

Bill No. SB 1766

Barcode 034164

CHAMBER ACTION

Senate

House

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The Committee on Education (Baker) recommended the following amendment:

Senate Amendment (with title amendment)

Delete everything after the enacting clause

and insert:

Section 1. Section 1006.0625, Florida Statutes, is created to read:

1006.0625 Administration of psychotropic medication; prohibition; conditions.--

(1) As used in this section, the term "psychotropic medication" means a prescription medication that is used for the treatment of mental disorders and includes, without limitation, antihypnotics, antipsychotics, antidepressants, anxiety agents, sedatives, psychomotor stimulants, and mood stabilizers.

(2) A recipient of state funds shall not require a student to be prescribed or administered any psychotropic medication as a condition of such student receiving educational or school-based services, including, but not

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1 limited to, school enrollment, class attendance,
 2 extracurricular activity participation, or school-related
 3 event attendance, that are financed in whole or part by state
 4 funds. A psychotropic medication shall be administered
 5 pursuant to s. 1006.062.

6 (3) A school or school district personnel shall not
 7 make a referral for diagnosis or treatment of any student for
 8 any disorder listed in the Diagnostic and Statistical Manual
 9 of Mental Disorders without full disclosure. The disclosure
 10 must include the fact that the behaviors could be the result
 11 of underlying physical conditions, that the parent should
 12 consult a medical doctor to rule out physical causes, that the
 13 parent has the right to refuse the psychological screening,
 14 and that the label of a mental disorder will stay on a
 15 student's permanent medical record. However, this subsection
 16 does not prohibit a teacher or the school district personnel
 17 from sharing classroom-based observations with parents
 18 regarding a student's academic and functional performance and
 19 behavior in the classroom or school.

20 Section 2. This act shall take effect upon becoming a
 21 law.

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24 ===== T I T L E A M E N D M E N T =====

25 And the title is amended as follows:

26 Delete everything before the enacting clause

27

28 and insert:

29 A bill to be entitled

30 An act relating to administration of medication

31 to public school students; creating s.

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1 1006.0625, F.S.; defining the term
2 "psychotropic medication"; prohibiting a
3 recipient of state funds from requiring a
4 student to be prescribed or administered
5 psychotropic medication as a condition of
6 receipt of educational services financed by
7 state funds; providing requirements for
8 administration; providing a restriction
9 relating to referral for diagnosis or treatment
10 of mental disorders without full disclosure;
11 providing requirements for disclosure;
12 providing an effective date.

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