

HB 1275

2004

1 A bill to be entitled
 2 An act relating to prescription of medication for public
 3 school students; creating s. 1006.0625, F.S.; requiring
 4 district school boards to prohibit school district
 5 personnel from requiring a student to take certain
 6 medication as a condition of attending school or receiving
 7 educational services; providing for rulemaking; providing
 8 an effective date.

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

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12 Section 1. Section 1006.0625, Florida Statutes, is created
 13 to read:

14 1006.0625 Prohibition on requiring certain medication.--

15 (1) Each district school board shall prohibit school
 16 district personnel from requiring a student to obtain a
 17 prescription for, and take as medication, a controlled substance
 18 listed in Schedule II, s. 202(c) of the Controlled Substances
 19 Act, 21 U.S.C. s. 812(c), or any psychotropic or similar mind-
 20 altering drug as a condition of attending school or receiving
 21 educational services provided by the state. Nothing in this
 22 section shall be construed to prohibit school district personnel
 23 from consulting or sharing classroom-based observations with
 24 parents regarding a student's academic performance or behavior
 25 in the classroom or school or regarding the need for evaluation
 26 for special education or related services provided the
 27 evaluation is strictly academic and not psychologically or
 28 psychiatrically based.

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29 (2) The State Board of Education shall adopt rules
30 pursuant to ss. 120.536(1) and 120.54 to implement the
31 provisions of this section.

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