

By Senator Haridopolos

26-684A-05

See HB 257

1                                   A bill to be entitled

2           An act relating to drug testing of student

3           athletes; amending s. 1001.43, F.S.;

4           authorizing district school board programs and

5           policies to require random drug testing of

6           certain student athletes for the use of

7           performance-enhancing drugs; providing criteria

8           for such testing; amending s. 1002.42, F.S.;

9           authorizing private schools to implement random

10          drug-testing procedures; providing criteria for

11          such testing; amending s. 1006.20, F.S.;

12          requiring bylaws of the Florida High School

13          Athletic Association to specify that a school

14          must abide by random drug-testing procedures in

15          order to qualify for membership in the

16          organization; providing an effective date.

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

20           Section 1. Paragraph (g) is added to subsection (1) of  
21 section 1001.43, Florida Statutes, to read:

22           1001.43 Supplemental powers and duties of district  
23 school board.--The district school board may exercise the  
24 following supplemental powers and duties as authorized by this  
25 code or State Board of Education rule.

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

30           (g) Require random drug testing of student athletes  
31 for the use of performance-enhancing drugs. To implement such

1 random drug testing, a district school board shall establish a  
2 drug-testing procedure by the 2005-2006 academic year whereby  
3 student athletes in grades 6 through 12 competing in the  
4 sports of basketball, baseball, and football shall be subject  
5 to annual random tests for the use of performance-enhancing  
6 drugs. Such tests shall be administered to a minimum of 5  
7 percent of the student athletes competing in state playoff  
8 games in each of the sports of basketball, baseball, and  
9 football.

10 Section 2. Subsection (8) of section 1002.42, Florida  
11 Statutes, is amended to read:

12 1002.42 Private schools.--

13 (8) ATHLETIC COMPETITION.--A private school may  
14 participate in athletic competition with a public high school  
15 in accordance with the provisions of s. 1006.20(1). A private  
16 school may implement a random drug-testing procedure by the  
17 2005-2006 academic year whereby student athletes in grades 6  
18 through 12 competing in the sports of basketball, baseball,  
19 and football shall be subject to annual random tests for the  
20 use of performance-enhancing drugs. Such tests shall be  
21 administered to a minimum of 5 percent of the student athletes  
22 competing in state playoff games in each of the sports of  
23 basketball, baseball, and football.

24 Section 3. Paragraph (e) is added to subsection (2) of  
25 section 1006.20, Florida Statutes, to read:

26 1006.20 Athletics in public K-12 schools.--

27 (2) ADOPTION OF BYLAWS.--

28 (e) The organization shall adopt bylaws specifying  
29 that, in order to qualify for membership in the organization,  
30 a high school must abide by the district school board  
31 procedure or private school procedure for random drug testing

1 of student athletes for the use of performance-enhancing drugs  
2 pursuant to s. 1001.43(1)(a) or s. 1002.42(8). Specifically,  
3 the bylaws shall require that annual testing for the use of  
4 performance-enhancing drugs be administered in random fashion  
5 to a minimum of 5 percent of the student athletes competing in  
6 state playoff games in each of the sports of basketball,  
7 baseball, and football.

8           Section 4. This act shall take effect July 1, 2005.

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