

1 A bill to be entitled
 2 An act relating to student and parent rights; providing a
 3 popular name; amending s. 1002.20, F.S.; authorizing
 4 certain K-12 students to self-administer epinephrine by
 5 auto-injector under certain circumstances; requiring the
 6 adoption of rules; providing for indemnification;
 7 providing an effective date.

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

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 11 Section 1. This act may be cited as the "Kelsey Ryan Act."

12 Section 2. Paragraph (i) is added to subsection (3) of
 13 section 1002.20, Florida Statutes, to read:

14 1002.20 K-12 student and parent rights.--Parents of public
 15 school students must receive accurate and timely information
 16 regarding their child's academic progress and must be informed
 17 of ways they can help their child to succeed in school. K-12
 18 students and their parents are afforded numerous statutory
 19 rights including, but not limited to, the following:

20 (3) HEALTH ISSUES.--

21 (i) Epinephrine use.--A student who has experienced or is
 22 at risk for life-threatening allergic reactions may carry an
 23 epinephrine auto-injector and self-administer epinephrine by
 24 auto-injector while in school, participating in school-sponsored
 25 activities, or in transit to or from school or school-sponsored
 26 activities if the school has been provided with parental and
 27 physician authorization. The State Board of Education, in
 28 cooperation with the Department of Health, shall adopt rules for

29 such use of epinephrine auto-injectors that shall include
30 provisions to protect the safety of all students from the misuse
31 or abuse of auto-injectors. A school district, county health
32 department, public-private partner, and their employees and
33 volunteers shall be indemnified by the parent of a student
34 authorized to carry an epinephrine auto-injector for any and all
35 liability with respect to the student's use of an epinephrine
36 auto-injector pursuant to this paragraph.

37 Section 3. This act shall take effect January 1, 2006.