

By Senator Calatayud

38-01141-25

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1 A bill to be entitled
2 An act relating to diabetes management in schools;
3 amending s. 1002.20, F.S.; authorizing a school
4 district or charter school to annually request a
5 prescription for glucagon from certain entities;
6 authorizing a licensed pharmacist to dispense
7 undesigned glucagon in accordance with specified
8 provisions; authorizing a school district or charter
9 school to enter into arrangements with a manufacturer
10 or supplier to obtain glucagon free of charge or at a
11 fair market or reduced price; authorizing a school
12 district or charter school to obtain monetary
13 donations or apply for grants to purchase glucagon;
14 providing requirements for the storage and
15 administration of glucagon; requiring parental
16 notification after the administration of glucagon;
17 providing certain persons and entities with immunity
18 from civil and criminal liability under certain
19 circumstances; requiring the Department of Health to
20 adopt rules; providing an effective date.

21
22 Be It Enacted by the Legislature of the State of Florida:

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24 Section 1. Paragraph (j) of subsection (3) of section
25 1002.20, Florida Statutes, is amended to read:

26 1002.20 K-12 student and parent rights.—Parents of public
27 school students must receive accurate and timely information
28 regarding their child's academic progress and must be informed
29 of ways they can help their child to succeed in school. K-12

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30 students and their parents are afforded numerous statutory
31 rights including, but not limited to, the following:

32 (3) HEALTH ISSUES.—

33 (j) *Diabetes management.*—A school district may not restrict
34 the assignment of a student who has diabetes to a particular
35 school on the basis that the student has diabetes, that the
36 school does not have a full-time school nurse, or that the
37 school does not have trained diabetes personnel. Diabetic
38 students whose parent and physician provide their written
39 authorization to the school principal may carry diabetic
40 supplies and equipment on their person and attend to the
41 management and care of their diabetes while in school,
42 participating in school-sponsored activities, or in transit to
43 or from school or school-sponsored activities to the extent
44 authorized by the parent and physician and within the parameters
45 set forth by State Board of Education rule. The written
46 authorization shall identify the diabetic supplies and equipment
47 that the student is authorized to carry and shall describe the
48 activities the child is capable of performing without
49 assistance, such as performing blood-glucose level checks and
50 urine ketone testing, administering insulin through the insulin-
51 delivery system used by the student, and treating hypoglycemia
52 and hyperglycemia. The State Board of Education, in cooperation
53 with the Department of Health, shall adopt rules to encourage
54 every school in which a student with diabetes is enrolled to
55 have personnel trained in routine and emergency diabetes care.
56 The State Board of Education, in cooperation with the Department
57 of Health, shall also adopt rules for the management and care of
58 diabetes by students in schools that include provisions to

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59 protect the safety of all students from the misuse or abuse of
60 diabetic supplies or equipment. A school district, county health
61 department, and public-private partner, and the employees and
62 volunteers of those entities, shall be indemnified by the parent
63 of a student authorized to carry diabetic supplies or equipment
64 for any and all liability with respect to the student's use of
65 such supplies and equipment pursuant to this paragraph.

66 1. A school district or charter school may annually request
67 a prescription for glucagon from a county health department or
68 health care provider licensed to issue prescriptions to enable
69 the school to acquire and maintain a supply of undesignated
70 glucagon to treat a student with diabetes who experiences a
71 hypoglycemic emergency or whose prescribed glucagon is not
72 available on site or has expired.

73 2. A licensed pharmacist may dispense undesignated glucagon
74 pursuant to a prescription in accordance with this paragraph.

75 3. A school district or charter school may enter into
76 arrangements with manufacturers of glucagon or other suppliers
77 of glucagon to obtain the products free of charge or at fair
78 market or reduced prices and may obtain monetary donations or
79 apply for grants to purchase glucagon.

80 4. Undesignated glucagon must be stored in a location that
81 is immediately accessible to the school nurse and other school
82 personnel who have been trained to administer glucagon.

83 5. A school district or charter school employee or agent
84 trained in the administration of glucagon shall be responsible
85 for the storage, maintenance, and administration of glucagon
86 stocked by a school in accordance with the manufacturer's
87 instructions. Such undesignated glucagon must be authorized and

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88 made available by a school for administration to students with
89 diabetes as prescribed in the student's diabetes management plan
90 or health care provider's orders and written accommodations
91 plan.

92 6. Immediately after the administration of undesignated
93 glucagon, a school district or charter school employee shall
94 call for emergency assistance and notify a school nurse and the
95 student's parent or guardian or emergency contact.

96 7. A school district or charter school and its employees
97 and agents who acquire, maintain, and administer undesignated
98 glucagon, and the undesignated glucagon prescriber or furnisher,
99 are not liable for any injury or loss to person or property
100 which allegedly results from an act or omission associated with
101 procuring, maintaining, accessing, or using undesignated
102 glucagon pursuant to this section unless the injury is the
103 result of an act or omission that constitutes gross negligence
104 or willful or wanton misconduct.

105 8. The Department of Health, with input from the American
106 Diabetes Association and Florida Association of School Nurses,
107 shall adopt rules to implement the provisions of this paragraph.

108 Section 2. This act shall take effect July 1, 2025.