

HB 721

2009

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.; conforming 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. Present subsections (6) and (7) of section  
14 1006.062, Florida Statutes, are renumbered as subsections (7)  
15 and (8), respectively, and a new subsection (6) is added to that  
16 section, 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 a 0.15 mg or 0.3 mg delivery. The school nurse  
24 shall recommend to the district school board the number of  
25 prefilled epinephrine auto-injectors to be maintained at each  
26 school.

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

29 nurse licensed under chapter 464 is required in order to obtain  
 30 prefilled epinephrine auto-injectors for a school district. The  
 31 school nurse's name must appear on the prescription, the school  
 32 district must be designated as the patient, and the prescription  
 33 must be 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 may  
 36 administer epinephrine to a student using an auto-injector if  
 37 the school nurse believes that the student is having a life-  
 38 threatening 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  
 44 of ways they can help their child to succeed in school. K-12  
 45 students and their parents are afforded numerous statutory  
 46 rights 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) ~~s. 1006.062(7)~~,  
 50 students may not be referred to or offered contraceptive  
 51 services at school facilities without the parent's consent.

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