

HB 0113

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A bill to be entitled  
 An act relating to powers and duties of district school boards; amending s. 1001.43, F.S.; authorizing district school board programs and policies to require drug testing of middle and high school students in certain circumstances; authorizing the State Board of Education to adopt rules; providing an effective date.

WHEREAS, the State of Florida considers providing a quality education to its children the highest of priorities, and

WHEREAS, participation in extracurricular activities is a key component of school life, is essential for students applying to college, and is a significant contributor to the breadth and quality of the educational experience for all participants, and

WHEREAS, extracurricular activities are an integral part of the educational process, providing personal challenges and responsibility, skill in competition, teamwork cultivation, and school pride, and

WHEREAS, the State of Florida has a compelling interest in ensuring that children are educated and compete in a safe and healthy environment, and

WHEREAS, the use of illicit drugs, performance enhancing drugs, and certain prescription drugs is considered a health and safety threat within Florida's schools, playgrounds, and athletic fields and forums, and

WHEREAS, studies and pilot projects have found a significant curtailment of drug use among students who are subject to drug testing, NOW, THEREFORE,

Be It Enacted by the Legislature of the State of Florida:

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Section 1. Subsection (1) of section 1001.43, Florida Statutes, is amended to read:

1001.43 Supplemental powers and duties of district school board.--The district school board may exercise the following supplemental powers and duties as authorized by this code or State Board of Education rule.

(1) STUDENT MANAGEMENT.--The district school board may adopt programs and policies to ensure the safety and welfare of individuals, the student body, and school personnel, which programs and policies may:

(a) Prohibit the possession of weapons and drugs on campus, student hazing, and other activities that could threaten the operation of the school or the safety and welfare of the student body or school personnel.

(b) Require middle and high school students, as a condition of participation in any extracurricular activity, to consent to urinalysis testing for the presence of any drug that may pose a threat to the health or safety of the student. The procedures for implementing this paragraph shall be prescribed by rules of the State Board of Education pursuant to ss. 120.536(1) and 120.54.

~~(c)~~~~(b)~~ Require uniforms to be worn by the student body, or impose other dress-related requirements, if the district school board finds that those requirements are necessary for the safety or welfare of the student body or school personnel.

~~(d)~~~~(e)~~ Provide procedures for student dismissal precautions and for granting permission for students to leave school grounds during school hours, including releasing a student from school upon request by a parent or for public

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61 appearances of school groups.

62 (e)~~(d)~~ Provide procedures for managing protests,  
63 demonstrations, sit-ins, walk-outs, or other acts of civil  
64 disobedience.

65 (f)~~(e)~~ Provide procedures for detaining students and for  
66 readmission of students after expulsion.

67 (g)~~(f)~~ Regulate student automobile use and parking.

68 Section 2. This act shall take effect July 1, 2004.

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