

1                   A bill to be entitled  
2       An act relating to the use of substances affecting  
3       cognitive function; creating s. 406.139, F.S.;  
4       defining terms; requiring medical examiners to take  
5       specified actions when performing an autopsy on a  
6       decedent who is a violent offender; requiring that  
7       autopsy reports for such individuals include certain  
8       findings and information; requiring notification of  
9       certain findings and information to the Department of  
10      Law Enforcement, the Department of Health, and the  
11      Agency for Health Care Administration; amending s.  
12      456.057, F.S.; authorizing the release of certain  
13      patient records to law enforcement agencies without  
14      patient authorization under certain circumstances;  
15      amending s. 1006.07, F.S.; requiring school safety  
16      specialists to provide school district staff with  
17      certain training on the adverse effects of specified  
18      substances; specifying requirements for training;  
19      amending s. 1006.12, F.S.; requiring safe-school  
20      officers to complete certain training on the adverse  
21      effects of specified substances; specifying  
22      requirements for training; amending s. 381.028, F.S.;  
23      conforming a cross-reference; providing an effective  
24      date.  
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Be It Enacted by the Legislature of the State of Florida:

**Section 1. Section 406.139, Florida Statutes, is created to read:**

406.139 Autopsy of a suspected violent offender.—

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

(a) "Intoxicating substance" means any alcoholic beverage, controlled substance controlled under chapter 893, or chemical substance set forth in s. 877.111.

(b) "Psychotropic drug" means any drug prescribed to affect an individual's mental state, including, but not limited to, antidepressants, antipsychotics, mood stabilizers, and antianxiety medications.

(c) "Violent offender" means any person who is suspected by law enforcement of engaging in unprovoked violence that results in, or is likely to result in, the death or serious bodily injury of another.

(2) CONSULTATION; TOXICOLOGY SCREENING.—If a medical examiner's office performs an autopsy on a decedent who is a violent offender, the medical examiner must do all of the following:

(a)1. Make reasonable efforts to determine the identity of any treating mental health professional or primary care physician of the decedent; and

2. Consult such individuals, if known and available, to

51 obtain information and records regarding the decedent's history  
52 of psychotropic drug use, including any prescribed or  
53 discontinued medications.

54 (b) Order and perform a toxicology screening on the  
55 decedent to determine whether psychotropic drugs or intoxicating  
56 substances are present in the decedent's body.

57 (3) AUTOPSY REPORT; NOTIFICATION.—

58 (a) All findings under subsection (2) must be documented  
59 and included in the final autopsy report, along with any  
60 available corroborating information.

61 (b)1. Any findings relating to the use of intoxicating  
62 substances or psychotropic drugs must be reported to the  
63 Department of Law Enforcement.

64 2. Any findings relating to the use of psychotropic drugs  
65 and, if known, the prescribing facility, must be reported to the  
66 Department of Health and the Agency for Health Care  
67 Administration.

68 **Section 2. Present subsections (8) through (20) of section**  
69 **456.057, Florida Statutes, are redesignated as subsections (9)**  
70 **through (21), respectively, and a new subsection (8) is added to**  
71 **that section, to read:**

72 456.057 Ownership and control of patient records; report  
73 or copies of records to be furnished; disclosure of  
74 information.—

75 (8) Notwithstanding any other law, records must be

76 furnished to a law enforcement agency as defined in s. 914.28  
77 for the purpose of investigating a violent offender as defined  
78 in s. 406.139, provided:

79 (a) Such release is limited to only those records that  
80 confirm whether the suspected person was ever treated with  
81 psychotropic drugs as defined in s. 406.139;

82 (b) The records reasonably relate to such treatment; and

83 (c) The law enforcement agency requests such records.

84 **Section 3. Paragraph (a) of subsection (6) of section**  
85 **1006.07, Florida Statutes, is amended to read:**

86 1006.07 District school board duties relating to student  
87 discipline and school safety.—The district school board shall  
88 provide for the proper accounting for all students, for the  
89 attendance and control of students at school, and for proper  
90 attention to health, safety, and other matters relating to the  
91 welfare of students, including:

92 (6) SAFETY AND SECURITY BEST PRACTICES.—Each district  
93 school superintendent shall establish policies and procedures  
94 for the prevention of violence on school grounds, including the  
95 assessment of and intervention with individuals whose behavior  
96 poses a threat to the safety of the school community.

97 (a) *School safety specialist*.—Each district school  
98 superintendent shall designate a school safety specialist for  
99 the district. The school safety specialist must be a school  
100 administrator employed by the school district or a law

101 enforcement officer employed by the sheriff's office located in  
102 the school district. Any school safety specialist designated  
103 from the sheriff's office must first be authorized and approved  
104 by the sheriff employing the law enforcement officer. Any school  
105 safety specialist designated from the sheriff's office remains  
106 the employee of the office for purposes of compensation,  
107 insurance, workers' compensation, and other benefits authorized  
108 by law for a law enforcement officer employed by the sheriff's  
109 office. The sheriff and the school superintendent may determine  
110 by agreement the reimbursement for such costs, or may share the  
111 costs, associated with employment of the law enforcement officer  
112 as a school safety specialist. The school safety specialist must  
113 earn a certificate of completion of the school safety specialist  
114 training provided by the Office of Safe Schools within 1 year  
115 after appointment and is responsible for the supervision and  
116 oversight for all school safety and security personnel,  
117 policies, and procedures in the school district. The school  
118 safety specialist, or his or her designee, shall:

119       1. In conjunction with the district school superintendent,  
120 annually review school district policies and procedures for  
121 compliance with state law and rules, including the district's  
122 timely and accurate submission of school environmental safety  
123 incident reports to the department pursuant to s. 1001.212(8).  
124 At least quarterly, the school safety specialist must report to  
125 the district school superintendent and the district school board

any noncompliance by the school district with laws or rules regarding school safety.

2. Provide the necessary training and resources to students and school district staff in matters relating to youth mental health awareness and assistance; emergency procedures, including active shooter training; and school safety and security.

3. Provide the necessary training and resources to school district staff in matters relating to the adverse effects of psychotropic drugs and intoxicating substances as those terms are defined in s. 406.139, including the irrational, violent, or suicidal behavior that may be demonstrated by students under the influence of such drugs or substances. The training must include instruction on how such staff can identify and safely interact with students who may be under the influence of such drugs or substances, including de-escalation techniques to ensure student and staff safety.

4. Serve as the school district liaison with local public safety agencies and national, state, and community agencies and organizations in matters of school safety and security.

~~5.4.~~ In collaboration with the appropriate public safety agencies, as that term is defined in s. 365.171, by October 1 of each year, conduct a school security risk assessment at each public school using the Florida Safe Schools Assessment Tool developed by the Office of Safe Schools pursuant to s.

1006.1493. Based on the assessment findings, the district's school safety specialist shall provide recommendations to the district school superintendent and the district school board which identify strategies and activities that the district school board should implement in order to address the findings and improve school safety and security. Each district school board must receive such findings and the school safety specialist's recommendations at a publicly noticed district school board meeting to provide the public an opportunity to hear the district school board members discuss and take action on the findings and recommendations. Each school safety specialist, through the district school superintendent, shall report such findings and school board action to the Office of Safe Schools within 30 days after the district school board meeting.

~~6.5.~~ Conduct annual unannounced inspections, using the form adopted by the Office of Safe Schools pursuant to s. 1001.212(13), of all public schools, including charter schools, while school is in session and investigate reports of noncompliance with school safety requirements.

~~7.6.~~ Report violations of paragraph (f) by administrative personnel and instructional personnel to the district school superintendent or charter school administrator, as applicable.

**Section 4. Subsection (6) of section 1006.12, Florida Statutes, is amended to read:**

1006.12 Safe-school officers at each public school.—For the protection and safety of school personnel, property, students, and visitors, each district school board and school district superintendent shall partner with law enforcement agencies or security agencies to establish or assign one or more safe-school officers at each school facility within the district, including charter schools. A district school board must collaborate with charter school governing boards to facilitate charter school access to all safe-school officer options available under this section. The school district may implement any combination of the options in subsections (1)–(4) to best meet the needs of the school district and charter schools.

(6) CRISIS INTERVENTION TRAINING; SUBSTANCE USE TRAINING.—

(a) Each safe-school officer who is also a sworn law enforcement officer shall complete mental health crisis intervention training using a curriculum developed by a national organization with expertise in mental health crisis intervention. The training must improve the officer's knowledge and skills as a first responder to incidents involving students with emotional disturbance or mental illness, including de-escalation skills to ensure student and officer safety.

(b) Each safe-school officer shall complete training on the adverse effects of psychotropic drugs and intoxicating substances as those terms are defined in s. 406.139, including



the irrational, violent, or suicidal behavior that may be demonstrated by students under the influence of such drugs or substances. The training must include instruction on how such a safe-school officer can identify and safely interact with students who may be under the influence of such drugs or substances, including de-escalation techniques to ensure student and officer safety.

If a district school board, through its adopted policies, procedures, or actions, denies a charter school access to any safe-school officer options pursuant to this section, the school district must assign a school resource officer or school safety officer to the charter school. Under such circumstances, the charter school's share of the costs of the school resource officer or school safety officer may not exceed the safe school allocation funds provided to the charter school pursuant to s. 1011.62(12) and shall be retained by the school district.

**Section 5. Paragraph (c) of subsection (7) of section 381.028, Florida Statutes, is amended to read:**

381.028 Adverse medical incidents.—

(7) PRODUCTION OF RECORDS.—

(c)1. Fees charged by a health care facility for copies of records requested by a patient under s. 25, Art. X of the State Constitution may not exceed the reasonable and actual cost of complying with the request, including a reasonable charge for

the staff time necessary to search for records and prevent the disclosure of the identity of any patient involved in the adverse medical incident through redaction or other means as required by the Health Insurance Portability and Accountability Act of 1996 or its implementing regulations. The health care facility may require payment, in full or in part, before acting on the records request.

2. Fees charged by a health care provider for copies of records requested by a patient under s. 25, Art. X of the State Constitution may not exceed the amount established under s. 456.057(18) ~~s. 456.057(17)~~, which may include a reasonable charge for the staff time necessary to prevent the disclosure of the identity of any patient involved in the adverse medical incident through redaction or other means as required by the Health Insurance Portability and Accountability Act of 1996 or its implementing regulations. The health care provider may require payment, in full or in part, before acting on the records request.

**Section 6.** This act shall take effect July 1, 2026.