By the Committee on Education; and Senator Crist

581-2164-05

1	A bill to be entitled
2	An act relating to administration of medication
3	to public school students; creating s.
4	1006.0625, F.S.; defining the term
5	"psychotropic medication"; prohibiting a
6	recipient of state funds from requiring a
7	student to be prescribed or administered
8	psychotropic medication as a condition of
9	receipt of educational services financed by
10	state funds; providing requirements for
11	administration; providing a restriction
12	relating to referral for diagnosis or treatment
13	of mental disorders; providing an effective
14	date.
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16	Be It Enacted by the Legislature of the State of Florida:
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18	Section 1. Section 1006.0625, Florida Statutes, is
19	created to read:
20	1006.0625 Administration of psychotropic medication;
21	<pre>prohibition; conditions</pre>
22	(1) As used in this section, the term "psychotropic
23	medication" means a prescription medication that is used for
24	the treatment of mental disorders and includes, without
25	limitation, antihypnotics, antipsychotics, antidepressants,
26	anxiety agents, sedatives, psychomotor stimulants, and mood
27	stabilizers.
28	(2) A recipient of state funds shall not require a
29	student to be prescribed or administered any psychotropic
30	medication as a condition of such student receiving
31	educational or school-based services, including, but not

1	<u>limited to, school enrollment, class attendance,</u>
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. However, this subsection does not
10	prohibit a teacher or the school district personnel from
11	sharing classroom-based observations with parents regarding a
12	student's academic and functional performance and behavior in
13	the classroom or school.
14	Section 2. This act shall take effect upon becoming a
15	law.
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17	STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN COMMITTEE SUBSTITUTE FOR
18	Senate Bill 1766
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20	The committee substitute makes the following changes:
21	-Deletes the requirements related to dispensing psychotropic medication by licensed health care
22	professionals.
23	-Requires psychotropic medication to be administered pursuant to s.1006.062,F.S.
24	-Prohibits school or school district personnel from
25	making referrals for the diagnosis or treatment of a student for any disorder listed in the Diagnostic and
26	Statistical Manual of Mental Disorders.
27	-Allows teachers or school district personnel to share
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29	performance.
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