

AMENDMENTS TO HOUSE BILL NO. 1228

Sponsor: REPRESENTATIVE ENGLISH

Printer's No. 1455

1 Amend Bill, page 1, lines 13 through 20; page 2, lines 1
2 through 20; by striking out all of said lines on said pages and
3 inserting

4 Section 1414.10. Sun Protection Measures for Students.--(a)
5 A school entity shall allow the following during school hours,
6 at a school-sponsored activity or while under the supervision of
7 school personnel:

8 (1) The outdoor use by a student of sun-protective clothing,
9 including, but not limited to, a hat. Nothing in this clause
10 shall be construed to prevent a school entity from prohibiting
11 certain clothing or hats based on the inappropriateness of the
12 graphics, color or message of the clothing or hats.

13 (2) Except as provided under subsection (b), the possession,
14 application or use by a student of a nonaerosol topical
15 sunscreen product without a physician's note or prescription if:

16 (i) The nonaerosol topical sunscreen product is approved by
17 the Food and Drug Administration for over-the-counter use for
18 the purpose of limiting ultraviolet light-induced skin damage.

19 (ii) The parent or guardian of the student submits a form
20 provided by the school entity to the appropriate school
21 personnel which attests to the following:

22 (A) The school entity is not responsible for ensuring that
23 the nonaerosol topical sunscreen product is applied by the
24 student.

25 (B) The student has demonstrated to the parent or guardian
26 that the student is capable of self-applying the nonaerosol
27 topical sunscreen product.

28 (iii) The student submits a form provided by the school
29 entity to the appropriate school personnel which attests to the
30 following:

31 (A) The student knows the proper method of self-applying the
32 nonaerosol topical sunscreen product.

33 (B) The student knows the proper safety precautions for the
34 handling and disposal of the nonaerosol topical sunscreen
35 product.

36 (b) The Department of Education shall develop model forms
37 that school entities may use to satisfy the requirements under

1 subsection (a)(2)(ii) and (iii).

2 (c) The following apply:

3 (1) A school entity may revoke or restrict the possession,
4 application or use of a nonaerosol topical sunscreen product by
5 a student if any of the following occurs:

6 (i) The student fails to comply with school rules concerning
7 the possession, application or use of the nonaerosol topical
8 sunscreen product.

9 (ii) The student shows an unwillingness or inability to
10 safeguard the nonaerosol topical sunscreen product from access
11 by other students.

12 (2) If a school entity revokes or restricts the possession,
13 application or use of a nonaerosol topical sunscreen product by
14 a student under paragraph (1), the school entity shall provide
15 written notice of the revocation or restriction to the student's
16 parent or guardian.

17 (d) For purposes of this section, the following terms shall
18 have the following meanings:

19 "School entity." A school district, intermediate unit,
20 charter school or area vocational-technical school.