



731612

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/02/2016	.	
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	.	

The Committee on Education Pre-K - 12 (Brandes) recommended the following:

Senate Amendment (with title amendment)

Delete lines 58 - 96

and insert:

~~maintain~~ in a ~~locked,~~ secure location on the public school's ~~its~~ premises ~~a supply of epinephrine auto-injectors for use if a student is having an anaphylactic reaction.~~ The participating school district shall adopt a protocol developed by a licensed physician for the administration by school personnel who are trained to recognize an anaphylactic reaction and to administer



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11 an epinephrine auto-injection. The supply of epinephrine auto-
12 injectors may be provided to and used by a student authorized to
13 self-administer epinephrine by auto-injector under subparagraph
14 1. or trained school personnel.

15 3. The school district and its employees, ~~and~~ agents, and
16 ~~including~~ the physician who provides the standing protocol for
17 school epinephrine auto-injectors, are not liable for any injury
18 arising from the use of an epinephrine auto-injector
19 administered by trained school personnel who follow the adopted
20 protocol and whose professional opinion is that the student is
21 having an anaphylactic reaction:

22 a. Unless the trained school personnel's action is willful
23 and wanton;

24 b. Notwithstanding that the parents or guardians of the
25 student to whom the epinephrine is administered have not been
26 provided notice or have not signed a statement acknowledging
27 that the school district is not liable; and

28 c. Regardless of whether authorization has been given by
29 the student's parents or guardians or by the student's
30 physician, physician's assistant, or advanced registered nurse
31 practitioner.

32 Section 3. Subsection (17) of section 1002.42, Florida
33 Statutes, is amended to read:

34 1002.42 Private schools.—

35 (17) EPINEPHRINE SUPPLY.—

36 (a) A private school may purchase a supply of epinephrine
37 auto-injectors from a wholesale distributor as defined in s.
38 499.003 or may enter into an arrangement with a wholesale
39 distributor or manufacturer as defined in s. 499.003 for the



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40 epinephrine auto-injectors at fair-market, free, or reduced
41 prices for use in the event a student has an anaphylactic
42 reaction. The epinephrine auto-injectors must be maintained and
43 maintain in a locked, secure location on the private school's
44

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

46 And the title is amended as follows:

47 Between lines 8 and 9

48 insert:

49 revising the storage requirements for epinephrine
50 auto-injectors;