



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB4216

by Rep. Margo McDermed

SYNOPSIS AS INTRODUCED:

105 ILCS 5/10-20.67 new
105 ILCS 5/34-18.60 new

Amends the School Code. Requires a public school to permit a student, without the authorization of the student's parent or legal guardian or a physician, to possess or self-apply sunscreen that is regulated by the U.S. Food and Drug Administration. Provides that if a student is unable to self-apply sunscreen, a volunteer school employee may apply the sunscreen on the student if the student's parent or legal guardian provides written consent for the assistance. Sets forth provisions concerning liability. Effective immediately.

LRB100 15390 NHT 30374 b

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by adding Sections
5 10-20.67 and 34-18.60 as follows:

6 (105 ILCS 5/10-20.67 new)

7 Sec. 10-20.67. Sunscreen permitted.

8 (a) As used in this Section:

9 "Sunscreen" means a compound topically applied to prevent
10 sunburn.

11 "Volunteer school employee" means an employee of a school
12 district that voluntarily offers to apply sunscreen in
13 accordance with subsection (c) of this Section.

14 (b) A public school shall permit a student, without the
15 authorization of the student's parent or legal guardian or a
16 physician, to possess or self-apply sunscreen that is regulated
17 by the U.S. Food and Drug Administration.

18 (c) If a student is unable to self-apply sunscreen, a
19 volunteer school employee may apply the sunscreen on the
20 student if the student's parent or legal guardian provides
21 written consent for the assistance.

22 (d) A volunteer school employee who applies sunscreen on a
23 student in accordance with subsection (c) of this Section and

1 the school district that employs the volunteer school employee
2 are not liable for:

3 (1) an adverse reaction suffered by the student as a
4 result of having the sunscreen applied; or

5 (2) discontinuing the application of the sunscreen at
6 any time.

7 (105 ILCS 5/34-18.60 new)

8 Sec. 34-18.60. Sunscreen permitted.

9 (a) As used in this Section:

10 "Sunscreen" means a compound topically applied to prevent
11 sunburn.

12 "Volunteer school employee" means an employee of the school
13 district that voluntarily offers to apply sunscreen in
14 accordance with subsection (c) of this Section.

15 (b) A public school shall permit a student, without the
16 authorization of the student's parent or legal guardian or a
17 physician, to possess or self-apply sunscreen that is regulated
18 by the U.S. Food and Drug Administration.

19 (c) If a student is unable to self-apply sunscreen, a
20 volunteer school employee may apply the sunscreen on the
21 student if the student's parent or legal guardian provides
22 written consent for the assistance.

23 (d) A volunteer school employee who applies sunscreen on a
24 student in accordance with subsection (c) of this Section and
25 the school district, which employs the volunteer school

1 employee, are not liable for:

2 (1) an adverse reaction suffered by the student as a
3 result of having the sunscreen applied; or

4 (2) discontinuing the application of the sunscreen at
5 any time.

6 Section 99. Effective date. This Act takes effect upon
7 becoming law.