

1                   A bill to be entitled  
 2           An act relating to the use of pancreatic enzyme  
 3           prescription supplements; amending s. 1002.20, F.S.;  
 4           authorizing certain K-12 students to use pancreatic enzyme  
 5           prescription supplements under certain circumstances;  
 6           requiring the State Board of Education to adopt rules;  
 7           providing for indemnification; providing an effective  
 8           date.

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

11  
 12           Section 1. Paragraph (j) 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           (j) Use of pancreatic enzyme prescription supplements.--A  
 22           student who has experienced or is at risk for pancreatic  
 23           insufficiency or who has been diagnosed as having cystic  
 24           fibrosis may use a pancreatic enzyme supplement as prescribed  
 25           while in school, participating in school-sponsored activities,  
 26           or in transit to or from school or school-sponsored activities  
 27           if the school has been provided with parental and physician  
 28           authorization. The State Board of Education, in cooperation with

HB 197

2009

29 the Department of Health, shall adopt rules for the use of  
30 pancreatic enzyme prescription supplements which shall include  
31 provisions to protect the safety of all students from the misuse  
32 or abuse of the supplements. A school district, county health  
33 department, public-private partner, and their employees and  
34 volunteers shall be indemnified by the parent of a student  
35 authorized to use pancreatic enzyme prescription supplements for  
36 any and all liability with respect to the student's use of the  
37 supplements under this paragraph.

38 Section 2. This act shall take effect July 1, 2009.