

By the Committee on Health Policy; and Senator Wilson

587-1910-07

1                                    A bill to be entitled  
2                    An act relating to school health services;  
3                    creating s. 381.0058, F.S., relating to  
4                    public-private partnerships for the provision  
5                    of school nurse services; providing legislative  
6                    intent and purpose; providing departmental  
7                    duties; providing a process for proposal  
8                    submission and review; providing for the scope  
9                    of services to be provided; providing for  
10                   review and selection criteria; providing  
11                   legislative intent relating to funding of the  
12                   act; providing an appropriation; providing an  
13                   effective date.

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

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17                    Section 1. This act may be cited as the "One School,  
18 One Nurse Act."

19                    Section 2. Section 381.0058, Florida Statutes, is  
20 created to read:

21                    381.0058 Matching funds for school nurse services;  
22 public-private partnerships.--

23                    (1) It is the intent of the Legislature that matching  
24 funds, in addition to those provided under s. 381.0056 for the  
25 School Health Services Act and s. 381.0057 for school health  
26 services funding, be provided in those communities where  
27 interest in school health services is evidenced by the  
28 participation of public or private entities in the funding or  
29 delivery of school nurse services. The purpose of this funding  
30 is to encourage the development of those programs that offer  
31 the greatest potential for promoting the health of students,

1 increasing the availability of and access to nurses in the  
2 school setting, and fostering greater community participation  
3 in the delivery of school nurse services. Matching funds shall  
4 be available specifically for implementing the programs  
5 described in ss. 381.0056, 381.0057, and 402.3026 which are  
6 designed to meet the particular needs of the community.  
7 Further, it is the intent of the Legislature that  
8 tobacco-settlement revenue be used to pay for health and human  
9 services for children.

10       (2) The Secretary of Health, or his or her designee,  
11 in cooperation with the Commissioner of Education, or his or  
12 her designee, shall publicize the availability of matching  
13 funds for public and private entities committed to enhancing  
14 the availability of school nurse services, as reflected in  
15 formal agreements that are part of the local school health  
16 services plan.

17       (3) The Secretary of Health, or his or her designees,  
18 in cooperation with the Commissioner of Education, or his or  
19 her designees, in equal representation, shall form a committee  
20 to determine the eligibility of sites to receive matching  
21 funds.

22       (4) Any community that seeks to receive state matching  
23 funds under this section must submit a proposal to the  
24 committee established in subsection (3). The proposal must  
25 state the goals of the program, provide specific plans for  
26 enhancing local resources available for school nurse services,  
27 and describe all of the health services to be made available  
28 to students from matching funds provided under this section. A  
29 county health department or school district that receives  
30 matching funds may not supplant more than 50 percent of the  
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1 current local contributions to school health services funding,  
2 as documented in the local school health services plan.

3 (5) In addition to the merits of a proposal, the award  
4 of matching funds must be based on those proposals from sites  
5 that include county health departments and school districts  
6 that most closely meet the following criteria:

7 (a) Have evidence of a comprehensive inservice staff  
8 development plan.

9 (b) Have evidence of a cooperative working  
10 relationship between the county health department and the  
11 school district and have community, as well as parental,  
12 support.

13 (c) Have a high percentage of subsidized school  
14 lunches.

15 (d) Have a high incidence of medically underserved  
16 high-risk children, low-birthweight babies, infant mortality,  
17 or teenage pregnancy.

18 (e) Have a high incidence of children who have chronic  
19 health conditions or high-risk behavioral problems.

20 (f) Have documented in the local school health  
21 services plan a commitment from community entities to fund or  
22 provide other direct resources for the enhanced availability  
23 of school health services.

24 (g) Have a plan to ensure billing for Medicaid funding  
25 for services rendered under the certified school match program  
26 or the county health department certified match program as  
27 specified in s. 409.9122.

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29 Although these criteria are part of the review process for  
30 proposals, they are not to be construed as the sole factors to  
31 be considered in the proposal-review process. A site's ability

1 to address, and interest in addressing, locally identified  
2 needs and priorities must also be considered. In addition,  
3 receipt of matching funds is not intended to diminish a site's  
4 eligibility for base funding for school health services.

5       Section 3. It is the intent of the Legislature that  
6 sufficient resources be made available to fund a nurse in  
7 every public school in the state, pursuant to this act. The  
8 Legislature recognizes that extensive resources will be  
9 necessary to achieve this intent, and that a portion of these  
10 resources can be found from a variety of existing resources.  
11 The Legislature recognizes that existing funding for basic and  
12 comprehensive school health services and full-service schools,  
13 as created under ss. 381.0056 and 381.0057, Florida Statutes,  
14 can be used as partial funding. The Legislature further  
15 recognizes that funding earned by local school districts and  
16 county health departments from the Agency for Health Care  
17 Administration from the delivery of services to  
18 Medicaid-eligible students can also be used as partial  
19 funding. Finally, the Legislature recognizes that another  
20 source of funding is local funding currently being used for  
21 school health services, which can now be eligible for matching  
22 funds under school nurse services provided through  
23 public-private partnerships as created by this act. It is the  
24 intent of the Legislature that the remainder of resources  
25 necessary for placing a nurse in every school be derived from  
26 the state's tobacco-settlement revenue.

27       Section 4. The sum of \$75,000 is appropriated from the  
28 General Revenue Fund to the Department of Health for the  
29 purpose of convening a school health summit as recommended by  
30 Senate Interim Project Report 98-30, September 1998.

31       Section 5. This act shall take effect July 1, 2007.

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STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
COMMITTEE SUBSTITUTE FOR  
Senate Bill 418

The bill no longer modifies current sovereign immunity provisions of the School Health Services Act or extends the state's sovereign immunity to certain providers who are rendering school health services under specified conditions.