

By Senator Thurston

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1                                   A bill to be entitled  
2       An act relating to wellness examinations; amending s.  
3       381.0056, F.S.; revising the definition of the term  
4       "physical examination" to include reference to  
5       specified guidelines; amending s. 381.0057, F.S.;  
6       specifying that physical examinations are included in  
7       support services for purposes of the student support  
8       services team program; amending s. 1002.20, F.S.;  
9       exempting a child from the adolescent well-care  
10      examination upon a parent's written request stating  
11      objections on religious grounds; amending s. 1002.42,  
12      F.S.; requiring students of private schools to present  
13      proof of adolescent well-care examination forms;  
14      creating s. 1003.221, F.S.; defining the term  
15      "adolescent well-care examination"; requiring that  
16      district school boards and private school governing  
17      authorities require and enforce as a policy that  
18      certain children present proof of an adolescent well-  
19      care examination each year; requiring district school  
20      boards and private school governing authorities to  
21      refuse to admit children who fail to present proof of  
22      such examination; requiring school boards and private  
23      school governing authorities to establish and enforce  
24      a policy that allows a student to submit proof of the  
25      examination within 30 school days under certain  
26      conditions; providing exemptions; requiring the  
27      Department of Education, in consultation with the  
28      Department of Health, to develop a proof of adolescent  
29      well-care examination form to become a part of each

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30 student's permanent record; requiring each public  
31 school or private school to follow up with each  
32 student until proper documentation is obtained;  
33 requiring an authorized juvenile justice official to  
34 follow up with each student until proper documentation  
35 is obtained; specifying that the child's parent bears  
36 responsibility for compliance with specified  
37 adolescent well-care examination requirements;  
38 requiring the State Board of Education, in  
39 consultation with the Department of Health, to adopt  
40 rules; providing an effective date.

41  
42 Be It Enacted by the Legislature of the State of Florida:

43  
44 Section 1. Paragraph (d) of subsection (2) of section  
45 381.0056, Florida Statutes, is amended to read:

46 381.0056 School health services program.—

47 (2) As used in this section, the term:

48 (d) "Physical examination" means a thorough evaluation of  
49 the health status of an individual, including a physical,  
50 developmental, behavioral, and psychosocial screening and  
51 assessment, as recommended in the American Academy of  
52 Pediatrics' 2017 Bright Futures: Guidelines for Health  
53 Supervision of Infants, Children, and Adolescents.

54 Section 2. Paragraph (b) of subsection (3) of section  
55 381.0057, Florida Statutes, is amended to read:

56 381.0057 Funding for school health services.—

57 (3) Any school district, school, or laboratory school which  
58 desires to receive state funding under the provisions of this

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59 section shall submit a proposal to the joint committee  
60 established in subsection (2). The proposal shall state the  
61 goals of the program, provide specific plans for reducing  
62 teenage pregnancy, and describe all of the health services to be  
63 available to students with funds provided pursuant to this  
64 section, including a combination of initiatives such as health  
65 education, counseling, extracurricular, and self-esteem  
66 components. School health services shall not promote elective  
67 termination of pregnancy as a part of counseling services. Only  
68 those program proposals that ~~which~~ have been developed jointly  
69 by county health departments and local school districts or  
70 schools, and which have community and parental support, shall be  
71 eligible for funding. Funding shall be available specifically  
72 for implementation of one of the following programs:

73 (b) *Student support services team program.*—The program  
74 shall include a multidisciplinary team consisting ~~composed~~ of a  
75 psychologist, social worker, and nurse whose responsibilities  
76 are to provide basic support services and to assist, in the  
77 school setting, children who exhibit mild to severely complex  
78 health, behavioral, or learning problems affecting their school  
79 performance. Support services shall include, but not be limited  
80 to: evaluation and treatment for minor illnesses and injuries,  
81 referral and followup for serious illnesses and emergencies,  
82 onsite care and consultation, referral to a physician, and  
83 followup care for pregnancy or chronic diseases and disorders as  
84 well as emotional or mental problems. Services also shall  
85 include referral care for drug and alcohol abuse and sexually  
86 transmitted diseases, sports and employment physicals, physical  
87 examinations, immunizations, and in addition, effective

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88 preventive services aimed at delaying early sexual involvement  
89 and aimed at pregnancy, acquired immune deficiency syndrome,  
90 sexually transmitted diseases, and destructive lifestyle  
91 conditions, such as alcohol and drug abuse. Moneys for this  
92 program shall be used to fund three teams, each consisting of  
93 one half-time psychologist, one full-time nurse, and one full-  
94 time social worker. Each team shall provide student support  
95 services to an elementary school, middle school, and high school  
96 that are a part of one feeder school system and shall coordinate  
97 all activities with the school administrator and certified  
98 school counselor at each school. A program that places all three  
99 teams in middle schools or high schools may also be proposed.

100  
101 Funding may also be available for any other program that is  
102 comparable to a program described in this subsection but is  
103 designed to meet the particular needs of the community.

104 Section 3. Paragraph (a) of subsection (3) of section  
105 1002.20, Florida Statutes, is amended to read:

106 1002.20 K-12 student and parent rights.—Parents of public  
107 school students must receive accurate and timely information  
108 regarding their child's academic progress and must be informed  
109 of ways they can help their child to succeed in school. K-12  
110 students and their parents are afforded numerous statutory  
111 rights including, but not limited to, the following:

112 (3) HEALTH ISSUES.—

113 (a) *School-entry health examinations and adolescent well-*  
114 *care examinations.*—~~A The parent of any child attending a public~~  
115 ~~or private school is shall be exempt from the requirement of a~~  
116 ~~health examination or adolescent well-care examination upon a~~

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117 parent's written request stating objections on religious grounds  
118 in accordance with ss. 1003.22(1) and (2) and 1003.221(2) ~~the~~  
119 ~~provisions of s. 1003.22(1) and (2).~~

120 Section 4. Subsection (5) of section 1002.42, Florida  
121 Statutes, is amended to read:

122 1002.42 Private schools.—

123 (5) SCHOOL-ENTRY HEALTH EXAMINATIONS AND ADOLESCENT WELL-  
124 CARE EXAMINATIONS.—The governing authority of each private  
125 school shall require students to present a certification of a  
126 school-entry health examination in accordance with ss.  
127 1003.22(1) and (2) and 1003.221(2) ~~the provisions of s.~~  
128 ~~1003.22(1) and (2).~~

129 Section 5. Section 1003.221, Florida Statutes, is created  
130 to read:

131 1003.221 School-entry adolescent well-care examinations;  
132 exemptions; duties of Department of Education and Department of  
133 Health.—

134 (1) For purposes of this section, "adolescent well-care  
135 examination" means a physical, developmental, behavioral, and  
136 psychosocial screening and assessment as recommended in the  
137 American Academy of Pediatrics' 2017 Bright Futures: Guidelines  
138 for Health Supervision of Infants, Children, and Adolescents.

139 (2) (a) Each district school board and the governing  
140 authority of each private school shall require and enforce as a  
141 policy that, beginning at 12 years of age and continuing through  
142 18 years of age, each child who is entitled to entrance into a  
143 public or private school in this state must present proof that  
144 an adolescent well-care examination was performed each year. The  
145 district school board or the governing authority, as

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146 appropriate, shall refuse admittance to any child otherwise  
147 entitled to admittance to a Florida public or private school who  
148 is not in compliance with this section.

149 (b) The school board or the governing authority, as  
150 appropriate, may establish a policy that allows a student up to  
151 30 school days to present such proof; however, children who are  
152 experiencing homelessness and children who are known to the  
153 department as defined in s. 39.0016 must be given a temporary  
154 exemption for 30 school days. Any district school board that  
155 establishes such a policy shall include provisions in its local  
156 school health services plan to assist students in obtaining  
157 adolescent well-care examinations.

158 (c) An exemption for 30 school days may be authorized for a  
159 student who enters a juvenile justice program to allow that  
160 student to attend class until his or her records or adolescent  
161 well-care examination can be obtained.

162 (d) This subsection does not apply to a child whose parent  
163 has submitted a written request for exemption stating objections  
164 on religious grounds.

165 (3) The Department of Education, in consultation with the  
166 Department of Health, shall develop a proof of adolescent well-  
167 care examination form that must be made a part of each student's  
168 permanent record, to be transferred when the student transfers,  
169 is promoted, or changes schools. The transfer of such proof of  
170 adolescent well-care examination by Florida public schools must  
171 be accomplished using the Florida Automated System for  
172 Transferring Education Records, and such transfer is deemed to  
173 meet the requirements of this section.

174 (4) Each public school or private school shall follow up

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175 with each such student until proper documentation is obtained.  
176 An authorized juvenile justice official shall follow up with  
177 each student who enters a juvenile justice program until proper  
178 documentation is obtained.

179 (5) The parent of a child 12 through 18 years of age who is  
180 admitted to or in attendance at a Florida public or private  
181 school is responsible for assuring that the child is in  
182 compliance with this section.

183 (6) The State Board of Education, in consultation with the  
184 Department of Health, shall adopt rules to implement this  
185 section, including procedures for exempting a child from  
186 providing proof of the adolescent well-care examination.

187 Section 6. This act shall take effect July 1, 2020.