

By Senator Aronberg

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

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

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

18 1006.062 Administration of medication and provision of
19 medical services by district school board personnel.—

20 (6) (a) Each district school board may authorize a school
21 nurse who is licensed under chapter 464 and is employed by the
22 district school board to maintain at each school in the school
23 district an adequate supply of prefilled auto-injectors of
24 epinephrine with a 0.15 mg or 0.3 mg delivery. The school nurse
25 shall recommend to the district school board the number of
26 prefilled epinephrine auto-injectors to be maintained at each
27 school.

28 (b) A written prescription from a physician or a physician
29 assistant licensed under chapter 458 or chapter 459 or from a

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30 nurse licensed under chapter 464 is required in order to obtain
31 prefilled epinephrine auto-injectors for a school district. The
32 school nurse's name must appear on the prescription, the school
33 district must be designated as the patient, and the prescription
34 must be filled at a pharmacy licensed under chapter 465.

35 (c) Based on a school nurse's training in recognizing an
36 acute episode of an anaphylactic reaction, the school nurse may
37 administer epinephrine to a student using an auto-injector if
38 the school nurse believes that the student is having a life-
39 threatening anaphylactic reaction.

40 Section 2. Paragraph (e) of subsection (3) of section
41 1002.20, Florida Statutes, is amended to read:

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

48 (3) HEALTH ISSUES.—

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

53 Section 3. This act shall take effect July 1, 2009.