

1 A bill to be entitled
 2 An act relating to the school health services program;
 3 amending s. 381.0056, F.S.; defining the term "school-
 4 based health center" for purposes of the School Health
 5 Services Act; providing that such a center is a health
 6 care entity acting as an instrumentality of the state for
 7 purposes of certain limitations on liability; providing an
 8 effective date.

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

11
 12 Section 1. Subsection (3) of section 381.0056, Florida
 13 Statutes, is amended to read:

14 381.0056 School health services program.--

15 (3) When used in or for purposes of this section:

16 (a) "Emergency health needs" means onsite management and
 17 aid for illness or injury pending the student's return to the
 18 classroom or release to a parent, guardian, designated friend,
 19 or designated health care provider.

20 (b) "Entity" or "health care entity" means a unit of local
 21 government or a political subdivision of the state; a hospital
 22 licensed under chapter 395; a health maintenance organization
 23 certified under chapter 641; a health insurer authorized under
 24 the Florida Insurance Code; a community health center; a migrant
 25 health center; a federally qualified health center; an
 26 organization that meets the requirements for nonprofit status
 27 under s. 501(c)(3) of the Internal Revenue Code; a private
 28 industry or business; a school-based health center; or a

HB 1463

2007

29 | philanthropic foundation that agrees to participate in a public-
30 | private partnership with a county health department, local
31 | school district, or school in the delivery of school health
32 | services, and agrees to the terms and conditions for the
33 | delivery of such services as required by this section and as
34 | documented in the local school health services plan.

35 | (c) "Invasive screening" means any screening procedure in
36 | which the skin or any body orifice is penetrated.

37 | (d) "Physical examination" means a thorough evaluation of
38 | the health status of an individual.

39 | (e) "School-based health center" means an organization
40 | that, at a minimum:

41 | 1. Provides at least 25 hours per week of primary care
42 | services to adolescents or other school-age children in
43 | accordance with state law for the majority of the year.

44 | 2. Primarily provides services onsite at the school, but
45 | may also offer linkages and referrals to primary care providers
46 | if confidentiality is maintained.

47 | 3. Provides comprehensive services that include, but are
48 | not limited to:

49 | a. Acute management and ongoing monitoring of chronic
50 | conditions, such as asthma, diabetes, and seizure disorder, in
51 | conjunction with a student's regular doctor.

52 | b. Well-child or adolescent examinations consisting of a
53 | comprehensive health history, including an assessment of high-
54 | risk behavior for adolescents, complete physical assessment,
55 | screening procedures, and anticipatory guidance appropriate to
56 | age.

HB 1463

2007

- 57 c. Immunizations.
- 58 d. Diagnosis and treatment of acute illnesses and
59 injuries.
- 60 e. Basic diagnostic laboratory tests.
- 61 f. Prescriptions or dispensing of commonly used
62 medications for identified health conditions, in accordance with
63 medical practice and pharmacy practice statutes.
- 64 g. Individual health education and anticipatory guidance
65 for students and parents.
- 66 4. Provides comprehensive services that may include, but
67 need not be limited to:
- 68 a. Age-appropriate reproductive health services, including
69 health education; pelvic examinations; diagnosis and treatment
70 of sexually transmitted diseases; testing and counseling for
71 human immunodeficiency virus (HIV) or acquired immune deficiency
72 syndrome (AIDS); and prescribing, dispensing, or referring for
73 birth control, including condoms.
- 74 b. Basic mental health services, including assessment;
75 individual, group, and family counseling; consultation with
76 school administrators, parents, teachers, and students; and
77 crisis intervention.
- 78 5. Maintains health records in a manner that is current,
79 detailed, confidential, organized, and permits effective student
80 care and quality review.
- 81 6. Does not deny access to health care services to
82 students based upon insurance status or ability to pay, or
83 discriminate with regard to race or ethnicity, religion,
84 national origin, age, disability, gender, or sexual orientation.

HB 1463

2007

85 (f)~~(e)~~ "School health services plan" means the document
86 that describes the services to be provided, the responsibility
87 for provision of the services, the anticipated expenditures to
88 provide the services, and evidence of cooperative planning by
89 local school districts and county health departments.

90 (g)~~(f)~~ "Screening" means presumptive identification of
91 unknown or unrecognized diseases or defects by the application
92 of tests that can be given with ease and rapidity to apparently
93 healthy persons.

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