

By Senator Pizzo

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1 A bill to be entitled
2 An act relating to naloxone in schools; amending s.
3 1002.20, F.S.; authorizing a public school to purchase
4 a supply or enter into an arrangement to receive a
5 supply of the opioid antagonist naloxone for a certain
6 purpose; specifying requirements for the maintenance
7 of the naloxone; requiring the school district to
8 adopt a protocol for the administration of naloxone;
9 providing that a school district and its employees and
10 agents and the physician who provides the protocol are
11 not liable for any injury arising from the
12 administration of the naloxone pursuant to the
13 protocol; providing exceptions; providing an effective
14 date.

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

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18 Section 1. Paragraph (n) is added to subsection (3) of
19 section 1002.20, Florida Statutes, to read:

20 1002.20 K-12 student and parent rights.—Parents of public
21 school students must receive accurate and timely information
22 regarding their child's academic progress and must be informed
23 of ways they can help their child to succeed in school. K-12
24 students and their parents are afforded numerous statutory
25 rights including, but not limited to, the following:

26 (3) HEALTH ISSUES.—

27 (n) Naloxone use and supply.—

28 1. A public school may purchase a supply of the opioid
29 antagonist naloxone from a wholesale distributor as defined in

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30 s. 499.003 or may enter into an arrangement with a wholesale
31 distributor or manufacturer as defined in s. 499.003 for
32 naloxone at fair-market, free, or reduced prices for use in the
33 event a student has an opioid overdose. The naloxone must be
34 maintained in a secure location on the public school's premises.
35 The participating school district shall adopt a protocol
36 developed by a licensed physician for the administration of the
37 drug by school personnel who are trained to recognize an opioid
38 overdose and to administer naloxone.

39 2. The school district and its employees and agents and the
40 physician who provides the standing protocol for school naloxone
41 are not liable for any injury arising from the use of the drug
42 if it is administered by trained school personnel who follow the
43 standing protocol and whose professional opinion is that the
44 student is having an opioid overdose:

45 a. Unless the trained school personnel's action is willful
46 and wanton;

47 b. Notwithstanding that the parents or guardians of the
48 student to whom the naloxone is administered have not been
49 provided notice or have not signed a statement acknowledging
50 that the school district is not liable; and

51 c. Regardless of whether authorization has been given by
52 the student's parents or guardians or by the student's
53 physician, physician's assistant, or advanced practice
54 registered nurse.

55 Section 2. This act shall take effect July 1, 2020.