



Legislative Review and Update Florida Association of School Nurses Spring Webinar

May 18, 2022

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FLORIDA DEPARTMENT OF
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Agenda



- Past Legislative Session Highlights
 - House Bill (HB) 213: Immunization Registry
 - HB 241: Parents' Bill of Rights
- 2022 Legislative Session
 - HB 173: Care of Students with Epilepsy or Seizure Disorders
 - Senate Bill (SB) 544: Drug-related Overdose Prevention
- Questions/Answers



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2019 Legislative Session HB 213: Immunization Registry

Effective Date: January 1, 2021

Keys to Understanding

The Bill

- [HB 213](#): Immunization Registry – Effective date: January 1, 2021.

Florida Statutes Impacted by the Bill

- [381.003](#) – Communicable disease and AIDS prevention and control.
- [1003.22](#) – School-entry health examinations; immunization against communicable diseases; exemptions; duties of the Florida Department of Health (FDOH).

The Memos

- [DPS: 2019-81: 2019 Legislation: HB 213, Immunization Registry](#)
- [DPS: 2021-80: Recent Changes to Florida's Immunization Registry](#)

Immunization Registry – Section (s.) 381.003, Florida Statutes (F.S.)

- Section 381.003(1)(e)2., F.S.
 - Add provisions for a parent to refuse to have his or her child included in the state registry of immunizations, and for college or university students to refuse to be included in the state registry of immunizations.
 - Allow parents and college or university students to submit opt-out forms directly to FDOH.

Immunization Registry – s. 381.003, F.S.

- Section 381.003(1)(e)5., F.S.
 - Require licensed health care practitioners to report student vaccination data to the state registry of immunizations, unless a parent of a student, or college or university student, opts out.
 - Require licensed health care practitioners to submit an opt-out form to FDOH.
 - Allow the uploading of data from existing automated systems as an acceptable method to update immunization information in the state registry of immunizations.

Immunization Registry – s. 381.003, F.S.

- Section 381.003(2), F.S.
 - Provide rulemaking authority to FDOH.

Immunization Registry – s. 1003.22, F.S.

- Section 1003.22(4)(a), F.S.
 - Requires each district school board or private school governing authority to establish a policy requiring each student, prior to attending a Florida public or private school, to have on file with the state registry of immunizations, or present to or have on file with the school, a certification of immunization for the prevention of those communicable diseases for which immunization is required by FDOH.
 - Requires any student who is excluded from participation in the state registry of immunizations to present or have on file with the school the certification of immunization.

Immunization Registry – s. 1003.22, F.S.

- Section 1003.22(4)(b), F.S.
 - Requires the screening of scoliosis at the appropriate age.

Recommendations

- FDOH recommends:
 - Schools apply for *View-Only* access to Florida SHOTS online to view student vaccination records and Florida Certification of Immunization (DH Form 680) and Religious Exemption Form Immunization (DH Form 681) at <https://flshotsusers.com/schools-child-care-centers>.
 - School nurses who administer vaccines may apply to have a *Full-Access* account to enter student and vaccination data and view immunization records already in the system at <https://www.flshots.com/flshots/enroll/applicantquestions.html>.

Frequently Asked Questions

- How can I get help with Florida SHOTS?
 - Free support for Florida SHOTS issues Monday-Friday, 8 a.m.-5 p.m. ET, by phone 877-888-7468, flshots@FLhealth.gov.
 - Merging duplicate shot records.
 - Adding account administrators and unlocking accounts.
 - Questions about any Florida SHOTS features.
 - Requesting Florida SHOTS materials.
 - General immunization questions.



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2021 Legislative Session HB 241: Parents' Bill of Rights

Effective Date: July 1, 2021

Keys to Understanding

The Bill

- [HB 241](#): Parents' Bill of Rights.

Chapter of Florida Statutes Created by the Bill

- [1014](#) – Parents' Bill of Rights.

Florida Statutes Impacted by the Bill

- [408.813](#) – Administrative fines; violations.
- [456.072](#) – Grounds for discipline; penalties; enforcement.

Keys to Understanding – continued

The Major Components of Chapter 1014, F.S.

1. Parental Rights – s. 1014.04, F.S.
2. Notifications on Parental Rights – s. 1014.05, F.S.
3. Parental Consent for Health Care Services – s. 1014.06, F.S.

Parental Rights – s. 1014.02, F.S.

- Section 1014.02(1), F.S.
 - Provides that important information relating to a minor child should not be withheld from a parent, including information relating to the minor child’s health while in the custody of the school district.
- Section 1014.02(2), F.S.
 - For purposes of this chapter, the term “parent” means a person who has legal custody of a minor child, such as a natural or adoptive parent or a legal guardian.

Parental Rights – s. 1014.04, F.S.

- Section 1014.04(1), F.S.
 - All parental rights are reserved to the parent of a minor child in this state without obstruction or interference from the state, any of its political subdivisions, any other governmental entity or any other institution, including, but not limited to, all of the following rights of a parent of a minor child in this state (a)-(j).
- Section 1014.04(2)(c), F.S. – This section does not:
 - Prohibit a court of competent jurisdiction, law enforcement officer or employees of a government agency that is responsible for child welfare from acting in his or her official capacity within the reasonable and prudent scope of his or her authority.

Notifications on Parental Rights – s. 1014.05, F.S.

- Section 1014.05(1), F.S.
 - Each district school board shall, in consultation with parents, teachers and administrators, develop and adopt a policy to promote parental involvement in the public school system.
- Section 1014.05(2), F.S.
 - A district school board may provide the information required in this section electronically or post such information on its website.
- Section 1014.05(3), F.S.
 - A parent may request, in writing, from the district school superintendent the information required under this section. Within 10 days, the district school superintendent must provide such information to the parent.

Parental Consent for Health Care Services – s. 1014.06, F.S.

- Section 1014.06(1), F.S.
 - Except as otherwise provided by law, a health care practitioner, as defined in s. 456.001, F.S., or an individual employed by such health care practitioner, may not provide or solicit or arrange to provide health care services or prescribe medicinal drugs to a minor child without first obtaining written parental consent.

Parental Consent for Health Care Services – s. 1014.06, F.S. – continued

- Section 1014.06(1), F.S.
 - **Sections 394.4784 and 743.064, F.S.,** are two statutes that allow health care without first requiring parental consent:
 - **Section 394.4784, F.S. – Minors; access to outpatient crisis intervention services and treatment –**

This statute allows a child 13 years of age or older the right to consent to mental health diagnostic services not to exceed two visits during one week in response to a crisis situation and the right to consent to outpatient crisis intervention services not to exceed two visits during one week in response to a crisis situation.

Parental Consent for Health Care Services – s. 1014.06, F.S. – continued

- Section 1014.06(1), F.S. – continued
 - **Section 743.064, F.S. – Emergency medical care or treatment to minors without parental consent.** (1) The absence of parental consent notwithstanding, a physician licensed under chapter 458 or an osteopathic physician licensed under chapter 459 may render emergency medical care or treatment to any minor who has been injured in an accident or who is suffering from an acute illness, disease or condition if, within a reasonable degree of medical certainty, delay in initiation or provision of emergency medical care or treatment would endanger the health or physical well-being of the minor.

Parental Consent for Health Care Services – s. 1014.06, F.S. – continued

- Section 1014.06(1), F.S.
 - **Section 456.001(4), F.S.**, [...] means any person licensed under chapter 457; chapter 458; chapter 459; chapter 460; chapter 461; chapter 462; chapter 463; chapter 464; chapter 465; chapter 466; chapter 467; part I, part II, part III, part V, part X, part XIII, or part XIV of chapter 468; chapter 478; chapter 480; part I, part II or part III of chapter 483; chapter 484; chapter 486; chapter 490; or chapter 491.

Parental Consent for Health Care Services – s. 1014.06, F.S. – continued

- Section 1014.06(5), F.S.
 - A health care practitioner or other person who violates this section is subject to disciplinary action pursuant to ss. 408.813 or 456.072, F.S., as applicable, and commits a misdemeanor of the first degree, punishable as provided in ss. 775.082 or 775.083, F.S.



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2022 Legislative Session

HB 173: Care of Students with Epilepsy or Seizure Disorders

Effective Date: July 1, 2022

Keys to Understanding

The Bill

- [HB 173](#): Care of Students with Epilepsy or Seizure Disorders.

Section of Florida Statutes Created by the Bill

- [1006.0626](#) – Care of students with epilepsy or seizure disorders (Chapter 2022-19).

The Memo

- [DPS: 2022-49: School Health Legislative Changes in HB 173 and SB 544](#).

Individual Seizure Action Plan (ISAP)

- The ISAP, pursuant to s. 1006.0626(2)(b), F.S., must:
 - Be developed by a medical professional in consultation with a parent and signed by both individuals.
 - Include specified information such as recommended care, symptoms, accommodations, prescribed rescue medication and contact information for medical assistance.
 - Be submitted by a parent to the school principal and school nurse or other appropriate school employee.
 - Remain in effect until the parent submits a revised ISAP.

School Requirements

- Section 1006.0626(2)(a), F.S., requires a school to:
 - Implement an ISAP once a parent submits an ISAP to the school principal and school nurse to inform school personnel of the unique health care services required by the student and how to respond in emergency situations.

- Section 1006.0626(2)(a), F.S., directs a school to:
 - Provide employees whose duties include regular contact a student with an ISAP with:
 - Notice of the student's condition.
 - Information from the ISAP on how to provide the recommended care for the student if he or she shows symptoms of the epilepsy or seizure disorder.
 - Parental and emergency contact information.

Staff Requirements

- Mandates a school nurse or an appropriate school employee of a school to:
 - In accordance with s. 1006.062, F.S., coordinate the provision of epilepsy and seizure disorder care, including administering medication as outlined in a student's ISAP.
 - Verify the school employees whose duties include regular contact with a student with an ISAP have completed training in the recognition of symptoms and care of students with epilepsy and seizure disorders.

Florida Department of Education (FDOE)

- Pursuant to s. 1006.0626(3)(b), F.S., FDOE must:
 - Identify on its website one or more online training courses that are provided by a nonprofit national organization that supports the welfare of individuals with epilepsy and seizure disorders and are available free of charge to schools.

STUDENT SUPPORT SERVICES

[Mental Health Plans](#)

[District Student Services
Directors](#)

[Graduation Requirements](#)

[Medicaid in Schools](#)

[Military Family Resources](#)

[Multi-tiered System of Supports
\(MTSS\)](#)

[School Health Services](#)

[Staff Contacts](#)

School Health Services


Training opportunities for school personnel that support the welfare of individuals with epilepsy and seizure disorders:

- [Epilepsy Florida-Seizure Recognition and First Aid Training for School Personnel \(On Demand\)](#)
- [Epilepsy Foundation-Seizure Training for School Personnel \(On Demand\)](#)
- [Epilepsy Foundation-Seizure Training for School Nurse: Caring for Students \(On Demand\)](#)


For more information, contact:

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Resources




[Course Catalog](#)
[Educational Videos](#)
[→ Sign In](#)
[Sign Up](#)




[Start On Demand Course](#)

Related courses



Seizure Training for School Nurses: Caring for Students with Psychogenic Seizures (On Demand)



Seizure Training for School Nurses: Using Rescue Therapies in Epilepsy Care (On Demand)


Seizure Training for School Nurses: Caring for Students (On Demand) – v2.0

- 🕒 2 hours and 45 minutes
- 📅 Available Now (On Demand)
- 🏠 Access from anywhere (Online) and Access Anytime (On Demand)
- 📜 Certificate of Completion
- 📄 2.75 CNE Continuing Education Credits
- ❓ [Frequently Asked Questions](#)
- ☰ [Course Objectives](#)
- 👤 [Technical Support](#)


Seizure Training for School Nurses: Caring for Students is a program designed to provide the school nurse with information, strategies, and resources that will enable him/her to better manage the student with seizures by:

[Epilepsy Foundation - Seizure Training for School Nurses: Caring for Students \(On Demand\)](#)

Resources – continued




[Course Catalog](#)
[Educational Videos](#)
[➔ Sign In](#)
[Sign Up](#)



[Start On Demand Course](#)

Related courses



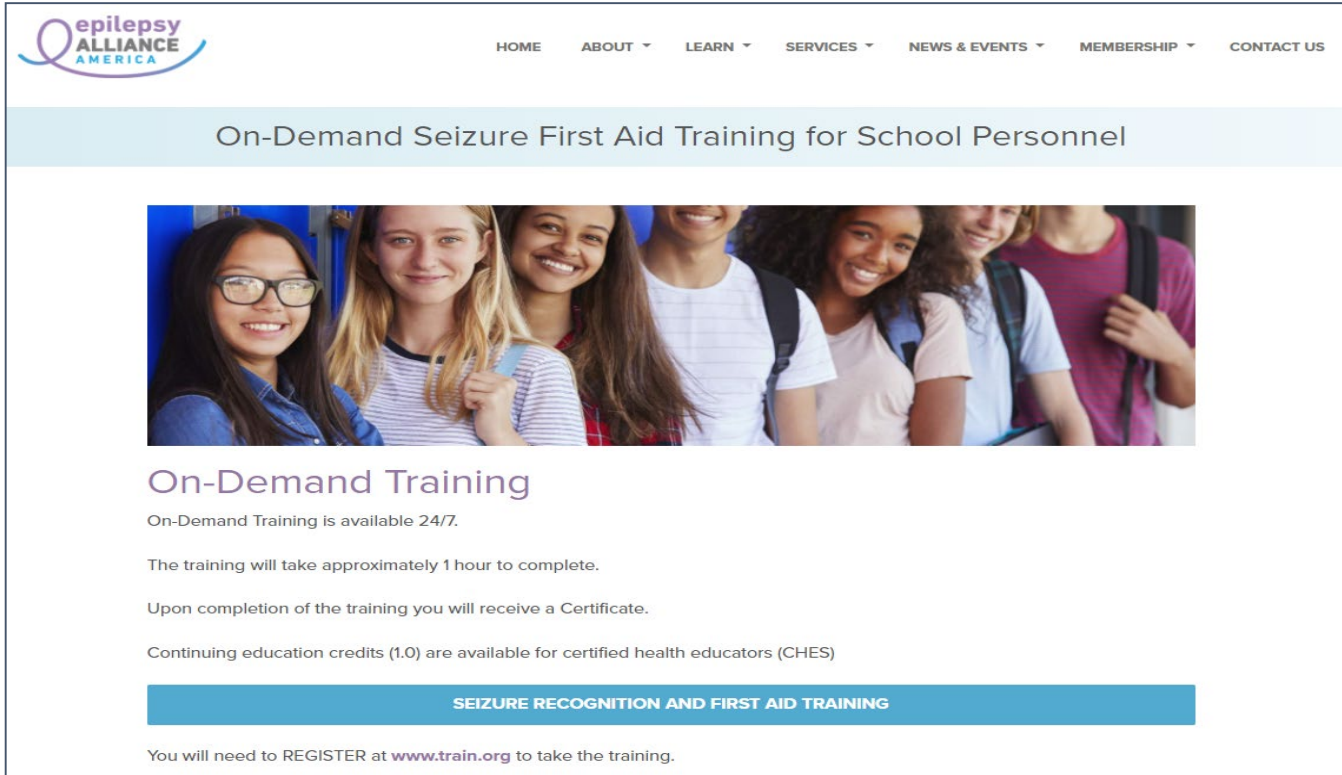
Seizure Training for School Nurses: Caring for Students (On Demand) - 2021

Seizure Training for School Personnel (On Demand) – v2.0

- 🕒 75 minutes
- 📅 Available Now (On Demand)
- 🏠 Access from anywhere (Online) and Access Anytime (On Demand)
- 📄 Certificate of Completion
- 📜 CHES™/MCHES™ Continuing Education Credits
- ❓ Frequently Asked Questions
- ☰ Course Objectives
- 👤 Technical Support

[Epilepsy Foundation - Seizure Training for School Personnel \(On Demand\)](#)

Resources – continued




The screenshot shows the website for Epilepsy Alliance America. At the top left is the logo, and at the top right is a navigation menu with links for HOME, ABOUT, LEARN, SERVICES, NEWS & EVENTS, MEMBERSHIP, and CONTACT US. The main heading is "On-Demand Seizure First Aid Training for School Personnel". Below this is a photograph of a diverse group of smiling students. The sub-heading is "On-Demand Training". The text below states: "On-Demand Training is available 24/7.", "The training will take approximately 1 hour to complete.", "Upon completion of the training you will receive a Certificate.", and "Continuing education credits (1.0) are available for certified health educators (CHES)". A blue button labeled "SEIZURE RECOGNITION AND FIRST AID TRAINING" is present. At the bottom, it says "You will need to REGISTER at www.train.org to take the training."

epilepsy ALLIANCE AMERICA

HOME ABOUT ▾ LEARN ▾ SERVICES ▾ NEWS & EVENTS ▾ MEMBERSHIP ▾ CONTACT US

On-Demand Seizure First Aid Training for School Personnel



On-Demand Training

On-Demand Training is available 24/7.

The training will take approximately 1 hour to complete.

Upon completion of the training you will receive a Certificate.

Continuing education credits (1.0) are available for certified health educators (CHES)

SEIZURE RECOGNITION AND FIRST AID TRAINING

You will need to REGISTER at www.train.org to take the training.

[Epilepsy Alliance America – On-Demand Seizure First Aid Training for School Personnel](#)

Resources – continued

TRAIN Florida



HOME
COURSE CATALOG
YOUR LEARNING
CALENDAR
RESOURCES
DISCUSSIONS

Q

[HELP](#)

Seizure Recognition and First Aid Training for School Personnel

[← Back](#)

History

[+ Register](#)



RESUME COURSE DETAILS

Free No Cost for this training

Completed
Web-Based Training - Self-Study
ID 1101506
Skill Level: Introductory
1h

★★★★☆ (82)

This Seizure Recognition and First Aid Training was developed for school personnel. All school personnel - teachers, administrators, nurses, drivers, coaches, aides, custodians - can benefit from this training. While the training addresses specifics about the school-setting, anyone seeking to learn the basics of epilepsy and how to recognize and respond to a seizure could benefit from the content.

[Epilepsy Florida-Seizure Recognition and First Aid Training for School Personnel \(On-Demand\)](#)



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2022 Legislative Session SB 544: Drug-related Overdose Prevention

Effective Date: July 1, 2022

Keys to Understanding

The Bill

- [SB 544](#): Drug-related Overdose Prevention – Effective date: July 1, 2022.

Florida Statutes Impacted by the Bill

- [1002.20](#) – K-12 student and parent rights (Chapter 2022-28).

The Memo

- [DPS: 2022-49: School Health Legislative Changes in HB 173 and SB 544](#).

Health Issues – s. 1002.20(3), F.S.

- Amends s. 1002.20, F.S., to:
 - Allow a public school to purchase a supply of the opioid antagonist naloxone from a wholesale distributor as defined in s. 499.003, F.S., or may enter into an arrangement with a wholesale distributor or manufacturer as defined in s. 499.003, F.S., for naloxone at fair-market, free, or reduced prices for use in the event that a student has an opioid overdose.
 - Require naloxone be maintained in a secure location on the school's premises.
 - Exempt a school district employee from civil liability if he or she administers an approved emergency opioid antagonist to a student in compliance with s. 381.887, F.S., relating to emergency treatment for suspected opioid overdose and s. 768.13, F.S., relating to the Good Samaritan.

Questions



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