

1                   A bill to be entitled  
 2           An act relating to anaphylaxis in public schools;  
 3           amending s. 1001.23, F.S.; requiring the Department of  
 4           Education to publish on its website each district  
 5           school board's anaphylaxis policy; amending s.  
 6           1006.07, F.S.; requiring each district school board to  
 7           adopt an anaphylaxis policy; providing requirements  
 8           for such policy; defining the term "school personnel";  
 9           requiring a certain percentage of specified school  
 10          personnel to receive certain training within a  
 11          specified timeframe; authorizing the State Board of  
 12          Education to adopt rules; providing an effective date.

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

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 16           Section 1. Subsection (5) is added to section 1001.23,  
 17   Florida Statutes, to read:

18           1001.23 Specific powers and duties of the Department of  
 19   Education.—In addition to all other duties assigned to it by law  
 20   or by rule of the State Board of Education, the department  
 21   shall:

22           (5) Publish on its website each district school board's  
 23   anaphylaxis policy in accordance with s. 1006.07(12).

24           Section 2. Subsection (12) is added to section 1006.07,  
 25   Florida Statutes, to read:

26 | 1006.07 District school board duties relating to student  
 27 | discipline and school safety.—The district school board shall  
 28 | provide for the proper accounting for all students, for the  
 29 | attendance and control of students at school, and for proper  
 30 | attention to health, safety, and other matters relating to the  
 31 | welfare of students, including:

32 | (12) ANAPHYLAXIS POLICY.—

33 | (a) Each district school board shall adopt an anaphylaxis  
 34 | policy for implementation at each school within the district.

35 | (b) The policy must:

36 | 1. Meet the requirements established by State Board of  
 37 | Education rule.

38 | 2. Be reviewed and, if necessary, updated at least every 3  
 39 | years.

40 | 3. Be published on the school district's website.

41 | 4. Include a procedure and treatment plan, including  
 42 | emergency protocols and responsibilities for school nurses and  
 43 | other appropriate school personnel, for responding to an  
 44 | allergic reaction, including anaphylaxis.

45 | 5. Include training requirements for school personnel on  
 46 | preventing and responding to an allergic reaction, including  
 47 | anaphylaxis. The requirements for such training must include  
 48 | training in the use of an epinephrine autoinjector. For purposes  
 49 | of this paragraph, the term "school personnel" includes  
 50 | employees and contracted personnel providing care in before-

51 school and after-school programs at schools within the district.  
52 At least 50 percent of school personnel providing care in  
53 before-school and after-school programs must complete the  
54 training required by this subparagraph within 3 months after the  
55 date of employment. Completion of such training must be  
56 documented in the school employee's employment file.

57 6. Include a procedure and guidelines for the development  
58 of individualized emergency health care plans for students with  
59 a food allergy or other allergy that could result in an allergic  
60 reaction, including anaphylaxis.

61 7. Include a communication plan for:

62 a. The intake and dissemination of information regarding  
63 students with a food allergy or other allergy, including a  
64 discussion of methods, treatments, and therapies to reduce the  
65 risk of an allergic reaction, including anaphylaxis.

66 b. Discussing with students, in a developmentally  
67 appropriate manner, and parents information relating to safe and  
68 unsafe foods for students with a food allergy and strategies to  
69 avoid exposure to unsafe foods.

70 8. Include strategies for reducing the risk of exposure to  
71 food allergens or other allergens that may cause an allergic  
72 reaction, including anaphylaxis.

73 9. Include an annual notification to parents of enrolled  
74 students which includes the anaphylaxis policy and contact  
75 information for school district employees who can provide

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76 | parents and students with further information.

77 |       (c) The State Board of Education may adopt rules to  
78 | administer this subsection.

79 |       Section 3. This act shall take effect July 1, 2024.