

1                   A bill to be entitled  
2           An act relating to naloxone in schools; amending s.  
3           1002.20, F.S.; authorizing a public school to purchase  
4           a supply or enter into an arrangement to receive a  
5           supply of the opioid antagonist naloxone for a certain  
6           purpose; specifying requirements for the maintenance  
7           of the naloxone; requiring the school district to  
8           adopt a protocol for the administration of naloxone;  
9           providing that a school district and its employees and  
10          agents and the physician who provides the protocol are  
11          not liable for any injury arising from the  
12          administration of the naloxone pursuant to the  
13          protocol; providing exceptions; 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. Paragraph (n) is added to subsection (3) of  
19          section 1002.20, Florida Statutes, to read:

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

26           (3) HEALTH ISSUES.—  
 27           (n) Naloxone use and supply.—  
 28           1. A public school may purchase a supply of the opioid  
 29 antagonist naloxone from a wholesale distributor as defined in  
 30 s. 499.003 or may enter into an arrangement with a wholesale  
 31 distributor or manufacturer as defined in s. 499.003 for  
 32 naloxone at fair-market, free, or reduced prices for use in the  
 33 event a student has an opioid overdose. The naloxone must be  
 34 maintained in a secure location on the public school's premises.  
 35 The participating school district shall adopt a protocol  
 36 developed by a licensed physician for the administration of the  
 37 drug by school personnel who are trained to recognize an opioid  
 38 overdose and to administer naloxone.  
 39           2. The school district and its employees and agents and  
 40 the physician who provides the standing protocol for school  
 41 naloxone are not liable for any injury arising from the use of  
 42 the drug if it is administered by trained school personnel who  
 43 follow the standing protocol and whose professional opinion is  
 44 that the student is having an opioid overdose:  
 45           a. Unless the trained school personnel's action is willful  
 46 and wanton;  
 47           b. Notwithstanding that the parents or guardians of the  
 48 student to whom the naloxone is administered have not been  
 49 provided notice or have not signed a statement acknowledging  
 50 that the school district is not liable; and

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51 c. Regardless of whether authorization has been given by  
52 the student's parents or guardians or by the student's  
53 physician, physician's assistant, or advanced practice  
54 registered nurse.

55 Section 2. This act shall take effect July 1, 2020.