

# SENATE APPROPRIATIONS COMMITTEE FISCAL NOTE

**BILL NO.** House Bill 1228

**PRINTER NO.** 3299

**AMOUNT**

No Fiscal Impact

**FUND**

General Fund

**DATE INTRODUCED**

April 17, 2017

**PRIME SPONSOR**

Representative English

**DESCRIPTION**

House Bill 1228 establishes a new section 1414.10 (Sun Protection Measures for Students) in the Public School Code to allow students to wear sun protective clothing outdoors and self-apply a topical sunscreen during school, at school activities and while under supervision of school personnel without a note or prescription from their physician.

The legislation requires a school entity to allow the outdoor use of sun protective clothing at a school-sponsored event, including, but not limited to, a hat.

The legislation requires a school entity to allow the possession and use of a non-aerosol topical sunscreen if the sunscreen is approved by the Food and Drug Administration for over-the-counter use for the purpose of limiting light-induced skin damage and the parent submits a form provided by the school entity which attests that the school entity is not responsible for ensuring that sunscreen is applied, the student is capable of administering sunscreen, and the student knows the proper precautions for handling and disposal of sunscreen.

The legislation requires the Department of Education (department) to develop a model form for school entities to provide to parents to make the required attestation.

The legislation allows for a school entity to revoke or restrict the application of sunscreen by a student if the student fails to comply with school rules concerning the possession, application or use of sunscreen or shows an unwillingness or inability to safeguard the sunscreen from access by other students.

The legislation defines the term "school entity" as a school district, intermediate unit, charter school or area vocational-technical school.

The legislation is scheduled to become effective in 60 days.

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## FISCAL NOTE

### **FISCAL IMPACT:**

The enactment of House Bill 1228 will have no fiscal impact on Commonwealth funds. The cost to develop the model form for parents to make the required attestation should be minimal as the development of such forms is routine to the department's mission and can be accomplished within its general government operating appropriation.

The cost to school entities to administer the provisions contained in the legislation should be minimal as they maintain well-established procedures to address student healthcare needs.