

# Davis Joint USD

## Board Policy

### Administering Medication And Monitoring Health Conditions

BP 5141.21

#### Students

The Governing Board of Education believes that regular school attendance is critical to student learning and that students who need to take medication prescribed or ordered for them by their authorized health care providers should have an opportunity to participate in the educational program.

(cf. 5113 - Absences and Excuses)

(cf. 5113.1 - Chronic Absence and Truancy)

Any medication prescribed for a student with a disability who is qualified to receive services under the Individuals with Disabilities Education Act or Section 504 of the Rehabilitation Act of 1973 shall be administered in accordance with the student's individualized education program or Section 504 services plan, as applicable.

(cf. 5141.24 - Specialized Health Care Services)

(cf. 6159 - Individualized Education Program)

(cf. 6164.6 - Identification and Education Under Section 504)

~~In accordance with state and federal laws and regulations, parents/guardians of students who have a medical need or disability requiring medication, including prescription and non-prescription medication that may be necessary on a short-term, extended-term, or permanent-basis, may seek assistance from the District in meeting the student's medication needs while he/she is under the district's care and custody, including field trips, sporting events, and other off-campus District-sponsored activities.~~

~~At the beginning of each school year the district shall provide notice to all parents/guardians of the rights and obligations of the District, of parents/guardians, and of students with respect to existing, anticipated, or potential use of medication during the school day, including information regarding medication assistance as may be allowed or required by law.~~

~~Should a parent/guardian request medication assistance for their student, to the extent the District may reasonably and legally be authorized or required to provide such assistance, the District will work cooperatively with parents/legal guardians, students, health care providers, and district employees to identify and establish clear and reasonable standards for such assistance.~~

For the administration of medication to other students during school or school-related activities, the Superintendent or designee shall develop protocols which shall include options for allowing a parent/guardian to administer medication to his/her child at school, designate other individuals to do so on his/her behalf, and, with the child's authorized health care provider's approval, request the district's permission for his/her child to self-administer a medication or self-monitor and/or

self-test for a medical condition. –Such processes shall be implemented in a manner that preserves campus security, minimizes instructional interruptions, and promotes student safety and privacy.

(cf. 1250 - Visitors/Outsiders)  
(cf. 5141 - Health Care and Emergencies)  
(cf. 5141.22 - Infectious Diseases)  
(cf. 5141.23 - Asthma Management)  
(cf. 5141.27 - Food Allergies/Special Dietary Needs)  
(cf. 6116 - Classroom Interruptions)

~~In addition, the~~ The Superintendent or designee shall collaborate with city and county emergency responders, including local public health administrators, to design procedures or measures for addressing an emergency such as a public disaster or epidemic.

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(cf. 3516 - Emergencies and Disaster Preparedness Plan)

#### Administration of Medication by School Personnel

When ~~Any~~ allowed by law, medication prescribed to a student by an authorized health care provider, including, but not limited to, emergency antiseizure medication, may be administered by a school nurse or, when a school nurse or other medically licensed person is unavailable and the physician has authorized administration of medication by unlicensed personnel for a student who suffers epileptic seizures, auto-injectable epinephrine, insulin, or glucagon, may be administered by the school nurse or other particular student, by other designated school personnel only when the Superintendent or designee has received written statements from both with appropriate training. School nurses and other designated school personnel shall administer medications to students in accordance with law, Board policy, administrative regulation, and, as applicable, the written statement provided by the student's parent/guardian and authorized health care provider. (Education Code 49414.7, 49423; 5 CCR 600) Such personnel shall be afforded appropriate liability protection.

(cf. 3530 - Risk Management/Insurance)  
(cf. 4119.42/4219.42/4319.42 - Exposure Control Plan for Bloodborne Pathogens)  
(cf. 4119.43/4219.43/4319.43 - Universal Precautions)

~~When medically unlicensed school personnel are authorized by law to administer any medication to students, such as emergency antiseizure medication, auto-injectable epinephrine, insulin, or glucagon, the~~ The Superintendent or designee shall ensure that school personnel designated to administer any medication receive appropriate training and, as necessary, retraining from qualified medical personnel before any medication is administered. At a minimum, the training shall cover how and when such medication should be administered, the recognition of symptoms

and treatment, emergency follow-up procedures, and the proper documentation and storage of medication. Such trained, unlicensed designated school personnel shall be supervised by, and provided with immediate communication access to, a school nurse, physician, or other appropriate individual. (Education Code 49414, 49414.~~53~~, 49414.~~75~~, 49423, 49423.1)

The Superintendent or designee shall maintain documentation of the training and ongoing supervision, as well as annual written verification of competency of ~~such~~ other designated school personnel.

(cf. 4131 - Staff Development)

(cf. 4231 - Staff Development)

(cf. 4331 - Staff Development)

~~School nurses and other designated school personnel shall administer medications to students in accordance with law, Board Policy, and administrative regulation and shall be afforded appropriate liability protection.~~

~~(cf. 3530 - Risk Management/Insurance)~~

~~(cf. 4119.42/4219.42/4319.42 - Exposure Control Plan for Bloodborne Pathogens)~~

~~(cf. 4119.43/4219.43/4319.43 - Universal Precautions)~~

#### Legal Reference:

##### EDUCATION CODE

48980 Notification at beginning of term

49407 Liability for treatment

49408 Emergency information

49414 Emergency epinephrine auto-injectors

49414.3 Emergency medical assistance; administration of medication for opioid overdose

49414.5 Providing school personnel with voluntary emergency training

~~49414.7 - Emergency medical assistance: administration of epilepsy medication~~

49422-49427 Employment of medical personnel, especially:

49423 Administration of prescribed medication for student

49423.1 Inhaled asthma medication

49480 Continuing medication regimen; notice

##### BUSINESS AND PROFESSIONS CODE

2700-2837 Nursing, especially:

2726 Authority not conferred

2727 Exceptions in general

3501 Definitions

4119.2 Acquisition of epinephrine auto-injectors

4119.8 Acquisition of naloxone hydrochloride or another opioid antagonist

##### CODE OF REGULATIONS, TITLE 5

600-611 Administering medication to students

~~620-627 - Administration of emergency antiseizure medication by trained volunteer nonmedical-~~

~~school personnel~~

UNITED STATES CODE, TITLE 20

1232g Family Educational Rights and Privacy Act of 1974

1400-1482 Individuals with Disabilities Education Act

UNITED STATES CODE, TITLE 29

794 Rehabilitation Act of 1973, Section 504

COURT DECISIONS

American Nurses Association v. Torlakson, (2013) 57 Cal.App.4th 570

Management Resources:

~~CSBA PUBLICATIONS~~

~~Pandemic Influenza, Fact Sheet, September 2007~~

AMERICAN DIABETES ASSOCIATION PUBLICATIONS

Glucagon Training Standards for School Personnel: Providing Emergency Medical Assistance to Pupils with Diabetes, May 2006

~~CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS~~

~~Training Standards for the Administration of Epinephrine Auto-Injectors, rev. 2015~~

Legal Advisory on Rights of Students with Diabetes in California's K-12 Public Schools, August 2007

~~Training Standards for the Program Advisory on Medication Administration of Epinephrine Auto-Injectors, December 2004, 2005~~

NATIONAL DIABETES EDUCATION PROGRAM PUBLICATIONS

Helping the Student with Diabetes Succeed: A Guide for School Personnel, June 2003

WEB SITES

CSBA: <http://www.csba.org>

American Diabetes Association: <http://www.diabetes.org>

California Department of Education, ~~Health Services and School Nursing:~~

<http://www.cde.ca.gov/ls/he/hn>

National Diabetes Education Program: <http://www.ndep.nih.gov>

U.S. Department of Health and Human Services, National Institutes of Health, Blood Institute, asthma information: <http://www.nhlbi.nih.gov/health/public/lung/index.htm#asthma>

Policy \_\_\_\_\_ DAVIS JOINT UNIFIED SCHOOL DISTRICT

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