

By Senator Aronberg

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1 A bill to be entitled
2 An act relating to public school student health services;
3 amending s. 1006.062, F.S.; providing that a district
4 school board may authorize a school nurse to maintain
5 supplies of prefilled epinephrine auto-injectors at
6 schools in the school district; providing requirements for
7 prescriptions; authorizing use for emergency treatment;
8 amending s. 1002.20, F.S.; correcting a cross-reference;
9 providing an effective date.

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

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13 Section 1. Subsections (6) and (7) of section 1006.062,
14 Florida Statutes, are renumbered as subsections (7) and (8),
15 respectively, and a new subsection (6) is added to that section
16 to read:

17 1006.062 Administration of medication and provision of
18 medical services by district school board personnel.--

19 (6) (a) Each district school board may authorize a school
20 nurse who is licensed under chapter 464 and is employed by the
21 district school board to maintain at each school in the school
22 district an adequate supply of prefilled auto-injectors of
23 epinephrine with fifteen-hundredths milligram or three-tenths
24 milligram delivery. The school nurse shall recommend to the
25 district school board the number of prefilled epinephrine auto-
26 injectors to be maintained at each school.

27 (b) To obtain prefilled epinephrine auto-injectors for a
28 school district, a written prescription from a physician or a
29 physician assistant licensed under chapter 458 or chapter 459 or

27-02919-08

20081650__

30 a nurse licensed under chapter 464 is required. The school
31 nurse's name must appear on the prescription, the school district
32 must be designated as the patient, and the prescription must be
33 filled at a pharmacy licensed under chapter 465.

34 (c) Based on a school nurse's training in recognizing an
35 acute episode of an anaphylactic reaction, the school nurse shall
36 have the discretion to use an epinephrine auto-injector on any
37 student that he or she believes is having a life-threatening
38 anaphylactic reaction.

39 Section 2. Paragraph (e) of subsection (3) of section
40 1002.20, Florida Statutes, is amended to read:

41 1002.20 K-12 student and parent rights.--Parents of public
42 school students must receive accurate and timely information
43 regarding their child's academic progress and must be informed of
44 ways they can help their child to succeed in school. K-12
45 students and their parents are afforded numerous statutory rights
46 including, but not limited to, the following:

47 (3) HEALTH ISSUES.--

48 (e) Contraceptive services to public school students.--In
49 accordance with the provisions of s. 1006.062~~(8)(7)~~, students may
50 not be referred to or offered contraceptive services at school
51 facilities without the parent's consent.

52 Section 3. This act shall take effect July 1, 2008.