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A bill to be entitled  
An act relating to the use of substances affecting cognitive function; creating s. 406.139, F.S.; defining terms; requiring medical examiners to take specified actions when performing an autopsy on a decedent who is a violent offender; requiring that autopsy reports for such individuals include certain findings and information; requiring notification of certain findings and information to the Department of Law Enforcement, the Department of Health, and the Agency for Health Care Administration; amending s. 456.057, F.S.; authorizing the release of certain patient records to law enforcement agencies without patient authorization under certain circumstances; amending s. 1006.07, F.S.; requiring school safety specialists to provide school district staff with certain training on the adverse effects of specified substances; specifying requirements for training; amending s. 1006.12, F.S.; requiring safe-school officers to complete certain training on the adverse effects of specified substances; specifying requirements for training; amending s. 381.028, F.S.; conforming a cross-reference; providing an effective date.

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

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

30       406.139 Autopsy of a suspected violent offender.—

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

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

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

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

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

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

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

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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

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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

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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

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

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

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

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

146       5.4. In collaboration with the appropriate public safety  
147 agencies, as that term is defined in s. 365.171, by October 1 of  
148 each year, conduct a school security risk assessment at each  
149 public school using the Florida Safe Schools Assessment Tool  
150 developed by the Office of Safe Schools pursuant to s.

151 1006.1493. Based on the assessment findings, the district's  
152 school safety specialist shall provide recommendations to the  
153 district school superintendent and the district school board  
154 which identify strategies and activities that the district  
155 school board should implement in order to address the findings  
156 and improve school safety and security. Each district school  
157 board must receive such findings and the school safety  
158 specialist's recommendations at a publicly noticed district  
159 school board meeting to provide the public an opportunity to  
160 hear the district school board members discuss and take action  
161 on the findings and recommendations. Each school safety  
162 specialist, through the district school superintendent, shall  
163 report such findings and school board action to the Office of  
164 Safe Schools within 30 days after the district school board  
165 meeting.

166 6.5. Conduct annual unannounced inspections, using the  
167 form adopted by the Office of Safe Schools pursuant to s.  
168 1001.212(13), of all public schools, including charter schools,  
169 while school is in session and investigate reports of  
170 noncompliance with school safety requirements.

171 7.6. Report violations of paragraph (f) by administrative  
172 personnel and instructional personnel to the district school  
173 superintendent or charter school administrator, as applicable.

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

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176        1006.12 Safe-school officers at each public school.—For  
177        the protection and safety of school personnel, property,  
178        students, and visitors, each district school board and school  
179        district superintendent shall partner with law enforcement  
180        agencies or security agencies to establish or assign one or more  
181        safe-school officers at each school facility within the  
182        district, including charter schools. A district school board  
183        must collaborate with charter school governing boards to  
184        facilitate charter school access to all safe-school officer  
185        options available under this section. The school district may  
186        implement any combination of the options in subsections (1)-(4)  
187        to best meet the needs of the school district and charter  
188        schools.

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

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

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

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

208  
209 If a district school board, through its adopted policies,  
210 procedures, or actions, denies a charter school access to any  
211 safe-school officer options pursuant to this section, the school  
212 district must assign a school resource officer or school safety  
213 officer to the charter school. Under such circumstances, the  
214 charter school's share of the costs of the school resource  
215 officer or school safety officer may not exceed the safe school  
216 allocation funds provided to the charter school pursuant to s.  
217 1011.62(12) and shall be retained by the school district.

218 **Section 5. Paragraph (c) of subsection (7) of section**  
219 **381.028, Florida Statutes, is amended to read:**

220 381.028 Adverse medical incidents.—  
221 (7) PRODUCTION OF RECORDS.—  
222 (c)1. Fees charged by a health care facility for copies of  
223 records requested by a patient under s. 25, Art. X of the State  
224 Constitution may not exceed the reasonable and actual cost of  
225 complying with the request, including a reasonable charge for

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

233 2. Fees charged by a health care provider for copies of  
234 records requested by a patient under s. 25, Art. X of the State  
235 Constitution may not exceed the amount established under s.  
236 456.057(18) ~~s. 456.057(17)~~, which may include a reasonable  
237 charge for the staff time necessary to prevent the disclosure of  
238 the identity of any patient involved in the adverse medical  
239 incident through redaction or other means as required by the  
240 Health Insurance Portability and Accountability Act of 1996 or  
241 its implementing regulations. The health care provider may  
242 require payment, in full or in part, before acting on the  
243 records request.

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