2017 Regular Session

HOUSE BILL NO. 412

BY REPRESENTATIVES LEBAS, AMEDEE, ARMES, TERRY BROWN, FOIL, HOFFMANN, STAGNI, AND THOMAS

1 AN ACT 2 To enact R.S. 17:436.1(L) and 3996(B)(13), relative to the administration of medication at 3 public schools; to except sunscreen from requirements and restrictions pertaining to 4 the administration of medication to public school students; to authorize a student to 5 possess and self-apply sunscreen; to authorize a public school employee to volunteer 6 to apply sunscreen to a student under certain circumstances; to provide a limitation 7 of liability; and to provide for related matters. 8 Be it enacted by the Legislature of Louisiana: 9 Section 1. R.S. 17:436.1(L) and 3996(B)(13) are hereby enacted to read as follows: 10 §436.1. Administration of medication; definition; conditions; restrictions; 11 exceptions 12 13 L.(1) Notwithstanding Subsection A of this Section, the definition of 14 "medication" shall not include sunscreen. 15 (2) For purposes of this Subsection, "sunscreen" means a compound 16 topically applied to prevent sunburn. 17 (3) A student may possess and self-apply sunscreen at school, on a school 18 bus, or at a school-sponsored function or activity without parental consent or the 19 authorization of a physician. 20 (4) If a student is unable to self-apply sunscreen, a school employee may 21 volunteer to apply the sunscreen to the student. A school employee may apply 22 sunscreen to a student only if his parent or legal guardian has provided written 23 consent for this application, and neither a school employee nor his employer shall

1 be held liable for any adverse reaction relating to the employee's application of the 2 sunscreen or his cessation of such application. 3 4 §3996. Charter schools; exemptions; requirements 5 6 B. Notwithstanding any state law, rule, or regulation to the contrary and 7 except as may be otherwise specifically provided for in an approved charter, a 8 charter school established and operated in accordance with the provisions of this 9 Chapter and its approved charter and the school's officers and employees shall be 10 exempt from all statutory mandates or other statutory requirements that are 11 applicable to public schools and to public school officers and employees except for 12 the following laws otherwise applicable to public schools with the same grades: 13 14 (13) Administration of medication and exceptions thereto, R.S. 17:436.1. 15 SPEAKER OF THE HOUSE OF REPRESENTATIVES PRESIDENT OF THE SENATE GOVERNOR OF THE STATE OF LOUISIANA

**ENROLLED** 

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APPROVED: \_\_\_\_