

1 A bill to be entitled
 2 An act relating to administration of medication to public
 3 school students; creating s. 1006.0625, F.S.; defining the
 4 term "psychotropic medication"; prohibiting recipients of
 5 state funds used for educational purposes from requiring a
 6 student to be prescribed or administered psychotropic
 7 medication as a condition of receipt of educational
 8 services; providing requirements for administration;
 9 providing a restriction relating to the diagnosis or
 10 treatment of mental disorders; providing an effective
 11 date.

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

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 15 Section 1. Section 1006.0625, Florida Statutes, is created
 16 to read:

17 1006.0625 Administration of psychotropic medication;
 18 prohibition; conditions.--

19 (1) As used in this section, the term "psychotropic
 20 medication" means a prescription medication that is used for the
 21 treatment of mental disorders and includes, without limitation,
 22 hypnotics, antipsychotics, antidepressants, anxiety agents,
 23 sedatives, psychomotor stimulants, and mood stabilizers.

24 (2) A recipient of state funds shall not require a student
 25 to be prescribed or administered any psychotropic medication as
 26 a condition of such student receiving educational or school-
 27 based services, including, but not limited to, school
 28 enrollment, class attendance, extracurricular activity

29 participation, or school-related event attendance, that are
30 financed in whole or part by state funds.

31 (3) A psychotropic medication shall not be administered to
32 a student on school premises except under the following
33 conditions:

34 (a) The medication must be dispensed to a student by a
35 health care professional licensed under chapter 458, chapter
36 459, chapter 461, chapter 464, or chapter 465.

37 (b) The dispensing of the medication to a student must
38 fully comply with all privacy protections afforded to a patient
39 under the federal Health Insurance Portability and
40 Accountability Act.

41 (4) A school or school district personnel shall not
42 initiate, or make a referral for, diagnosis or treatment of a
43 student for any disorder listed in the Diagnostic and
44 Statistical Manual of Mental Disorders or in ICD-10.

45 Section 2. This act shall take effect upon becoming a law.