

By Senator Wise

5-807-05

See HB 279

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A bill to be entitled

An act relating to student and parent rights;  
amending s. 1002.20, F.S.; authorizing certain  
K-12 students to self-administer epinephrine by  
auto-injector under certain circumstances;  
requiring the adoption of rules; providing for  
indemnification; providing an effective date.

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

Section 1. Paragraph (i) is added to subsection (3) of  
section 1002.20, Florida Statutes, to read:

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

(3) HEALTH ISSUES.--

(i) Epinephrine use.--A student who has experienced or  
is at risk for life-threatening allergic reactions may carry  
an epinephrine auto-injector and self-administer epinephrine  
by auto-injector while in school, participating in  
school-sponsored activities, or in transit to or from school  
or school-sponsored activities if the school has been provided  
with parental and physician authorization. The State Board of  
Education, in cooperation with the Department of Health, shall  
adopt rules for such use of epinephrine auto-injectors. A  
school district shall be indemnified for any and all liability  
with respect to the use of epinephrine auto-injectors pursuant  
to this paragraph.

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Section 2. This act shall take effect July 1, 2005.