

1 A bill to be entitled
 2 An act relating to student diabetes management; amending
 3 s. 1002.20, F.S.; prohibiting school districts from
 4 restricting the assignment of diabetic students to certain
 5 schools for certain reasons; authorizing a student to
 6 manage diabetes at school with written authorization from
 7 the parent and physician; requiring the State Board of
 8 Education to adopt rules; providing for indemnification of
 9 specified employees, volunteers, and entities; providing
 10 an effective date.

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

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 14 Section 1. Paragraph (j) is added to subsection (3) of
 15 section 1002.20, Florida Statutes, to read:

16 1002.20 K-12 student and parent rights.—Parents of public
 17 school students must receive accurate and timely information
 18 regarding their child's academic progress and must be informed
 19 of ways they can help their child to succeed in school. K-12
 20 students and their parents are afforded numerous statutory
 21 rights including, but not limited to, the following:

22 (3) HEALTH ISSUES.—

23 (j) Diabetes management.—A school district may not
 24 restrict the assignment of a student who has diabetes to a
 25 particular school on the basis that the student has diabetes,
 26 that the school does not have a full-time school nurse, or that
 27 the school does not have trained diabetes personnel. Diabetic
 28 students whose parent and physician provide their written

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29 authorization to the school principal may carry diabetic
30 supplies and equipment on their person and attend to the
31 management and care of their diabetes while in school to the
32 extent authorized by the parent and physician and within the
33 parameters set forth by State Board of Education rule. The
34 written authorization shall identify the diabetic supplies and
35 equipment that the student is authorized to carry and describe
36 the activities the child is capable of performing without
37 assistance, such as performing blood-glucose level checks and
38 urine ketone testing, administering insulin through the insulin-
39 delivery system used by the student, and treating hypoglycemia
40 and hyperglycemia. The State Board of Education, in cooperation
41 with the Department of Health, shall adopt rules for the
42 management and care of diabetes by students in schools that
43 include provisions to protect the safety of all students from
44 the misuse or abuse of diabetic supplies or equipment. A school
45 district, county health department, and public-private partner
46 and their employees and volunteers shall be indemnified by the
47 parent of a student authorized to carry diabetic supplies or
48 equipment for any and all liability with respect to the
49 student's use of such supplies and equipment pursuant to this
50 paragraph.

51 Section 2. This act shall take effect July 1, 2010.