

By Senator Wise

5-00141-10

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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, 2010.