

Amendment No. ____ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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The Committee on Education Innovation offered the following:

Amendment (with title amendment)

Remove from the bill: Everything after the enacting clause
and insert in lieu thereof:

Section 1. paragraph (b) of subsection (1) of section 232.46, Florida Statutes, is amended to read:

232.46 Administration of medication by school district personnel.--

(1) Notwithstanding the provisions of the Nurse Practice Act, chapter 464, school district personnel shall be authorized to assist students in the administration of prescription medication when the following conditions have been met:

(b) Each district school board shall adopt policies and procedures governing the administration of prescription and non-prescription medication by school district personnel. The policies and procedures shall include, but are not ~~be~~ limited to, the following provisions:

1. For each prescribed and non-prescription

Amendment No. ____ (for drafter's use only)

1 medication, the student's parent or guardian shall provide to
2 the school principal a written statement which shall grant to
3 the principal, school nurse, or the principal's designee
4 permission to assist in the administration of such medication
5 and which shall explain the necessity for such medication to
6 be provided during the school day, including any occasion when
7 the student is away from school property on official school
8 business. The school principal or the principal's trained
9 designee shall assist the student in the administration of
10 prescribed and non-prescription ~~such~~ medication.

11 2. Each prescribed and non-prescription medication to
12 be administered by school district personnel shall be
13 received, counted, and stored in its original container. When
14 the medication is not in use, it shall be stored in its
15 original container in a secure fashion under lock and key in a
16 location designated by the principal.

17 Section 2. Subsection (5) of section 232.465, Florida
18 Statutes, is renumbered as subsection (6), and a new
19 subsection (5) is added to said section to read:

20 232.465 Provision of medical services; restrictions.--

21 (5) Pursuant to s. 381.0045 (7)(d) a student will be
22 exempt from any of the services provided under the school
23 health services program if his or her parent or guardian
24 requests such exemption in writing.

25 Section 3. Paragraph (a) of subsection (2) and
26 subsection (8) of section 234.02, Florida Statutes, are
27 amended to read:

28 234.02 Safety and health of pupils.--Maximum regard
29 for safety and adequate protection of health are primary
30 requirements that must be observed by school boards in routing
31 buses, appointing drivers, and providing and operating

Amendment No. ____ (for drafter's use only)

1 equipment, in accordance with all requirements of law and
2 regulations of the commissioner in providing transportation
3 pursuant to s. 234.01:

4 (2) Except as provided in subsection (1), school
5 boards may authorize the transportation of students in
6 privately owned motor vehicles on a case-by-case basis only in
7 the following circumstances:

8 (a) When a student is ill or injured and must be taken
9 home under nonemergency circumstances or to a medical
10 treatment facility under imminently life-threatening
11 ~~nonemergency~~ circumstances; and

12 1. The school has been unable to contact the student's
13 parent or guardian or such parent, guardian, or responsible
14 adult designated by the parent or guardian is not available to
15 provide the transportation;

16 2. Proper adult supervision of the student is
17 available at the location to which the student is being
18 transported;

19 3. The transportation is approved by the school
20 principal, or a school administrator designated by the
21 principal to grant or deny such approval, or in the absence of
22 the principal and designee, by the highest ranking school
23 administrator or teacher available under the circumstances;
24 and

25 4. If the school has been unable to contact the parent
26 or guardian prior to the transportation, the school shall
27 continue to seek to contact the parent or guardian until the
28 school is able to notify the parent or guardian of the
29 transportation and the pertinent circumstances.

30 (8) Notwithstanding any other provision of this
31 section, in an emergency situation that constitutes an

Amendment No. ____ (for drafter's use only)

1 imminent threat to student health or safety, school personnel
 2 may take whatever action is necessary under the circumstances
 3 to protect student health and safety. However, transportation
 4 of a student in a school district vehicle or a privately owned
 5 vehicle to a medical treatment facility without parental
 6 consent is limited to those circumstances where immediate
 7 medical treatment is necessary for the health and safety of
 8 the student.

9 Section 4. This act shall take effect July 1, 2000.

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===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

On page 1, lines 5-15,
remove from the title of the bill: all of said lines

and insert in lieu thereof:

district personnel; amending s. 232.465, F.S. ;
 providing that a student will be exempt from
 certain services under school health services
 program if parent or guardian requests such an
 exemption in writing; amending s. 234.02, F.S. ;
 limiting transportation of a student