

By the Committees on Education Pre-K - 12 Appropriations; and Health Regulation; and Senator Wise

602-02723-09

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

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

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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 prescribed pancreatic enzyme 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 carry and self-administer a prescribed pancreatic
25 enzyme supplement while in school, participating in school-
26 sponsored activities, or in transit to or from school or school-
27 sponsored activities if the school has been provided with
28 authorization from the student's parent and prescribing
29 practitioner. The State Board of Education, in cooperation with

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

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