

1 A bill to be entitled
2 An act relating to student mental health procedures;
3 amending ss. 1002.20 and 1002.33, F.S.; requiring
4 verification that certain strategies have been
5 utilized and certain outreach has been initiated
6 before a principal or his or her designee contacts a
7 law enforcement officer under specified circumstances;
8 providing an exception; 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 (1) of subsection (3) of section
13 1002.20, Florida Statutes, is amended 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 (1) Notification of involuntary examinations.—The public
22 school principal or the principal's designee shall immediately
23 notify the parent of a student who is removed from school,
24 school transportation, or a school-sponsored activity and taken
25 to a receiving facility for an involuntary examination pursuant

26 | to s. 394.463. The principal or the principal's designee may
27 | delay notification for no more than 24 hours after the student
28 | is removed if the principal or the principal's designee deems
29 | the delay to be in the student's best interest and if a report
30 | has been submitted to the central abuse hotline, pursuant to s.
31 | 39.201, based upon knowledge or suspicion of abuse, abandonment,
32 | or neglect. Before a principal or his or her designee contacts a
33 | law enforcement officer, he or she must verify that de-
34 | escalation strategies have been utilized and outreach to a
35 | mobile response team has been initiated unless the principal or
36 | the principal's designee reasonably believes that any delay in
37 | removing the student will increase the likelihood of harm to the
38 | student or others. This requirement does not supersede the
39 | authority of a law enforcement officer to act under s. 394.463.
40 | Each district school board shall develop a policy and procedures
41 | for notification under this paragraph.

42 | Section 2. Paragraph (q) of subsection (9) of section
43 | 1002.33, Florida Statutes, is amended to read:

44 | 1002.33 Charter schools.—

45 | (9) CHARTER SCHOOL REQUIREMENTS.—

46 | (q) The charter school principal or the principal's
47 | designee shall immediately notify the parent of a student who is
48 | removed from school, school transportation, or a school-
49 | sponsored activity and taken to a receiving facility for an
50 | involuntary examination pursuant to s. 394.463. The principal or

51 the principal's designee may delay notification for no more than
52 24 hours after the student is removed if the principal or the
53 principal's designee deems the delay to be in the student's best
54 interest and if a report has been submitted to the central abuse
55 hotline, pursuant to s. 39.201, based upon knowledge or
56 suspicion of abuse, abandonment, or neglect. Before a principal
57 or his or her designee contacts a law enforcement officer, he or
58 she must verify that de-escalation strategies have been utilized
59 and outreach to a mobile response team has been initiated unless
60 the principal or the principal's designee reasonably believes
61 that any delay in removing the student will increase the
62 likelihood of harm to the student or others. This requirement
63 does not supersede the authority of a law enforcement officer to
64 act under s. 394.463. Each charter school governing board shall
65 develop a policy and procedures for notification under this
66 paragraph.

67 Section 3. This act shall take effect July 1, 2020.