic reaction which can occur within seconds or minutes of exposure to something to which a person is allergic. Epinephrine is the only approved drug that can halt the progression of anaphylaxis. As cases of anaphylaxis are on the rise throughout the country due to the increased prevalence of allergies, it is more important than ever to have trained individuals that can administer an epinephrine auto-injector, commonly known as “Epi-pens”, within the County.

Your Committee recognizes that the New York State passed legislation, New York Public Health Law § 3000-c, that authorizes counties throughout the state to pass local legislation allowing certain emergency service providers, such as law enforcement officers, to be trained to carry and administer epi-pens in cases of anaphylactic shock. As Westchester County Public Safety Officers (“County Public Safety Officers”) are often the first on the scene when someone dials 911 due to a life-threatening allergic reaction, providing County Public Safety Officers with the training necessary to carry and use epi-pens in such cases will provide aid faster to individuals experiencing anaphylaxis.

Your Committee is informed that the proposed Act would require the Commissioner of the Westchester County Department of Public Safety Services (“Commissioner”) to develop a Plan that

would require all eligible County Public Safety Officers to carry single-use Epinephrine Auto-Injector devices (Epi-Pens), approved by the United States Food and Drug Administration, for the purpose of emergency treatment of a person appearing to experience anaphylactic symptoms. In addition, this Act would ensure that the Plan developed by the Commissioner requires proper training in the use of Epinephrine Auto-Injector devices by County Public Safety Officers in order to be deemed eligible to carry and administer Epi-Pens. The training required for County Public Safety Officers shall comply with any applicable Federal and State laws regarding the administration of Epinephrine Auto-Injector devices and shall include, but not be limited to, training on: (1) how to recognize the signs and symptoms of severe allergic reactions, including anaphylaxis; (2) recommended dosage for adults and children; (3) standards and procedures for the storage and administration of Epinephrine Auto-Injector devices; and (4) emergency follow-up procedures. No County Public Safety Officer shall be permitted to carry and/or use an Epi-Pen without completing the required training course on how to properly carry and use Epinephrine Auto-Injector devices.

Your Committee is further informed that the Plan developed by the Commissioner pursuant to this act will provide safeguards to ensure that no third party may use Epi-pens on behalf of an officially trained County Public Safety Officer who is eligible to carry and use Epinephrine Auto-Injector devices. Additionally, the plan shall be developed in accordance with New York State law, to maintain the liability protections contained therein. Lastly, the Plan shall ensure that the use, maintenance, and disposal of such Epinephrine Auto-Injector devices be in compliance with all applicable Federal and State laws regarding the administration of Epinephrine Auto-Injector devices, including but not limited to, New York Public Health Law §§ 225, 3000-a, and 3000-c.

Moreover, and as you know, your Honorable Board must comply with the requirements of the State Environmental Quality Review Act ("SEQRA"). Your Committee is informed that the proposed project does not meet the definition of an action under New York State Environmental Quality Review Act ("SEQRA") and its implementing regulations 6 NYCRR Part 617. Please refer to the memorandum from the Department of Planning, dated January 14, 2025, which is on file with the Clerk of the Board of Legislators. Your Committee concurs in this conclusion.

The Committee, after careful consideration, recommends the adoption of this Act.

Dated: September \_\_, 2025  
White Plains, New York

COMMITTEE ON

# FISCAL IMPACT STATEMENT

SUBJECT: Giovanni Cipriano Epi Pen Act

☐ NO FISCAL IMPACT PROJECTED

## OPERATING BUDGET IMPACT

To Be Completed by Submitting Department and Reviewed by Budget

### SECTION A - FUND

☒ GENERAL FUND

☐ AIRPORT FUND

☐ SPECIAL DISTRICTS FUND

### SECTION B - EXPENSES AND REVENUES

Total Current Year Expense \$ 61,504

Total Current Year Revenue \$ -

Source of Funds (check one): ☒ Current Appropriations ☐ Transfer of Existing Appropriations

☐ Additional Appropriations

☐ Other (explain)

Identify Accounts: 38-2000-1400/ 38-2000-4360/ 38-2000-3240

Training 179 Officers= \$40,239 (OT Hours)/Course Cost= \$6,265/ Material Cost= \$15,000

Potential Related Operating Budget Expenses: Annual Amount 32,046

Describe: Each Year all epi-pens will need to be replaced as well as train any new officers

20 New officers X \$224.80/ 20 officers X \$35 per course/ all 179 epi pens @\$150 yearly

Potential Related Operating Budget Revenues: Annual Amount -

Describe: N/A

### Anticipated Savings to County and/or Impact on Department Operations:

Current Year: \_\_\_\_\_

Next Four Years: Each Year all epi-pens will need to be replaced as well as train any new officers

2026 -\$32,046/ 2027 - \$32,046/ 2028 - \$32,046/ 2029 - \$32,046

Prepared by: Jaevon Boxhill

Title: Sr. Budget Analyst

Department: Budget

Date: October 3, 2025

Reviewed By: 

Budget Director

Date: 10/3/25

AN ACT requiring development of a Plan to have Officers of the Westchester County Department of Public Safety Services carry Epinephrine Auto-Injectors (Epi-Pens).

Be it enacted by the Board of Legislators of the County of Westchester, as follows:

§ 1. The Commissioner of the Westchester County Department of Public Safety Services, ("Public Safety") shall be required to develop a Plan that would require all eligible Officers of the Westchester County Department of Public Safety that are employed by the Division of Westchester County Police ("County Public Safety Officers") to carry single-use Epinephrine Auto-Injector devices for the purpose of providing first aid or emergency treatment of a person appearing to experience anaphylactic symptoms ("Plan").

§ 2. The Plan shall ensure that all Epinephrine Auto-Injector devices used by eligible County Public Safety Officers are approved by the United States Food and Drug Administration (FDA).

§ 3. The Plan shall ensure that no County Public Safety Officer shall be deemed eligible to carry and/or use an Epinephrine Auto-Injector device unless they have successfully completed a required training course on how to properly carry and use Epinephrine Auto-Injector devices conducted by either a nationally recognized organization experienced in training laypersons to administer Epinephrine Auto-Injector devices for the purposes of emergency health treatment or a licensed health care practitioner authorized to administer Epinephrine Auto-Injector devices. The training required for County Public Safety Officers shall comply with any applicable Federal and State laws regarding the administration of Epinephrine Auto-Injector devices and shall include, but shall not be limited to, training on:

- a. how to recognize the signs and symptoms of severe allergic reactions, including anaphylaxis;
- b. recommended dosage for adults and children;
- c. standards and procedures for the storage and administration of Epinephrine Auto-Injector devices; and
- d. emergency follow-up procedures.

§ 4. The Plan shall provide that no third party may use an Epinephrine Auto-Injector device on behalf of an officially trained County Public Safety Officer who is eligible to carry and use

Epinephrine Auto-Injector devices.

§ 5. The Plan shall be in compliance with New York Public Health Law § 3000-a, so as to ensure that County Public Safety Officers may not be held liable for damages for injuries or death alleged to have occurred by reason of an act or omission in the rendering of such emergency treatment unless it is established that such injuries were or such death was caused by gross negligence on the part of such County Public Safety Officer.

§ 6. The Plan shall ensure that the use, maintenance, and disposal of such Epinephrine Auto-Injector devices be in compliance with all applicable Federal and State laws regarding the administration of Epinephrine Auto-Injector devices, including but not limited to, New York Public Health Law §§ 225, 3000-a, and 3000-c and regulations pertaining thereto.

§ 7. The Plan mandated by this Act shall be submitted to the County Executive and the Clerk of the Board of Legislators no later than nine (9) months after the effective date of this Act.

§ 8. Effective date. This Act shall take effect immediately, and may be referred to as the “Giovanni Cipriano Act.”