

1 A bill to be entitled
2 An act relating to insulin administration by direct-
3 support professionals and relatives; amending s.
4 393.063, F.S.; defining the term "direct-support
5 professional"; creating s. 393.504, F.S.; authorizing
6 direct-support professionals and relatives of clients
7 in group home facilities for individuals with
8 developmental disabilities to administer insulin as
9 prescribed to the client if specified conditions are
10 met; providing group home facilities, direct-support
11 professionals, and relatives of clients with immunity
12 from civil liability for damages and civil and
13 criminal penalties under certain circumstances;
14 including specific administration methods in the
15 meaning of "administration of insulin"; amending s.
16 393.506, F.S.; authorizing an unlicensed direct
17 service provider to supervise self-administration of
18 insulin and epinephrine through the use of specified
19 devices; amending s. 1002.394, F.S.; conforming a
20 cross-reference; providing an effective date.

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

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24 Section 1. Subsections (13) through (46) of section
25 393.063, Florida Statutes, are renumbered as subsections (14)

26 through (47), respectively, and a new subsection (13) is added
27 to that section, to read:

28 393.063 Definitions.—For the purposes of this chapter, the
29 term:

30 (13) "Direct-support professional" means a person paid to
31 provide services directly to a client receiving home and
32 community-based services to address activities of daily living
33 or instrumental activities of daily living, behavioral supports,
34 employment supports, or other services to promote community
35 integration of the client.

36 Section 2. Section 393.504, Florida Statutes, is created
37 to read:

38 393.504 Administration of insulin.—

39 (1) Notwithstanding any other law, a direct-support
40 professional or a client's relative may administer insulin to a
41 client residing in a group home facility if all of the following
42 conditions have been met:

43 (a) The group home facility has an established procedure
44 to provide training to the direct-support professional or
45 relative in the administration of insulin. The training must be
46 provided by a registered nurse, a licensed practical nurse, or
47 an advanced practice registered nurse licensed under chapter
48 464; a physician licensed under chapter 458 or chapter 459; or a
49 physician assistant licensed under chapter 458 or chapter 459.

50 (b) The group home facility has adopted policies and

51 procedures governing the administration of insulin by direct-
52 support professionals and relatives. The policies and procedures
53 must include, but need not be limited to, the following
54 provisions:

55 1. For clients requiring insulin, the group home facility
56 shall have on file the prescribed dosage of insulin required for
57 the client and proof of the direct-support professional's or
58 relative's training as required under paragraph (a).

59 2. The group home facility and the direct-support
60 professional or relative shall coordinate in advance before
61 insulin is administered to the client to avoid duplication in
62 administration.

63 3. The group home facility shall establish emergency
64 procedures related to the administration of insulin to clients.

65 4. The group home facility must certify any direct-support
66 professional or relative to administer insulin under this
67 section if he or she is in compliance with the requirements of
68 this section.

69 5. The group home facility must immediately notify a
70 direct-support professional or relative if he or she is not in
71 compliance with this section and immediately cease to allow them
72 to administer insulin.

73 (2) A group home facility that complies with this section
74 and its established policies and procedures is immune from civil
75 liability for damages arising out of the administration of

76 insulin by a direct-support professional or a client's relative.

77 (3) A direct-support professional or relative
78 administering insulin to a client residing in a group home
79 facility in compliance with this section is immune from civil
80 liability for damages or civil or criminal penalties arising out
81 of the administration of insulin to the client.

82 (4) For purposes of this section, the administration of
83 insulin includes sliding scale insulin therapy, to include the
84 calculation of an insulin dose based on current blood glucose
85 and the administration of that calculated dose subcutaneously
86 using an insulin pen containing premeasured doses or a syringe
87 filled with the calculated dose drawn from a vial of insulin.

88 Section 3. Subsection (1) of section 393.506, Florida
89 Statutes, is amended to read:

90 393.506 Administration of medication.—

91 (1) An unlicensed direct service provider may supervise
92 the self-administration of medication or may administer oral,
93 transdermal, ophthalmic, otic, rectal, inhaled, enteral, or
94 topical prescription medications to a client if the unlicensed
95 direct service provider meets the requirements of this section.
96 This includes, but is not limited to, the subcutaneous
97 administration of insulin and epinephrine through an insulin
98 pen, epinephrine pen, or similar device designed for self-
99 administration.

100 Section 4. Paragraph (e) of subsection (2) of section

1002.394, Florida Statutes, is amended to read:

1002.394 The Family Empowerment Scholarship Program.—

(2) DEFINITIONS.—As used in this section, the term:

(e) "Disability" means, for a 3- or 4-year-old child or for a student in kindergarten to grade 12, autism spectrum disorder, as defined in the Diagnostic and Statistical Manual of Mental Disorders, Fifth Edition, published by the American Psychiatric Association; cerebral palsy, as defined in s. 393.063; Down syndrome, as defined in s. 393.063; an intellectual disability, as defined in s. 393.063; a speech impairment; a language impairment; an orthopedic impairment; any other health impairment; an emotional or a behavioral disability; a specific learning disability, including, but not limited to, dyslexia, dyscalculia, or developmental aphasia; Phelan-McDermid syndrome, as defined in s. 393.063; Prader-Willi syndrome, as defined in s. 393.063; spina bifida, as defined in s. 393.063; being a high-risk child, as defined in s. 393.063(23)(a) ~~s. 393.063(22)(a)~~; muscular dystrophy; Williams syndrome; rare diseases which affect patient populations of fewer than 200,000 individuals in the United States, as defined by the National Organization for Rare Disorders; anaphylaxis; a hearing impairment, including deafness; a visual impairment, including blindness; traumatic brain injury; hospital or homebound; or identification as dual sensory impaired, as defined by rules of the State Board of Education and evidenced

126 | by reports from local school districts. The term "hospital or
127 | homebound" includes a student who has a medically diagnosed
128 | physical or psychiatric condition or illness, as defined by the
129 | state board in rule, and who is confined to the home or hospital
130 | for more than 6 months.

131 | Section 5. This act shall take effect July 1, 2025.