#### SPRINGFIELD BOARD OF EDUCATION

## REGULAR PUBLIC MEETING/ PUBLIC HEARING AGENDA April 24, 2023

### **VISION STATEMENT**

Cultivating, compassionate, and extraordinary learners.

#### MISSION STATEMENT

Springfield Public Schools will challenge every student through meaningful, engaging experiences – empowering all students to flourish and contribute in an evolving world.

## A. CALLTO ORDER AND STATEMENT- President Paula Saha

President's Statement: Pursuant to the New Jersey Open Public Meetings Act, Public Law 1975, Chapter 231, the Board Secretary caused notice of the meeting to be given to the public and the press on January 3, 2023 and revised on March 15, 2023. The public comment format for this meeting is as follows – attendees wishing to comment during the public sessions will state their name and address. The President of the Board of Education will recognize the attendee at the appropriate time. All of the Board's Policies and Regulations related to public participation in board meetings shall remain in effect, including, but not limited to, the presiding officer's ability to limit each statement made by a participant to a 3 minute duration.

### B. ROLL CALL

Vice President Meredith Murphy

Mr. Jerry Fernandez

Mrs. Laura Gamarekian

Mr. Marc Miller

Mr. Hector Munoz

Mrs. Kristy Rubin

Mrs. Hilary Turnbull

Mrs. Yelena Zolotarsky

President Paula Saha

## C. PLEDGE OF ALLEGIANCE

### D. **COMMUNICATIONS**

### E. MINUTES

The Superintendent recommends:

1. To approve the following minutes:

Regular Meeting – March 27, 2023

### Approval of the Minutes

Motion to Approve:

Seconded:

Voice Vote: AYE- NAY-

### F. SUPERINTENDENT'S REPORT

- 1. SSEP Mission Part Art Competition
- 2. Bond Sale Update
- 3. 2023-2024 Budget Presentation (Public Hearing)
- 4. Staff/student Recognitions
- 5. Community Updates
- 6. HIB Report (The Board will go into closed session at the end of the meeting if specific clarification is needed.)
- 7. Fund Raiser Request
- 8. Building Use Request
- 9. Student Teacher/ Internships

### Approval of the Superintendent's Report, as presented

Motion to Approve:

Seconded:

Voice Vote: AYE- NAY-

### G. PUBLIC HEARING ON THE BUDGET

### H. PUBLIC SESSION ON AGENDA ITEMS

It is the policy of this Board that inappropriate comments regarding specific individuals should not be made during the public portion of this meeting. Members of the public should be advised that to the extent they defame any employee of this district or member of this community, the Board disclaims any liability if you are involved in a civil suit for defamation. As a reminder, all of the Board's Policies and Regulations related to public participation in board meetings shall remain in effect, including, but not limited to, the presiding officer's ability to limit each statement made by a participant to a 3-minute duration.

### I. FINANCE COMMITTEE- Mrs. Turnbull

Items 1 through 5

The Superintendent recommends:

#### 1. Bills List

To approve the check numbers 052516 through 052696 and wire transfers 800220 and 800221, 888882 through 888894 for the grand total of \$6,163,944.43.

### 2. Budget Transfers

To approve budget transfers for the 2022-2023 school year.

Account Code	Description	То	From
11-000-230-590-08-02	SUPT OFFICE PETTY CASH		385.00
11-000-230-590-97-03	INSURANCE	385.00	
11-000-270-503-96-03	AID IN LIEU	3,066.00	
11-000-270-518-96-03	CONTRACT.SERV.(SPEC)-ESC		3,066.00
11-000-262-610-94-05	CUSTODIAL&GROUNDS SUPPLIES	2,000.00	
11-000-262-800-95-05	DUES AND LICENSES		2,000.00
11-150-100-320-63-11	HOME INSTRUCTION PURCHASED SERV	15,000	
11-150-100-101-63-11	SALARIES HOME INSTRUCTION		15,000
11-190-100-610-00-03	SUPPLIES		2,311
11-190-100-500-00-14	INSTRUCTIONAL PURCHASED SERVICES	2,311	

### 3. Adoption of the 2023-2024 School Year Budget and Tax Levy

Adoption of the Final Budget, with modifications to the Tentative Budget approved by the Executive County Superintendent of Schools

WHEREAS, the Springfield Board of Education adopted a Tentative budget on March 13, 2023, and submitted it to the Executive County Superintendent of Schools for approval, and

WHEREAS, the Tentative budget was approved by the Executive County Superintendent of Schools on April 13, 2023, and

WHEREAS, the Final Budget was presented to the public during a public hearing held in the Jonathan Dayton High School, IMC, Springfield, NJ on April 24, 2023.

WHEREAS, the Board of Education has now determined to make modifications to the Tentative Budget from the advertised budget as follow:

Budget Line	Description	Tentative Budget	Final Budget	Change	Explanation
40-701-510-834	Interest on	\$0	\$1,088,538	\$1,088,538	Referendum
	Bonds				
40-1210	Local Tax	\$ 0	\$1,088,538	\$1,088,538	Referendum
	Levy				

NOW, THEREFORE, BE IT RESOLVED that in consideration of the above, the Board of Education hereby adopts the following FINAL Budget for SY 2023-2024:

	General Fund	Special Revenue	Debt Service	TOTAL
2023-2024 Total Expenditures	\$48,708,846	\$1,908,314	\$1,088,538	\$51,705,698
Less: Anticipated Revenues	\$5,829,306	\$1,908,314	\$0	
Taxes to be Raised	\$42,879,540	\$0	\$1,088,538	\$43,968,078

### 4. Eric North Safety Grant

To approve and acceptance the submission of grant application for the 2023 Safety Grant Program through the New Jersey Schools Insurance Group's ERIC NORTH Subfund for the purposes described in the application, in the amount of \$3,418.00 for the period July 1, 2023 through June 30, 2024.

### 5. 2023-2024 Food Service Management

That the Board of Education approve the following resolution –

Be it resolved that the Springfield Board of Education "SFA" approves the renewal of the Food Service Management contract with The Pomptonian, Inc. "FSMC" for the food service operation for 2023-2024.

- 1. The FSMC shall receive, in addition to the costs of operation, an administrative/management fee of \$.2131 per reimbursable meal and meal equivalent to compensate the FSMC for administrative and management costs. This fee shall be billed monthly as a cost of operation. The SFA guarantees the payment of such costs and fee to the FSMC.
  - Total meals are calculated by adding reimbursable meal pattern meals served and meal equivalents. The number of reimbursable meals served to the children shall be determined by actual count. Cash receipts, other than from sales of reimbursable program meals served to the children, shall be divided by \$3.66 to arrive at an equivalent meal count.

The per meal administrative/management fee of \$.2131 will be multiplied by total meals.

- 2. There is no guaranteed financial performance.
- 3. Total Estimated Cost of Contract: Total estimated expenses (cost) include food, labor, supplies, other expenses, and FSMC management fee. The Total Estimated Cost of Contract is \$1,167,816.34

### Approval of Finance Items 1 through 5

Motion to Approve:

Seconded:

#### Roll Call

Vice President Meredith Murphy	Kristy Rubin
Jerry Fernandez	Hilary Turnbull
Laura Gamarekian	Yelena Zolotarsky
Marc Miller	President Paula Saha
Hector Munoz	

### J. SCHOOL GOVERNMENT COMMITTEE- Vice President Murphy

## Items 6 through 23

The Superintendent recommends:

## 6. Staff Appointment

To approve the following staff appointments:

a. Gina Santangelo\*, Lunch Aide, TLS, effective April 25, 2023 through June 30, 2023 at \$20.62/hr.

\*Pending Criminal History Background Clearance

#### 7. District Substitutes

To approve additional substitutes. NJ Certified Teachers- \$135/day, Sub Certified- \$125/day, Paraprofessionals- \$20/hr., Secretary- \$20/hr., Custodian- \$20/hr., Nurse- \$190/day, Home Instruction- \$44.54/hr., Bus Driver- \$21.76/hr.

#### **AIDE**

Jessie Souren

#### 8. Leave of Absence

To approve the following maternity leave of absence request and revision:

a.

Name	Leave Request	From	То	Rate
Jaime Lynch	Maternity Leave	12/2/2022 - 4/30/2023	12/2/2022 - 5/31/2023	Unpaid

b.

Name	Leave Request	From	То	Rate
Kelly Tauscher	Post Disability Leave/FMLA	4/3/2023-5/1/2023*	3/26/2023 - 5/7/2023*	Full Salary; accumulated sick
	FMLA/NJFLA	5/2/2023-10/2/2023*	5/8/2023 - 10/6/2023	Unpaid
	Maternity Leave	N/A	10/7/2023 - 12/3/2023	Unpaid

### 9. Professional Services

To approve the following professional services contract:

Vendor	Services	Rate	Term
Morris Psychological Group	Evaluations	\$4,000/ evaluation	22-23 SY

#### 10. Co-Curricular/ Club Advisors

To approve the following co-curricular/club advisor appointments at JDHS:

Name	Position	Rate	Dates
Gregory Salmon	Pit Musician – Spring Musical	\$599.00	3/24, 3/25, and 3/26/2023
Benjamin Krupit	Musical Director	\$1,250.00	3/24, 3/25, and 3/26/2023

### 11. Before/ After School Program/ Childcare

To approve the following Before and After School Program/Child Care appointments:

Name	Position	Rate
Susan Cohen	Substitute Associate Child Care Provider	\$25.01/hr
Linda Reich	Substitute Leader	\$25.01/hr

### 12. High School and Middle School Additional Teachers and Classes 22-23

To approve the following teachers to teach an additional class for the 2022-2023 school year:

First Name	Last Name	Location	Department	Add'l Periods	Amount*	Account	<b>Effective Date</b>
Jennifer	Mortensen	JDHS	Science	5	\$4,246.60	11-140-100-101-28-14	4/17/23-6/22/23
Nathaniel	Lazar	JDHS	Science	7	\$5,086.90	11-140-100-101-28-14	4/17/23-6/22/23
David	Silva	JDHS	Science	6	\$3,881.82	11-140-100-101-28-14	4/17/23-6/22/23
Jennifer	Beal	JDHS	Science	7	\$4,754.54	11-140-100-101-28-14	4/17/23-6/22/23

<sup>\*</sup> shall be prorated based on actual assignment time

#### 13. Tuition Rates for 2023-2024 School Year

To establish the following Springfield Board of Education tuition rates for the 2023-2024 school year:

Pre-K to K	\$ 15,979
Grades 1 – 5	\$ 18,618
Grades 6 – 8	\$ 17,899
Grades 9 - 12	\$ 20,492
LLD	\$ 25,917
Preschool Disabilities	\$ 60,374
Autism	\$ 118,489

### 14. Field Trips/ Class Trips

To approve in state and out of state class trips for the 2022-2023 school year:

Date of Trip	Destination	School	Purpose of Trip
5/24/2023	Bronx Zoo;	FMG	7th Grade Class Trip
	New York		
5/17/2023	Brooklynn Museum;	JDHS	DCA Senior Seminar
	New York		
4/27-4/29/2023	Penn Relays Franklin Field;	JDHS	Track Athletics
	Philadelphia, PA		

### 15. Professional Development

To approve the following personnel to participate in professional development:

11	<u> </u>	_ 1 1		
Attendee	Conference	Location	Dates	Cost
Jillian Maged	2023 NJTESOL/ NJBE	Hyatt Regency Hotel;	5/23-25/2023	\$720
Diana Costa	Spring Conference	New Brunswick, NJ		\$720

Account Number: 20-270-200-800-41-12 (Title IIA)

### 16. Education Program

To approve the following education program for the 2022-2023 school year:

		$\mathcal{U}$	
Bedside Instruction			
1918	Learn Well	03/27/23@ 3 weeks through 4/14/23	\$1,830
1814		03/30/23@ 10 weeks through 6/9/23	\$3050

Account Number: 11-150-100-320-63-11

#### 17. Event Staff 2023

To approve the following Detention Proctors and Chaperones for the 2022-2023 school year. Rate: \$30.63:

Cheryl Paolino Maria Taub Account Number: 11-401-100-100-45-14

#### 18. Tuition Reimbursement/ Credit

To approve the following tuition credit and reimbursement:

Staff	Course Title	Course #	Semester	Credit	Credit/Reimbursement
David Steinman	Health and Wellness for Teachers and Students	HED 910	Summer 2023	3	Credit & Reimbursement
David Steinman	Childhood Obesity: Health Choices Rule	HED 904	Fall 2023	3	Credit Only
Gillian Morrison (Clark)	Supervision and Evaluation of Instruction	EL 5607	Spring 2022	3	Credit Only
Gillian Morrison (Clark)	School Business Management & Accounting	EDL 5521	Fall 2023	3	Credit Only
David Gonzalez- Silva	Climate Change: Course for Educators	15:256:536	Summer 2023	3	Credit & Reimbursement
David Gonzalez- Silva	Clinical Practice Phase 3 Seminar	15:255:536	Fall 2023	3	Credit & Reimbursement
Derrick Gabene	Group Counseling Theory and Practice	CSP 6100	Summer 2022	3	Credit Only
Derrick Gabene	Internship in Counseling I	CSP 6860	Summer 2022	3	Credit Only
Jamie Gaughan	Curriculum Development and Evaluation: Theory and Practice	EDL 5613	Fall 2022	3	Credit Only
Morgan Engel	Research for School Improvement	ELAD 619	Fall 2023	3	Credit Only
Morgan Engel	Leadership and the Learning Organization	ELAD 643	Fall 2023	3	Credit Only
Morgan Engel	Curriculum, Instruction and Assessment	ELAD 635	Fall 2023	3	Credit Only
Morgan Engel	Ethical Leadership and Decision Making	ELAD 611	Summer 2023	3	Credit Only
Morgan Engel	Education Law	ELAD 521	Summer 2023	3	Credit & Reimbursement
Morgan Engel	Effective Leadership in a Diverse Society	ELAD 510	Summer 2023	3	Credit & Reimbursement
Marissa Dusheck	School Community Relations	ELAD 690	Summer 2023	3	Credit Only
Marissa Dusheck	Leadership and Learning Organization	ELAD 543	Fall 2023	3	Credit & Reimbursement
Kendra Newman	Curriculum, Instruction and Assessment	ELAD 635	Fall 2023	3	Credit & Reimbursement
Kendra Newman	Leadership and Learning Organization	ELAD 543	Summer 2023	3	Credit & Reimbursement
David Campbell	Kahoot in the Classroom	EDU-932	Summer 2023	3	Credit Only
Ashley Bauers	Curriculum and Instruction	15:310:5000	Summer 2023	3	Credit & Reimbursement

### 19. Harassment/Intimidation/Bullying Incidents

To affirm the following harassment/intimidation/bullying incidents:

- 060-2223-18
- 060-2223-19
- 060-2223-20
- 060-2223-21
- 070-2223-02
- 010-2223-06

### 20. Special Education Week

To recognize Special Education Week 2023. (Attachment A)

### 21. Special Education Related Services/ Placements

To approve the following tuition contracts for educational and related services for the 2022-2023 school year:

School	Student	Tuition/ Services
CPC High Point	1902	\$18,756

Account Number: 11-000-100-566

### 22. Settlement Agreement

To approve the settlement agreement(s) between the Springfield Board of Education and parents of student#1321

### 23. School Climate Change Pilot Grant

To accept the grant application and award for the School Climate Change Pilot Grant in the amount of \$6,660.

### Approval of School Government Items 6 through 23

Motion to Approve:

Seconded:

#### Roll Call

Vice President Meredith Murphy	Kristy Rubin	
Jerry Fernandez	Hilary Turnbull	
Laura Gamarekian	Yelena Zolotarsky	
Marc Miller	President Paula Saha	
Hector Munoz		

### K. <u>BUILDINGS AND GROUNDS COMMITTEE-</u> Mr. Munoz

### Items 24 through 25

The Superintendent recommends:

#### 24. Certificate of Payment

To approve the Certificate of Payment #8 in the amount of \$154,072.90 to Accurate Construction, Inc., Wayne, NJ for project number 2020.19. (FMG Media Center & Classrooms)

### 25. Certificate of Payment

To approve the Certificate of Payment #9 in the amount of \$188,483.80 to Accurate Construction, Inc., Wayne, NJ for project number 2020.19. (FMG Media Center & Classrooms)

### Approval of Buildings and Grounds Items 24 through 25

Motion to Approve:

Seconded:

#### Roll Call

Vice President Meredith Murphy	Kristy Rubin
Jerry Fernandez	Hilary Turnbull
Laura Gamarekian	Yelena Zolotarsky
Marc Miller	President Paula Saha
Hector Munoz	

### L. **POLICY COMMITTEE-** Mr. Miller

### Items 26 through 27

The Superintendent recommends:

### 26. District Policies – 2<sup>nd</sup> Reading & Adoption

To approve the following district policies and regulations for Second Reading and Adoption:

- a. P8660 Transportation by Private Vehicles
- b. P5514 Student Use of Vehicles on School Grounds
- c. P2421 Career and Technical Education (New)
- d. P2467- Surrogate Parents and Resource Family Parents

### 27. District Policies – First Reading

To approve the following district policies and regulations for First Reading:

- a. P5320 Immunization
- b. P5330- Administration of Medication
- c. R5330- Administration of Medication
- d. P 5330.05- Seizure Action Plan NEW
- e. R 5330.05- Seizure Action Plan NEW

### Approval of Policy Items 26 through 27

Motion to Approve:

Seconded:

### Roll Call

Vice President Meredith Murphy	Kristy Rubin
Jerry Fernandez	Hilary Turnbull
Laura Gamarekian	Yelena Zolotarsky
Marc Miller	President Paula Saha
Hector Munoz	

#### M. OPEN PUBLIC SESSION

It is the policy of this Board that inappropriate comments regarding specific individuals should not be made during the public portion of this meeting. Members of the public should be advised that to the extent they defame any employee of this district or member of this community, the Board disclaims any liability if you are involved in a civil suit for defamation. As a reminder, all of the Board's Policies and Regulations related to public participation in board meetings shall remain in effect, including, but not limited to, the presiding officer's ability to limit each statement made by a participant to a 3-minute duration.

### N. NEW BUSINESS

#### O. OLD BUSINESS

### P. <u>CLOSED SESSION (if required)</u>

RESOLVED, that the Springfield Board of Education meeting hereby convenes to closed conference session pursuant to P.L. 1975 chapter 231 for discussion of the following subjects:

It is anticipated that the executive session will take approximately; the Board may take action when it reconvenes to public session; and the minutes of the executive session shall be released to the public when the reason for the executive session no longer exists.

Motion to go into executive session to discuss personnel matters or other exceptions to the sunshine laws as follows:

- a. Any matter considered confidential by federal law, state statute, or court rule;
- b. Any matter in which the release of information would impair the receipt of federal funds;
- c. Any material which would constitute an unwarranted invasion of individual privacy if disclosed;
- d. Any collective bargaining agreements;
- e. Any matter involving the purchase, lease or acquisition of real property with public funds;
- f. Any tactics and techniques used in protecting the safety and property of the public;
- g. Any pending or anticipated litigation;

- h. Personnel matter related to the employment, appointment or termination of current or prospective employees;
- i. Attorney/client privilege.

Motion to go into executive session:

Moved: Seconded: Time:

Voice Vote: AYE-

NAY- Motion to reconvene to Regular Meeting:

Moved: Seconded:

Time:

Voice Vote: AYE- NAY

### Q. ADJOURNMENT

Moved:

Seconded:

Time:

Voice Vote: AYE- NAY-

## **Upcoming Meeting**

1. Regular Meeting – May 8, 2023 at 7:00 PM in the JDHS IMC



### **RESOLUTION FOR SPECIAL EDUCATION WEEK**

WHEREAS, 234,000 children receive special education instruction in New Jersey; and

WHEREAS, more than 15,000 special needs children are enrolled in preschool and early intervention programs in New Jersey; and

WHEREAS, thousands of parents, teachers, child study team members and school administrators give generously of their time and energy to support the learning needs of special education students; and

**WHEREAS**, since 1985, New Jersey has proclaimed the second week in May each year as Special Education Week in New Jersey; and

WHEREAS, the theme for Special Education Week 2023 is "Creating a Better World;" and

WHEREAS, the public school districts of New Jersey make a major contribution to the public welfare by preparing thousands of exceptional persons to participate as citizens of this state and as members of society; therefore be it

**RESOLVED**, that the District Board of Education recognizes the students who have worked so hard and accomplished so much; and thanks their parents and educators, who have provided support to these children and continue to look for ways to improve our schools to promote the achievement of ALL students.

	Willy	
President	Superintendent	
District Board of Education	School District	

\_ \_\_\_\_

#### P2421 CAREER AND TECHNICAL EDUCATION

The Board of Education believes a program(s) of career and technical education is important to the educational development of its students. The New Jersey system of career and technical education has as its purpose to:

- 1. Support developmental career education designed to provide students opportunities to enhance career awareness, exploration, preparation, and decision-making skills necessary for success in the workplace;
- 2. Provide secondary and postsecondary students with career and technical education programs and programs of study in Department-recognized Career Clusters in accordance with N.J.A.C. 6A:19-1.1(a)2.;
- 3. Support a comprehensive K-12 career education and counseling system; and
- 4. Support the workforce development system by helping to ensure quality postsecondary educational opportunities for adult students.

The Board provides a program of career and technical education with students guaranteed the right to apply and, if accepted, to attend a county vocational school district. The district shall provide a county vocational school district and its designated representative(s) with a reasonable opportunity, during school hours, to present information about the county vocational school district's programs to all students, grades Kindergarten through twelve in the schools of the district in accordance with N.J.A.C. 6A:19-2.3(d). The Board of Education may not in any manner inhibit student access to such information.

In addition, the district has established local career and technical programs and programs of study approved pursuant to N.J.A.C. 6A:19-3.1 as part of a separate career and technical high school or as part of a comprehensive high school curriculum in accordance with the provisions of N.J.A.C. 6A:19-2.1(e). These programs shall be approved by the Commissioner of Education.

Admission to the district's career and technical education programs will be open to regularly enrolled students in grades 9 through 12 on the basis of their potential for achieving the occupational or other objective of such instruction.

All students participating in career and technical education programs within this district or in shared-time career and technical programs are considered to be regularly enrolled in the schools of this district and are subject to the policies and rules of this Board. The district shall establish

admission requirements that include equity and access for all populations, including special populations and special education students. No student shall be denied admission or participation in any career and technical education programs due to race, color, creed, religion, national origin, ancestry, age, marital status, affectional or sexual orientation, gender, socioeconomic status, or disability.

Students may be permitted to enroll in programs of vocational instruction offered by a county vocational school district outside the county only as required in the provisions of N.J.A.C. 6A:19-2.3(a)2.

The district will comply with the general program requirements for career and technical education as defined in N.J.A.C. 6A:19-3.1. Students participating in part-time school and part-time employment career and technical programs will not be exploited, illegally employed, or employed under conditions that fail to safeguard the student's health and interest. These students shall receive wages commensurate with wages paid to other employees for similar work and shall be protected by provisions of the Worker's Compensation Act and any other acts of the State pertaining to such training and employment. The school district will comply with all safety and health standards contained in N.J.A.C. 6A:19-6.1 for career and technical education programs, programs of study, and structured learning experiences.

Career and technical education programs offered by the school district shall comply with the provisions of N.J.S.A. 18A:54 and N.J.AC. 6A:19.

The Superintendent shall seek and utilize all available Federal, State, and private sources of revenue for the financial support of career and technical education programs in the district.

N.J.S.A. 18A:35-4.2; 18A:38-15; 18A:54 N.J.A.C. 6A:19

Adopted: 18 March 2019 1st Reading: March 27, 2023 Adopted: April 24, 2023

### P2467 SURROGATE PARENTS AND RESOURCE FAMILY PARENTS (M)

Federal and State laws require the Board ensure the rights of a student are protected through the provision of an individual to act as surrogate for the parent and assume all parental rights under N.J.A.C. 6A:14 when:

- 1. The parent cannot be identified;
- 2. The parent cannot be located after reasonable efforts;
- 3. An agency of the State of New Jersey has guardianship of the student or the student is determined a ward of the State and, if the student is placed with a resource family parent, the resource family parent declines to serve as the student's parent; or
- 4. The student is an unaccompanied youth as that term is defined in section 725(6) of the McKinney-Vento Homeless Assistance Act (42 USC §11434.(a)6) and N.J.A.C. 6A:17-1.2.

### Qualifications and Selection

The district shall make reasonable efforts to appoint a surrogate parent within thirty days of the determination that a surrogate parent is needed for a student. If the district fails to appoint a surrogate parent for a ward of the State, a judge may appoint a surrogate parent if the judge determines a surrogate parent is necessary for such student.

The district shall establish a method for selecting and training surrogate parents.

The person serving as a surrogate parent shall:

- 1. Have no interest that conflicts with the interest of the student they represent;
- 2. Possess knowledge and skills that ensure adequate representation of the student;
- 3. Not be replaced without cause;
- 4. Be at least eighteen years of age; and
- 5. Complete a criminal history review pursuant to N.J.S.A. 18A:6-7.1 if the person serving as the surrogate parent is compensated.

The person(s) serving as a surrogate parent may not be an employee of the New Jersey Department of Education, this district, or a public or nonpublic agency that is involved in the education or care of the child.

The Supervisory of School counseling Services shall serve as Surrogate Parent Coordinator and will: determine whether there is a need for a surrogate parent for a student; contact any State agency that is involved with the student to determine whether the State has a surrogate parent appointed for the student; and make reasonable efforts to appoint a surrogate parent for the student within thirty days of determining that there is a need for a surrogate parent for the student.

When a student who is or may be a student with a disability is in the care of a resource family parent, and the resource family parent is not the parent of the student, the district where the resource family parent resides shall contact the student's case manager at the Division of Child Protection and Permanency (DCP&P) in the Department of Children and Families to determine whether the parent retains the right to make educational decisions and determine the whereabouts of the parent.

If the parent retains the right to make educational decisions and the parent's whereabouts are known to the school district, the Superintendent or designee shall obtain all required consent from, and provide written notices to, the parent.

If the district cannot ascertain the whereabouts of the parent, the resource family parent shall serve as the parent unless that person is unwilling to do so. If there is no resource family parent, or if the resource family parent is unwilling to serve as the student's parent, the Surrogate Parent Coordinator shall consult with the student's case manager at DCP&P to assist in identifying an individual to serve as a surrogate parent, appointing a surrogate parent, and obtaining all required consent from, and providing written notices to, the surrogate parent.

#### Training

N.J.A.C 6A:14-2.2(d) requires the district train surrogate parents so they have the knowledge and skills that ensure adequate representation of the student. The Surrogate Parent Coordinator shall coordinate the training for surrogate parents. The training may include, but not be limited to:

- 1. Providing the surrogate parent a copy of:
  - a. Parental Rights in Special Education booklet;
  - b. N.J.A.C. 6A:14;
  - c. The Special Education Process;
  - d. Administrative Code Training Materials from the Department of Education website; and
  - e. Other relevant materials.

- Providing the surrogate parent an opportunity to meet with the Surrogate Parent Coordinator to discuss the rights of the surrogate parent and the applicable statutes, administrative codes, and Federal laws. The Surrogate Parent Coordinator shall provide the surrogate parent the opportunity to review and to become familiar with the State and Federal requirements for assessment, individualized educational program development, and parental rights with respect to the referral and placement process, including their rights with respect to seeking a due process hearing if they disagree with the local procedure or decisions;
- 3. Providing the surrogate parent adequate time to become familiar with the student and the nature of the student's disability through a review of the student's record;
- 4. Providing the surrogate parent an opportunity to confer with the student's case manager to discuss the student; and
- 5. Other information and resources to provide the surrogate parent the knowledge and skills to ensure adequate representation of the student.

### Rights of the Surrogate Parent

A surrogate parent appointed in accordance with N.J.A.C. 6A:14-2.2 shall assume all parental rights under N.J.A.C. 6A:14.

N.J.A.C. 6A:14-2.2

Adopted: 18 March 2019 1st Reading: March 13, 2023 Readopted: March 27, 2023 1<sup>st</sup> & 2<sup>nd</sup> Reading: April 24, 2023

P5514 - STUDENT USE OF VEHICLES ON SCHOOL GROUNDS

The Board regards the operation by students of any vehicle for transportation to and from school as a matter subject to Board authority because student safety is of paramount concern to the

Board. Use of private transportation is governed by Policy 8660 Transportation by Private

Vehicles.

Student Motor Vehicles - Use of Student Motor Vehicles to and from School

Licensed students are permitted to drive cars to school subject to rules and regulations set forth

by the administration. Each student will receive a copy of the rules.

The Principal shall have the right to withdraw and/or withhold such permits as circumstances

may dictate.

Use of Student Motor Vehicles Between High School and the Union County Vocational

**Technical School** 

Students participating in shared-time programming are required to utilize the transportation provided by the school district. In the event that a student participating in such a program is participating in a work/study program as part of their program of study, they may submit a request to waive this requirement. Students are required to arrange parking through the UCVTS

system and provide proof of their approval prior to submitting a waiver request.

Students attending full-day programs at a Union County Vocational Technical School may waive transportation services in accordance with Policy Number 8613 Waiver of Student

Transportation.

The Superintendent or designee shall develop and disseminate regulations for the operation and parking of vehicles on school grounds. Permission to operate a vehicle on school grounds may

be revoked for a student's failure to observe rules.

The Board will not be responsible for any vehicle that is lost, stolen, or damaged.

N.J.S.A. 39:4-10 et seq.; 39:4-10.5

Adopted: 18 March 2019

1st Reading: March 27, 2023

Adopted: April 24, 2023

### P8660 - TRANSPORTATION BY PRIVATE VEHICLE (M)

#### M

The Board of Education authorizes the transportation by private vehicle of students of this district between the school and a school activity approved by this Board in accordance with this policy. All requirements detailed in Regulation 2340 (School Trips) must be followed when using private vehicles.

Any such transportation must be approved in advance and in writing by the Superintendent or designee. The writing must set forth the date, time, and reason for the transportation; the places from and to which students will be transported; the name and address of the driver; the names of the students to be transported; a brief description of the transportation vehicle; and the signature of the driver.

Anyone providing for the transportation of students to and from school or school-related activities during the school day shall furnish proof of a valid current driver's license and automobile liability insurance for bodily injury and property damage with an amount not less than \$50,000 combined single limit per occurrence for all vehicles which are used for this purpose.

All required proof of current driver's license and insurance referred to above shall be produced and provided to the Superintendent or designee for the school participating field trip. The Superintendent or designee must also obtain a permission slip signed by a parent or guardian for students riding in private vehicles. The parent(s) or legal guardian(s) of a participating student will be given, on request, the name of the driver and the description of the vehicle.

Parents and operators of private vehicles must immediately notify the Superintendent or designee if there is a change, modification, or suspension of insurance or a suspension of a driver's license.

The Board may withdraw the authorization of any private vehicle driver.

Private vehicles with a capacity of eight or fewer passengers may be used for the transportation of students to and from related school activities. All vehicles must meet the requirements of the state of New Jersey with respect to licensing, registration, inspection, and liability insurance and be owned, leased, or legally operable by the approved driver. Seat belts shall be worn by the driver and the passengers while the vehicle is in motion. No vehicle may be used to transport more persons than its normal load capacity.

All of the provisions stated above shall also apply in the case of a student who desires to use his or her private vehicle for school-related activities during the school day. All students driving must comply with New Jersey laws governing provisional driver's licenses.

The responsibility of teaching staff members for the discipline and control of students will extend to their transportation of students in a private vehicle. Drivers who are not teaching staff members are requested to report student misconduct to the Building Principal.

N.J.S.A. 18A:16-6; 18A:25-2; 18A:39-20.1

N.J.A.C. 6A:27-7.6; 6A:27-7.7

Adopted: 18 March 2019 1st Reading: March 27, 2023 Adopted: April 24, 2023

#### 5320 IMMUNIZATION

In order to safeguard the school community from the spread of certain communicable diseases and in recognition that prevention is a means of combating the spread of disease, the Board of Education requires the immunization of students against certain diseases in accordance with State statute and rules of the New Jersey State Department of Health and Senior Services.

A student shall not knowingly be admitted or retained in school if the parent has not submitted acceptable evidence of the child's immunization, according to schedules specified in N.J.A.C. 8:57-4 – Immunization of Pupils in School. However, a child may be admitted to school on a provisional basis in accordance with the requirements as outlined in N.J.A.C. 8:57-4.5 and Regulation 5320.

Medical or religious exemptions to immunizations shall be in accordance with the requirements as outlined in N.J.A.C. 8:57-4.3 and 4.4. For students with a medical exemption pursuant to N.J.A.C. 8:57-4.3, the school nurse shall annually review student immunization records to confirm the medical condition for the exemption from immunization continues to be applicable in accordance with N.J.A.C. 6A:16-2.3(b)3.v.

No immunization program, other than that expressly required by the rules of the New Jersey State Department of Health and Senior Services or by order of the New Jersey State Commissioner of Health and Senior Services, may be conducted in district schools without the express approval of the Board.

N.J.S.A. 18A:40-20 N.J.S.A. 26:4-6 N.J.A.C. 6A:16-2.3 N.J.A.C. 8:57-4.1 et seq.

Adopted: 18 March 2019 1st Reading: April 24, 2023

#### R 5320 IMMUNIZATION

### A. Proof of Immunization (N.J.A.C. 8:57-4.2)

1. The Principal or designee shall not knowingly admit or retain any child whose parent has not submitted acceptable evidence of the child's immunization according to the schedule(s) set forth in N.J.A.C. 8:57 et seq. and section I. of this Regulation, unless the student is provisionally admitted as provided in paragraph B.1. below or exempted as provided in section C. and D. of this Regulation and N.J.A.C. 8:57-4.3and 8:57-4.4.

#### B. Provisional Admission (N.J.A.C. 8:57-4.5)

- 1. A student shall be admitted to school on a provisional basis if a physician, an advanced practice nurse, (a certified registered nurse practitioner or clinical nurse specialist) or health department can document that at least one dose of each required age-appropriate vaccine(s) or antigen(s) has been administered and that the student is in the process of receiving the remaining immunizations.
- 2. Provisional admission for children under age five shall be granted in compliance with the specific requirements set forth in N.J.A.C. 8:57-4.10 through 4.15 and 4.18 for a period of time consistent with the current Advisory Committee on Immunization Practices (ACIP) of the United States Public Health Service or the American Academy of Pediatrics (AAP) immunization schedule, but shall not exceed seventeen months for completion of all immunization requirements.
- 3. Provisional admission for children five years of age or older shall be granted in compliance with the specific requirements set forth in N.J.A.C. 8:57-4.10 through 4.14 and 4.16 for a period of time consistent with the current Advisory Committee on Immunization Practices (ACIP) of the United States Public Health Service or the American Academy of Pediatrics (AAP) immunization schedule, but shall not exceed one year for completion of all immunization requirements.
- 4. Provisional status shall only be granted one time to children entering or transferring into schools in New Jersey. If a student on provisional status transfers, information on their status will be sent by the original school to the new school pursuant to N.J.A.C. 8:57-4.7(b).
- 5. Children transferring into this district from out-of-State or out-of-country shall be allowed a thirty day grace period in order to obtain past immunization documentation before provisional status shall begin. The thirty day grace period does not apply to students transferring into this school district from within the State of New Jersey.

- 6. The school district shall ensure that the required vaccine/antigens are being received on schedule. If at the end of the provisional admission period the child has not completed the required immunizations, the administrative head of the school, preschool, or child care center shall exclude the child from continued school attendance until appropriate documentation has been presented.
- 7. Students on provisional status may be temporarily excluded from school during a vaccine-preventable disease outbreak or threatened outbreak, as determined by the State Commissioner of Health and Senior Services or designee in accordance with the provisions of N.J.A.C. 8:57-4.5.
- C. Medical Exemptions (N.J.A.C. 8:57-4.3)
  - 1. A child shall not be required to have any specific immunization(s) which are medically contraindicated.
  - 2. A written statement submitted to the school from a physician licensed to practice medicine or osteopathy or an advanced practice nurse (certified registered nurse practitioner or clinical nurse specialist) in any jurisdiction in the United States indicating that an immunization is medically contraindicated for a specific period of time, and the reasons for the medical contraindication, based on valid medical reasons as enumerated by the ACIP standards or the AAP guidelines, will exempt a student from the specific immunization requirements by law for the stated period of time.
  - 3. The physician's or an advanced practice nurse's (certified registered nurse practitioner or clinical nurse specialist) statement shall be retained by the school as part of the child's immunization record and shall be reviewed annually. When the child's medical condition permits immunization, this exemption shall thereupon terminate, and the child shall be required to obtain the immunization(s) from which he/she has been exempted.
  - 4. Those children with medical exemptions to receiving specific immunizations may be excluded from school during a vaccine-preventable disease outbreak or threatened outbreak, as determined by the New Jersey Commissioner, Department of Health and Senior Services or designee.
  - 5. As provided by N.J.S.A. 26:4-6, the school district may, on account of the prevalence of any communicable disease, or to prevent the spread of communicable diseases, prohibit the attendance of any school district employee or student and specify the time during which the employee or student shall remain away from school.
    - a. The Department of Health and Senior Services shall provide guidance to the school district on the appropriateness of any such prohibition.

- b. The school district shall comply with the provisions of N.J.A.C. 8:61-2.1 regarding attendance at school by students or adults infected by Human Immunodeficiency Virus (HIV).
- D. Religious Exemptions (N.J.A.C. 8:57-4.4)
  - 1. A child shall be exempted from mandatory immunization if the child's parent submits to the school a written, signed statement requesting an exemption pursuant to the requirements of religious exemptions established at N.J.S.A. 26:1A-9.1, on "the ground that the immunization interferes with the free exercise of the pupil's religious rights."
    - a. The school district is prohibited from exempting a child from mandatory immunization on the sole basis of a moral or philosophical objection to immunization.
  - 2. The written statement signed by the parent(s) will be kept by the school as part of the child's immunization record.
  - 3. The school district may exclude children with religious exemptions from receiving immunization agents from school during a vaccine-preventable disease outbreak or threatened outbreak, as determined by the State Commissioner of Health and Senior Services or designee.
  - 4. As provided by N.J.S.A. 26:4-6, the school district may, on account of the prevalence of any communicable disease, or to prevent the spread of communicable diseases, prohibit the attendance of any school district employee or student and specify the time during which the employee or student shall remain away from school.
    - a. The Department of Health and Senior Services shall provide guidance to the school district on the appropriateness of any such prohibition.
    - b. The school district shall comply with the provisions of N.J.A.C. 8:61-2.1 regarding attendance at school by students or adults infected by Human Immunodeficiency Virus (HIV).
- E. Accepted as Evidence of Immunization (N.J.A.C. 8:57-4.6)
  - 1. The following documents shall be accepted as evidence of a child's immunization history provided that the type of immunization and the date when each immunization was administered is listed.
    - a. An official school record from any school or preschool indicating compliance with immunization requirements of N.J.A.C. 8:57-4.1 et seq.;

- b. A record from any public health department indicating compliance with immunization requirements of N.J.A.C. 8:57-4.1 et seq.;
- c. A certificate signed by a physician licensed to practice medicine or osteopathy or an advanced practice nurse (certified registered nurse practitioner, or clinical nurse specialist) in any jurisdiction in the United States indicating compliance with immunization requirements of N.J.A.C. 8:57-4.1 et seq.; or
- d. The official record of immunization from the New Jersey Immunization Information System indicating compliance with immunization requirements of N.J.A.C. 8:57-4.1 et seq.
- 2. All immunization records submitted by a parent in a language other than English shall be accompanied by a translation sufficient to determine compliance with the immunization requirements of N.J.A.C. 8:57-4.1 et seq. and this Regulation.
- 3. Laboratory evidence of protective immunity, as enumerated by the Advisory Committee on Immunization Practices (ACIP) of the United States Public Health Service, shall be accepted as evidence of immunization if a parent cannot produce a documented history of immunization.
- 4. Parental verbal history or recollection of previous immunization is unacceptable documentation or evidence of immunization.

### F. Records Required (N.J.A.C. 8:57-4.7)

- 1. The school district shall maintain an official State of New Jersey School Immunization Record for every student. This record shall include the date of each individual immunization and shall be separated from the child's educational record and other medical records for the purpose of immunization record audit.
- 2. If a child withdraws, is promoted, or transfers to another school district, the immunization record, or a certified copy thereof, along with statements pertaining to religious or medical exemptions and laboratory evidence of immunity, shall be sent to the new school district by the original school district or shall be given to the parent upon request, within twenty-four hours of such a request.
- 3. Parental verbal history or recollection of previous immunization is unacceptable documentation or evidence of immunization.
- 4. Upon request, the record, or a certified copy thereof, shall be sent to an institution of higher education when a child graduates from secondary school, or may be given to the parent(s).

- 5. Each child's official New Jersey Immunization Record, or a certified copy thereof, shall be retained by a secondary school for a minimum of four years after the student has left the school. Each child's official New Jersey Immunization Record, or a copy thereof, shall be retained by an elementary school for a minimum of one year after the child has left the school.
- 6. Any computer-generated document or list developed by the school district to record immunization information shall be considered a supplement to, not a replacement of, the official New Jersey School Immunization Record.
- G. Reports to be Sent to the Department of Health and Senior Services (N.J.A.C. 8:57-4.8)
  - 1. A report of the immunization status of the students in each school shall be sent each year to the State Department of Health and Senior Services by the Principal or designee through mail or submitted electronically in accordance with N.J.A.C. 8:57-4.8(a).
  - 2. The form for the report will be provided by the New Jersey Department of Health and Senior Services.
  - 3. The report shall be submitted by January 1 of the respective academic year after a review of all appropriate immunization records.
  - 4. A copy of this report shall be sent to the local Board of Health in whose jurisdiction the school is located.
  - 5. If the school does not submit the annual report by January 1 it shall be considered delinquent. A delinquency may be referred to the New Jersey Department of Education or the New Jersey Department of Children and Families, as appropriate based on the length of time delinquent, number of times delinquent, and efforts made toward compliance. The local health department will also be notified of the delinquency.
- H. Records Available for Inspection (N.J.A.C. 8:57-4.9)
  - 1. The Principal or designee of each school shall maintain records of their children's immunization status. Upon twenty-four hour notice, these records shall be made available for inspection by authorized representatives of the New Jersey Department of Health and Senior Services or the local Board of Health in whose jurisdiction the school is located.
- I. Immunization Requirements

1. The immunization requirements for school age children shall be in accordance with the requirements of N.J.A.C. 8:57-4 – Immunization of Pupils in School as outlined below:

MINIMAL IMMUNIZATION REQUIREMENTS FOR SCHOOL ATTENDANCE IN NEW JERSEY			
N.J.A.C. 8:57-4: Immunization of Pupils in School			
	REQUIREMENTS	COMMENTS	
DISEASE(S) DTaP	(AGE 1-6 YEARS): 4 doses, with one dose given on	Any child entering pre-school, pre- Kindergarten, or Kindergarten needs	
N.J.A.C. 8:57-4.10	or after the 4th birthday, OR any 5 doses. (AGE 7-9 YEARS): 3 doses of Td or any previously administered combination of DTP, DTaP, and DT to equal 3 doses.	a minimum of four doses. Students after the seventh birthday should receive adult type Td. DTP/Hib vaccine and DTaP also valid DTP doses. Children 7 years of age and older, who have not been previously vaccinated with the primary DTaP series, should receive 3 doses of Tetanus, diphtheria (Td) Laboratory evidence of immunity is also acceptable.	
Tdap N.J.A.C. 8:57-4.10	GRADE 6 (or comparable age level special education program with an unassigned grade):  1 dose	A child does not need a Tdap dose until FIVE years after the last DTP/DTaP or Td dose.	
DOLIO.		Either Inactivated Polio Vaccine	
POLIO N.J.A.C. 8:57-4.11	(AGE 1-6 YEARS): 3 doses, with one dose given on or after the 4th birthday, OR any 4 doses. (AGE 7 or OLDER): Any 3 doses.	(IPV) or Oral Polio Vaccine (OPV) separately or in combination is acceptable. Polio vaccine is not required of students 18 years of age or older.	
		Laboratory evidence of immunity is also acceptable.	
MEASLES N.J.A.C. 8:57-4.12	If born on or after 1-1-90, 2 doses of a live Measles- containing vaccine.	Any child over 15 months of age entering child care, pre-school, or pre-Kindergarten needs a minimum of 1 dose of measles vaccine.  Any child entering Kindergarten needs 2 doses.  Intervals between first and second measles/MMR/MR doses cannot be less than 1 month.	
RUBELLA and MUMPS N.J.A.C. 8:57-4.13 N.J.A.C. 8:57-4.14	1 dose of live Mumps- containing vaccine on or after 1st birthday. 1 dose of live Rubella- containing vaccine on or after 1st birthday.	Any child over 15 months of age entering child care, pre-school, or pre-Kindergarten needs 1 dose of rubella and mumps vaccine.  Laboratory evidence of immunity is also acceptable.	
VARICELLA N.J.A.C. 8:57-4.17	I dose on or after the first birthday.	All children 19 months of age and older enrolled into a child care/preschool center after 9-1-04 or children born on or after 1-1-98 entering a school for the first time in Kindergarten, Grade 1, or comparable age entry level special education program with an unassigned grade, need 1 dose of varicella vaccine.  Laboratory evidence of immunity, physician's statement or a parental statement of previous varicella disease is also acceptable.	
HAEMOPHILUS INFLUENZAE B	(AGE 2-11 MONTHS)(1):	Mandated only for children enrolled in child care, pre-school, or pre-	

(Hib)	2 doses	Kindergarten.
	(AGE 12-59 MONTHS)(2):	(1) Minimum of 2 doses of Hib
N.J.A.C. 8:57-4.15	1 dose	vaccine is needed if between the ages
		of 2-11 months. (2) Minimum of 1 dose of Hib
		vaccine is needed after the first
		birthday. DTP/Hib and Hib/Hep B
		also valid Hib doses.
HEPATITIS B	(K-GRADE 12):	(1) If a child is between 11-15 years
N.J.A.C. 8:57-4.16	3 doses or 2 doses (1)	of age and has not received 3 prior doses of Hepatitis B then the child is
N.J.A.C. 8:37-4:10		eligible to receive 2-dose Hepatitis B
		Adolescent formulation. Laboratory
		evidence of immunity is also
		acceptable.
PNEUMOCOCCAL	(AGE 2-11 MONTHS)(1): 2 doses	Children enrolled in child care or preschool on or after 9-1-08.
N.J.A.C. 8:57-4.18	2 doses (AGE 12-59 MONTHS)(2):	(1) Minimum of 2 doses of
N.J.A.C. 0.57-4.10	1 dose	Pneumococcal vaccine is needed if
		between the ages of
		2-11 months.
		(2) Minimum of 1 dose of
		Pneumococcal vaccine is needed on or after the first birthday.
MENINGOCOCCAL	(Entering GRADE 6 (or	(1) For students entering Grade 6 on
MENINGOCOCCAL	comparable age level Special	or after 9-1-08 and born on or after 1-
N.J.A.C. 8:57-4.20	Ed program with an unassigned	1-97.
	grade): 1 dose (1)	(2) Previously unvaccinated students
	(Entering a four-year college or	entering a four-year college or
	university, previously unvaccinated and residing in a	university after 9-1-04 and who
	campus dormitory): 1 dose (2)	reside in a campus dormitory, need 1 dose of meningococcal vaccine.
	campas dominiory). T dose (2)	Documentation of one prior dose is
		acceptable.
INFLUENZA	(AGES 6-59 MONTHS): 1	For children enrolled in child care,
N.J.A.C. 8:57-4.19	dose ANNUALLY	pre-school or pre-Kindergarten on or after 9-1-08.
N.J.A.C. 8:3/-4.19		1 dose to be given between
		September 1 and December 31 of
		each year.

AGE APPROPRIATE VACCINATIONS (FOR LICENSED CHILD CARE CENTERS/PRE-SCHOOLS)		
CHILD'S AGE	NUMBER OF DOSES CHILD SHOULD HAVE (BY AGE):	
2-3 Months	I dose DTaP, 1 dose Polio,     1 dose Hib, 1 dose PCV7	
4-5 Months	2 doses DTaP, 2 doses Polio, 2 doses Hib, 2 doses PCV7	
6-7 Months	3 doses DTaP, 2 doses Polio, 2-3 doses Hib, 2-3 doses PCV7, 1 dose Influenza	
8-11 Months	3 doses DTaP, 2 doses Polio, 2-3 doses Hib, 2-3 doses PCV7, 1 dose Influenza	
12-14 Months	7 3 doses DTaP, 2 doses Polio, 1 dose Hib, 2-3 doses PCV7, 1 dose Influenza	
15-17 Months	3 doses DTaP, 2 doses Polio, 1 dose MMR, 1 dose Hib, 1 dose PCV7, 1 dose Influenza	
18 Months – 4 Years	4 doses DTaP, 3 doses Polio, 1 dose MMR, 1 dose Hib, 1 dose Varicella, 1 dose PCV7, 1 dose Influenza	

### PROVISIONAL ADMISSION:

Provisional admission allows a child to enter/attend school but must have a minimum of one dose of each of the required vaccines. Students must be actively in the process of completing the series. If a student is less than 5 years of age, they have 17 months to complete the immunization requirements.

If a student is 5 years of age and older, they have 12 months to complete the immunization

requirements.

#### GRACE PERIODS:

- 4-day grace period: All vaccines doses administered less than or equal to four days before either the specified minimum age or dose spacing interval shall be counted as valid and shall not require revaccination in order to enter or remain in a school, pre-school or child care facility.
- 30-day grace period: Those children transferring into a New Jersey school, pre-school, or child care center from out of State/out of country may be allowed a 30-day grace period in order to obtain past immunization documentation before provisional status shall begin.
- 2. The immunization requirements outlined in I.1. above may be revised by Statute, administrative code, and/or the Commission of Health and Senior Services.
- J. Emergency Powers of the Commissioner of Health and Senior Services
  - 1. If an outbreak or threatened outbreak of disease or other public health immunization emergency exists, as determined by the State Commissioner of Health and Senior Services or designee, the State Commissioner or designee may issue either additional immunization requirements to control the outbreak or threat of an outbreak or modify immunization requirements to meet the emergency.
  - 2. All children failing to meet the additional immunization requirements of N.J.A.C. 8:57-4.22 shall be excluded from school until the outbreak or threatened outbreak is over. These requirements shall remain in effect as outlined in J.3. below and N.J.A.C. 8:57-4.22(c).
  - 3. These requirements or amendments shall remain in effect until such time as the Commissioner, Department of Health and Senior Services or designee determines that an outbreak or a threatened outbreak no longer exists or the emergency is declared over, or for three months after the declaration of the emergency whichever one comes first. The Commissioner, Department of Health and Senior Services or designee may declare a state of emergency if the emergency has not ended.
  - 4. The Commissioner of Health and Senior Services or designee may temporarily suspend an immunization requirement for the particular immunization in accordance with the reasons outlined in N.J.A.C. 8:57-4.22(d).

Adopted: 18 March 2019 1st Reading: April 24, 2023

#### 5330.05 SEIZURE ACTION PLAN (M)

#### M

The Board of Education requires the development of a seizure action plan, an individualized health care plan, and an individualized emergency health care plan for students with epilepsy or a seizure disorder to care for and treat these students while at school pursuant to N.J.S.A. 18A:40-12.34 et seq.

In accordance with N.J.S.A. 18A:40-12.35, the parent of the student with epilepsy or a seizure disorder seeking epilepsy or seizure disorder care while at school shall submit the student's seizure action plan annually to the school nurse.

In accordance with N.J.S.A. 18A:40-12.35, the school nurse shall develop an individualized health care plan and an individualized emergency health care plan for the student, provided the parents annually provide to the Board written authorization for the provision of epilepsy or seizure disorder care. The school nurse shall update these plans on an annual basis and as necessary in the event there is a change in the health status of the student. These plans shall include the information outlined in N.J.S.A. 18A:40-12.35.

In accordance with N.J.S.A. 18A:40-12.35, all staff members including staff working with school-sponsored programs outside the regular school day shall be trained in the care of students with epilepsy and seizure disorders. All school bus drivers, contracted and district-employed, shall be provided notice and information if they are transporting a student with epilepsy or a seizure disorder pursuant to N.J.S.A. 18A:40-12.36. The school nurse shall obtain a release from the parent of the student to authorize the sharing of medical information in accordance with N.J.S.A. 18A:40-12.37.

No school employee, including a school nurse, school bus driver, school bus aid, or any other officer or agent of the Board, shall be held liable for any good faith act or omission consistent with the provisions of N.J.S.A. 18A:40-12.34 through N.J.S.A. 18A:40-12.38, nor shall an action before the New Jersey State Board of Nursing lie against a school nurse for any such action taken by a person trained in good faith by the school nurse pursuant to N.J.S.A. 18A:40-12.34 through N.J.S.A. 18A:40-12.38. Good faith shall not include willful misconduct, gross negligence, or recklessness.

N.J.S.A. 18A:40-12.34 et seq.

1<sup>st</sup> Reading: April 24, 2023

### R 5330.05 SEIZURE ACTION PLAN (M)

### A. Definitions (N.J.S.A. 18A:40-12.34)

- 1. "Individualized emergency health care plan" means a document developed by the school nurse, in consultation with the parent of a student with epilepsy or a seizure disorder and other appropriate medical professionals, which is consistent with the recommendations of the student's health care providers and which provides specific actions for non-medical school staff to do in a particular emergency situation and is signed by the parent or guardian and the school nurse.
- 2. "Individualized health care plan" means a document developed by the school nurse, in consultation with the parent of a student with epilepsy or a seizure disorder and other appropriate medical professionals who may be providing epilepsy or seizure disorder care to the student, which is consistent with the recommendations of the student's health care providers and which sets out the health services needed by the student at school and is signed by the parent or guardian and the school nurse.
- 3. "School" means an elementary or secondary public school located within this State.
- 4. "School employee" means a person employed by a school district.
- 5. "Seizure action plan" means a comprehensive document provided by the student's physician, advanced practice nurse, or physician's assistant which includes, but is not limited to, information regarding presentation of seizures, seizure triggers, daily seizure medications, seizure first aid, and additional treatments.

### B. Annual Submission of Student's Seizure Action Plan (N.J.S.A.18A:40-12.35)

- 1. The parent of a student with epilepsy or a seizure disorder who seeks epilepsy or seizure disorder care while at school shall annually submit to the school nurse the student's seizure action plan.
- 2. The school nurse shall develop an individualized health care plan and an individualized emergency health care plan for the student, provided that the parents of the student annually provide to the Board of Education written authorization for the provision of epilepsy or seizure disorder care.
- 3. The individualized health care plan and individualized emergency health care plan, developed in accordance with N.J.S.A. 18A:40-12.35, shall be annually updated by the school nurse and as necessary in the event there is a change in the health status of the student.

- 4. Each individualized health care plan shall include, and each individualized emergency health care plan may include, the following information:
  - a. Written orders from the student's physician or advanced practice nurse outlining the epilepsy or seizure disorder care;
  - b. The symptoms of the epilepsy or seizure disorder for that particular student and recommended care;
  - c. Full participation in exercise and sports, and any contraindications to exercise, or accommodations that must be made for that particular student;
  - d. Accommodations for school trips, after-school activities, class parties, and other school-related activities;
  - e. Education of all school personnel about epilepsy and seizure disorders, how to recognize and provide care for epilepsy and seizure disorders, and when to call for assistance;
  - f. Medical and treatment issues that may affect the educational process of the student with epilepsy or the seizure disorder;
  - g. The student's ability to manage, and the student's level of understanding of, the student's epilepsy or seizure disorder; and
  - h. How to maintain communication with the student, the student's parent and health care team, the school nurse, and the educational staff.
- 5. The Superintendent or designee shall coordinate the provision of epilepsy and seizure disorder care at the school and ensure that all staff are trained in the care of students with epilepsy and seizure disorders, including staff working with school-sponsored programs outside of the regular school day.
- 6. The training required pursuant to B.5. above shall include a Department of Health approved on-line or in-person course of instruction provided by a nonprofit national organization that supports the welfare of individuals with epilepsy and seizure disorders.
- C. Information Provided to Bus Driver (N.J.S.A. 18A:40-12.36)
  - 1. In the event a school bus driver transports a student with epilepsy or a seizure disorder, the School Business Administrator/Board Secretary or designee shall provide the driver with:
    - a. A notice of the student's condition;

- b. Information on how to provide care for epilepsy or the seizure disorder;
- c. Emergency contact information;
- d. Epilepsy and seizure disorder first aid training; and
- e. Parent contact information.
- D. Release to Share Medical Information (N.J.S.A. 18A:40-12.37)
  - 1. The school nurse shall obtain a release from the parent of a student with epilepsy or a seizure disorder to authorize the sharing of medical information between the student's physician or advanced practice nurse and other health care providers.
  - 2. The release shall also authorize the school nurse to share medical information with other staff members of the school district as necessary.

1<sup>st</sup> Reading: April 24, 2023

#### P5330 ADMINISTRATION OF MEDICATION (M)

The Board of Education disclaims any and all responsibility for the diagnosis and treatment of an illness of any student. However, in order for many students with chronic health conditions and disabilities to remain in school, medication may have to be administered during school hours. Parents are encouraged to administer medications to children at home whenever possible as medication should be administered in school only when necessary for the health and safety of students. The Board will permit the administration of medication in school in accordance with applicable law.

Medication will only be administered to students in school by the school physician, a certified or noncertified school nurse, a substitute school nurse employed by the district, the student's parent, a student who is approved to self-administer in accordance with N.J.S.A. 18A:40-12.3 and 12.4, and school employees who have been trained and designated by the certified school nurse to administer epinephrine and hydrocortisone sodium succinate in an emergency pursuant to N.J.S.A. 18A:40-12.5, 12.6, 12.29, and 12.30.

Self-administration of medication by a student for asthma or other potentially life-threatening illnesses, a life threatening allergic reaction, or adrenal insufficiency is permitted in accordance with the provisions of N.J.S.A. 18A:40-12.3.

The school nurse shall have the primary responsibility for the administration of epinephrine and hydrocortisone sodium succinate to the student. However, the school nurse may designate, in consultation with the Board or the Superintendent, additional employees of the district who volunteer to be trained in the administration of epinephrine via a pre-filled auto-injector mechanism and the administration of hydrocortisone sodium succinate using standardized training protocols established by the New Jersey Department of Education (NJDOE) in consultation with the Department of Health when the school nurse is not physically present at the scene.

In accordance with the provisions of N.J.S.A. 18A:40-12.6.d, no school employee, including a school nurse or any other officer or agent of a Board of Education or a physician or an advanced practice nurse providing a prescription under a standing protocol for school epinephrine pursuant to N.J.S.A. 18A:40-12.5 and/or hydrocortisone sodium succinate pursuant to N.J.S.A. 18A:40-12.29, shall be held liable for any good faith act or omission consistent with the provisions of N.J.S.A. 18A:40-12.5 and N.J.S.A. 18A:40-12.29, nor shall any action before the New Jersey State Board of Nursing lie against a school nurse for any such action taken by a person designated in good faith by the school nurse pursuant to N.J.S.A. 18A:40-12.6.d and N.J.S.A. 18A:40-12.33. Good faith shall not include willful misconduct, gross negligence, or recklessness.

The school nurse or designee shall be promptly available on site at the school and at school-sponsored functions in the event of an allergic reaction or an emergency requiring the administration of hydrocortisone sodium succinate. In addition, the parent must be informed that

the school district, its employees and agents shall have no liability as a result of any injury arising from the administration of epinephrine or hydrocortisone sodium succinate to the student.

The parent of the student must sign a statement acknowledging their understanding the district shall have no liability as a result of any injury arising from the administration of the epinephrine via a pre-filled auto-injector mechanism or the administration of hydrocortisone sodium succinate to the student. In addition, the parent shall indemnify and hold harmless the district and its employees or agents against any claims arising out of the administration of the epinephrine via a pre-filled auto-injector mechanism or the administration of hydrocortisone sodium succinate to the student.

The permission for the emergency administration of epinephrine via a pre-filled auto-injector mechanism containing epinephrine to students for anaphylaxis and/or the emergency administration of hydrocortisone sodium succinate for adrenal insufficiency is effective for the school year it is granted and must be renewed for each subsequent school year.

Each school in the district shall have and maintain for the use of students at least one nebulizer in the office of the school nurse or a similar accessible location. Each certified school nurse or other persons authorized to administer asthma medication will receive training in airway management and in the use of nebulizers and inhalers consistent with NJDOE regulations. Every student that is authorized to use self-administered asthma medication pursuant to N.J.S.A. 18A:40-12.3 or a nebulizer must have an asthma treatment plan prepared by the student's physician which shall identify, at a minimum, asthma triggers, the treatment plan, and other such elements as required by the State Board of Education.

All student medications shall be appropriately maintained and secured by the school nurse, except those medications to be self-administered by students. In those instances the medication may be retained by the student with the prior knowledge of the school nurse. The school nurse may provide the Principal and other teaching staff members concerned with the student's educational progress with such information about the medication and its administration as may be in the student's best educational interests. The school nurse may report to the school physician any student who appears to be affected adversely by the administration of medication and may recommend to the Principal the student's exclusion pursuant to law.

The school nurse shall document each instance of the administration of medication to a student. Students self-administering medication shall report each incident to a teacher, coach, or other individual designated by the school nurse who is supervising the student during the school activity when the student self-administers. These designated individuals shall report such incidents to the school nurse within twenty-four hours of the self-administration of medication. The school nurse shall preserve records and documentation regarding the self-administration of medication in the student's health file.

N.J.S.A. 18A:6-1.1; 18A:40-3.1; 18A:40-6; 18A:40-7; 18A:40-12.3; 18A:40-12.4; 18A:40-12.5; 18A:40-12.6; 18A:40-12.7; 18A:40-12.8; 18A:40-12.29 through 12.33

N.J.S.A. 45:11-23 N.J.A.C. 6A:16-2.3(b)

Adopted: 18 March 2019 1st Reading: April 24, 2023



#### R 5330 ADMINISTRATION OF MEDICATION

### A. Definitions

- 1. "Medication" means any prescription drug or over-the-counter medicine or nutritional supplement and includes, but is not limited to, aspirin and cough drops.
- 2. "Administration" means the taking of any medication by ingestion, injection, or application to any part of the body or the giving of direct physical assistance to the person who is ingesting, injecting, or applying medication.
- 3. "Self-administration" means carrying and taking medication without the intervention of the school nurse, approved through the school district policy and restricted to students with asthma, other potentially life-threatening illnesses, life-threatening allergic reaction, or adrenal insufficiency.
- 4. "Life-threatening illness" means an illness or condition that requires an immediate response to specific symptoms or sequelae (an after effect of disease or injury) that if left untreated may lead to potential loss of life.
- 5. "A pre-filled auto-injector mechanism containing epinephrine" is a medical device used for the emergency administration of epinephrine to a student for anaphylaxis.
- 6. "Noncertified nurse" means a person who holds a current license as a registered professional nurse from the State Board of Nursing and is employed by the district, and who is not certified as a school nurse by the New Jersey Department of Education (NJDOE).
- 7. "Substitute school nurse" means a person who holds a current license as a registered professional nurse from the State Board of Nursing and who has been issued a county substitute certificate to serve as a substitute for a certified school nurse in accordance with N.J.A.C. 6A:9B-7.6.
- 8. "School physician" means a physician with a current license to practice medicine or osteopathy from the New Jersey Board of Medical Examiners who works under contract or as an employee of the district. This physician is referred to as the medical inspector in N.J.S.A. 18A:40-4.1.
- 9. "Advanced practice nurse" means a person who holds a current license as nurse practitioner/clinical nurse specialist from the State Board of Nursing.

- 10. "Certified school nurse" means a person who holds a current license as a registered professional nurse from the State Board of Nursing and an Educational Services Certificate with a school nurse endorsement or school nurse/non-instructional from the Department of Education pursuant to N.J.A.C. 6A:9B-14.3 and 14.4.
- B. Permission for Administration by a School Nurse or Registered Nurse
  - 1. Permission for the administration of medication in school or at school-sponsored functions will be given only when it is necessary for the health and safety of the student.
  - 2. Medication will not be administered to a student who is physically unfit to attend school or has a contagious disease. Any such student should not be permitted to attend school and may be excluded in accordance with Policy 8451.
  - 3. Parent requests for the administration of medication in school must be made in writing and signed by the parent.
  - 4. The parent must submit a certified statement written and signed by the student's physician. The statement must include:
    - a. The student's name;
    - b. The name of the medication;
    - c. The purpose of its administration to the student for whom the medication is intended;
    - d. The proper timing and dosage of medication;
    - e. Any possible side effects of the medication;
    - f. The time when the medication will be discontinued;
    - g. A statement that the student is physically fit to attend school and is free of contagious disease; and
    - h. A statement that the student would not be able to attend school if the medication is not administered during school hours.
  - 5. The request for the administration of medication must be made to the Superintendent or designee prior to any administration of medication or delivery of the medication to the school. The Superintendent or designee may consult with the school nurse and the school physician in making his/her final determination to allow or deny the request.

- a. An approved request will be signed by the Superintendent or designee and given to the school nurse and the student's parent.
- b. The parent will be informed of a reason for a denied request.

### C. Administration of Epinephrine to Students

- 1. In accordance with N.J.S.A. 18A:40-12.5, the parent may provide the Superintendent or designee authorization for the emergency administration of epinephrine via a pre-filled auto-injector mechanism containing epinephrine to a student for anaphylaxis provided:
  - a. The parent provides the Superintendent or designee a written authorization for the administration of epinephrine;
  - b. The parent of the student provides the Superintendent or designee with written orders from the physician or an advanced practice nurse that the student requires the administration of epinephrine for anaphylaxis;
  - c. The parent is informed in writing by the Board of Education or Superintendent or designee that the school district and its employees or agents shall have no liability as a result of any injury to a student arising from the administration of epinephrine via a pre-filled auto-injector mechanism;
  - d. The parent signs a statement acknowledging their understanding the district shall incur no liability as a result of any injury arising from the administration of epinephrine via a pre-filled auto-injector mechanism to the student and the parent shall indemnify and hold harmless the district and its employees or agents against any claims arising out of the administration of epinephrine via a pre-filled auto-injector mechanism to the student;
  - e. The permission for the emergency administration of epinephrine via a prefilled auto-injector mechanism is effective for the school year it is granted and must be renewed for each subsequent school year upon the fulfillment of the requirements as outlined in a. through d. above;
  - f. The Superintendent or designee requires:
    - (1) The placement of the student's prescribed epinephrine to be in a secure but unlocked location easily accessible by the school nurse and trained designees to ensure prompt availability in the event of an allergic emergency at school or at a school-sponsored function. The location of the epinephrine shall be indicated on the student's

- emergency care plan. Back-up epinephrine shall also be available at the school if needed;
- (2) The school nurse or trained designee to be promptly available on site at the school and school-sponsored functions in the event of an allergic reaction; and
- (3) The transportation of the student to a hospital emergency room by emergency services personnel after the administration of epinephrine, even if the student's symptoms appear to have resolved.
- g. The Superintendent or designee shall also:
  - (1) Permit the school nurse or trained designee to administer epinephrine via a pre-filled auto-injector mechanism to any student without a known history of anaphylaxis or to any student whose parent has not met the requirements outlined in Regulation 5330 Section C.1.a., b., and d. and has not received the notice required in Regulation 5330 Section C.1.c. when the school nurse or trained designee in good faith believes the student is having an anaphylactic reaction; and
  - (2) Require each school in the district to maintain in a secure, but unlocked and easily accessible location, a supply of epinephrine auto-injectors prescribed under a standing order from a licensed physician or advanced practice nurse, and is accessible to the school nurse and trained designees for administration to a student having an anaphylactic reaction.
- In accordance with N.J.S.A. 18A:40-12.6, the school nurse shall have the primary responsibility for the administration of the epinephrine. The school nurse shall designate, in consultation with the Board of Education, additional employees of the school district who volunteer to administer epinephrine via a pre-filled auto-injector mechanism to a student for anaphylaxis when the nurse is not physically present at the scene. In the event that a licensed athletic trainer volunteers to administer epinephrine, it shall not constitute a violation of the "Athletic Training Licensure Act," P.L.1984, c.203 (C.45:9-37.35 et seq.).
  - a. The school nurse shall determine that:
    - (1) The designees have been properly trained in the administration of the epinephrine via a pre-filled auto-injector mechanism using standardized training protocols established by the NJDOE in consultation with the Department of Health;

- (2) The parent of the student consented in writing to the administration of the epinephrine via a pre-filled auto-injector mechanism by the designees;
- (3) The Board or Superintendent or designee has informed the parent of the student in writing that the district and its employees or agents shall have no liability as a result of any injury arising from the administration of the epinephrine to the student;
- (4) The parent of the student signed a statement acknowledging their understanding the district shall have no liability as a result of any injury arising from the administration of the epinephrine via a pre-filled auto-injector mechanism to the student and the parent shall indemnify and hold harmless the district and its employees or agents against any claims arising out of the administration of the epinephrine via a pre-filled auto-injector mechanism to the student; and
- (5) The permission is effective for the school year for which it is granted and is renewed for each subsequent school year upon fulfillment of the requirements in subsections 2.a.(1) through 2.a.(4) above.
- 3. The NJDOE, in consultation with the Department of Health, shall require trained designees for students enrolled in a school who may require the emergency administration of epinephrine for anaphylaxis when the school nurse is not available.
- 4. Nothing in N.J.S.A. 18A:40-12.6 and Regulation 5330 Section C. shall be construed to prohibit the emergency administration of epinephrine via a pre-filled auto-injector mechanism to a student for anaphylaxis by the school nurse or other employees designated pursuant to N.J.S.A. 18A:40-12.3(a)(1) when the student is authorized to self-administer epinephrine pursuant to N.J.S.A. 18A:40-12.3, or when there is a coexisting diagnosis of asthma, or when a prescription is received from a licensed health care professional for epinephrine coupled with another form of medication, or when the epinephrine is administered pursuant to N.J.S.A. 18A:40-12.5.f.
- 5. The certified school nurse, in consultation with the Superintendent or designee, shall recruit and train volunteer designees who are determined acceptable candidates by the school nurse within each school building as deemed necessary by the nursing services plan, in accordance with N.J.S.A. 18A:40-12.6c(b).
- 6. No school employee, including a school nurse, or any other officer or agent of a Board of Education, or a physician or an advanced practice nurse providing a prescription under a standing protocol for school epinephrine pursuant to N.J.S.A.

18A:40-12.5.f and Regulation 5330 – Section C.1.g., shall be held liable for any good faith act or omission consistent with the provisions of N.J.S.A. 18A:40-12.5 et seq., nor shall an action before the New Jersey State Board of Nursing lie against a school nurse for any such action taken by a person designated in good faith by the school nurse pursuant to N.J.S.A. 18A:40-12.6. Good faith shall not include willful misconduct, gross negligence, or recklessness.

- D. Administration of Hydrocortisone Sodium Succinate to Students
  - 1. In accordance with the provisions of N.J.S.A. 18A:40-12.29, the Board will permit the emergency administration of hydrocortisone sodium succinate through appropriate delivery devices and equipment to a student for adrenal insufficiency provided that:
    - a. The parent of the student provides the Superintendent or designee a written authorization for the administration of hydrocortisone sodium succinate;
    - b. The parent of the student provides the Superintendent or designee written orders from the physician or an advanced practice nurse that the student requires the administration of hydrocortisone sodium succinate for adrenal insufficiency;
    - c. The Superintendent or designee informs the parent of the student in writing that the school district and its employees or agents shall have no liability as a result of any injury arising from the administration of hydrocortisone sodium succinate;
    - d. The parent of the student signs a statement acknowledging their understanding that the district shall have no liability as a result of any injury arising from the administration of hydrocortisone sodium succinate to the student and that the parent shall indemnify and hold harmless the district and its employees or agents against any claims arising out of the administration of hydrocortisone sodium succinate to the student; and
    - e. The permission for the administration of hydrocortisone sodium succinate is effective for the school year for which it is granted and must be renewed for each subsequent school year upon the fulfillment of the requirements as outlined in a. through d. above.
  - 2. In accordance with the provisions of N.J.S.A. 18A:40-12.29.b:
    - a. The placement of the student's prescribed hydrocortisone sodium succinate shall be in a secure, but unlocked location easily accessible by the school nurse and trained designees to ensure prompt availability in the event of emergency situations at school or at a school-sponsored function.

The location of the prescribed hydrocortisone sodium succinate shall be indicated on the student's emergency care plan. Back-up hydrocortisone sodium succinate, provided by the student's parent, shall also be available at the school if needed;

- b. The school nurse or trained designee shall be promptly available on site at the school and school-sponsored functions in the event of an emergency; and
- c. The student shall be transported to a hospital emergency room by emergency services personnel after the administration of hydrocortisone sodium succinate, even if the student's symptoms appear to have resolved.
- 3. In accordance with N.J.S.A. 18A:40-12.30, the school nurse has the primary responsibility for the administration of hydrocortisone sodium succinate.

The school nurse shall designate, in consultation with the Superintendent or designee, additional employees of the school district who volunteer to administer hydrocortisone sodium succinate to a student when the school nurse is not physically present at the scene.

In the event that a licensed athletic trainer volunteers to administer hydrocortisone sodium succinate, it shall not constitute a violation of the "Athletic Training Licensure Act" - N.J.S.A. 45:9-37.35 et seq.

The school nurse shall determine that:

- a. The designees have been properly trained in the administration of hydrocortisone sodium succinate using standardized training protocols established by the NJDOE in consultation with the Department of Health;
- b. The parent of the student consented in writing to the administration of hydrocortisone sodium succinate by the designee(s);
- c. The Superintendent or designee has informed the parent of the student in writing that the district and its employees or agents shall have no liability as a result of any injury arising from the administration of hydrocortisone sodium succinate to the student;
- d. The parent of the student signed a statement acknowledging their understanding that the district shall have no liability as a result of any injury arising from the administration of hydrocortisone sodium succinate to the student and that the parent shall indemnify and hold harmless the district and its employees or agents against any claims arising out of the administration of hydrocortisone sodium succinate to the student; and

- e. The permission is effective for the school year for which it is granted and is renewed for each subsequent school year upon fulfillment of the requirements in N.J.S.A. 18A:40-12.30 and D.3.a through d above.
- 4. Nothing in N.J.S.A. 18A:40-12.30 and D.3. above shall be construed to prohibit the emergency administration of hydrocortisone sodium succinate to a student for adrenal insufficiency by the school nurse or other employees designated pursuant to N.J.S.A. 18A:40-12.30 and D.3. above when the student is authorized to self-administer hydrocortisone sodium succinate pursuant to N.J.S.A. 18A:40-12.3.
- 5. The certified school nurse, in consultation with the Superintendent or designee, shall recruit and train volunteer designees who are determined acceptable candidates by the school nurse within each school building as deemed necessary by the nursing services plan, in accordance with N.J.S.A. 18A:40-12.32(b).
- 6. No school employee, including a school nurse, or any other officer or agent of a Board of Education shall be held liable for any good faith act or omission consistent with the provisions of N.J.S.A. 18A:40-12.29 et al., nor shall an action before the New Jersey State Board of Nursing lie against a school nurse for any action taken by a person designated in good faith by the school nurse pursuant to N.J.S.A. 18A:40-12.30. Good faith shall not include willful misconduct, gross negligence, or recklessness, in accordance with N.J.S.A. 18A:40-12.33.

### E. Permission for Self-Administration of Medication

In accordance with N.J.S.A. 18A:40-12.3, the Board shall permit the self-administration of medication by a student for asthma, or other potentially life-threatening illnesses, a life-threatening allergic reaction, or adrenal insufficiency provided that:

- 1. The parent of the student provides the Board or Superintendent or designee written authorization for the self-administration of medication;
- 2. The parent of the student provides the Board or Superintendent or designee a signed written certification from the physician of the student that the student has asthma or another potentially life threatening illness, is subject to a life-threatening allergic reaction, or has adrenal insufficiency and is capable of, and has been instructed in, the proper method of self-administration of medication. The written certification must include:
  - a. The student's name;
  - b. The name of the medication;
  - c. The purpose of its administration to the student for whom the medication is intended;

- d. The proper timing and dosage of medication;
- e. Any possible side effects of the medication;
- f. The time when the medication will be discontinued, if applicable;
- g. A statement that the student is physically fit to attend school and is free of contagious disease; and
- h. A statement the medication must be administered during the school day or the student would not be able to attend school.
- 3. The Board or the Superintendent or designee informs the parent of the student in writing that the district and its employees or agents shall incur no liability as a result of any injury arising from the self-administration of medication by the student;
- 4. The parent of the student signs a statement acknowledging that the school district shall incur no liability as a result of any injury arising from the self-administration of medication by the student and that the parent shall indemnify and hold harmless the school district, the Board, and its employees or agents against any claims arising out of the self-administration of medication by the student;
- 5. The parent's written authorization and the physician's written certification is reviewed by the Principal or designee with the school nurse and the school physician. The school nurse and the school physician must agree the student is capable of self-administration of the medication. If it is determined the student may self-administer medication in accordance with the request:
  - a. The request will be signed by the Principal and given to the school nurse and the student's parent;
  - b. The parent will be informed of a reason for a denied request.
- 6. Permission to self-administer one medication shall not be construed as permission to self-administer other medication; and
- 7. Permission shall be effective on the school year for which it is granted and shall be renewed for each subsequent school year upon fulfillment of the requirements in E.1. through E.6. above.

### F. Custodianship of Medication

1. Medications to be administered by the school nurse or a registered nurse:

- a. All medications must be delivered to the school by the parent.
- b. All medications must be in the original container, with the prescription information affixed.
- c. The school nurse shall be custodian of students' medication, which will be properly secured.
- d. Any unused medication must be picked up by the student's parent.
- e. After reasonable efforts to have the parent retrieve the medication have failed, any unused medication that remains in the school at the end of the school year or two school weeks after the student stops taking the medication, whichever first occurs, must be destroyed or discarded by the school nurse, in accordance with proper medical controls.
- 2. Medications to be self-administered by a student:
  - a. Time being of the essence in cases of asthma or other potentially life threatening illnesses, or a life-threatening allergic reaction, or adrenal insufficiency, all medications to be self-administered by a student must be kept in the student's possession.
  - b. No student may possess medication for self-administration unless the proper permission has been granted by the Principal or designee and a record of the medication is on file in the office of the school nurse.
  - c. Students who are permitted to self-administer medications must secure their medication in such a manner that the medication will not be available to other students. The medication must be in a sealed container and clearly labeled with the medication name, dosage, and ordering physician. The medication, if ingested by someone other than the student, shall not cause severe illness or death.
  - d. Students who are permitted to self-administer medications shall only have in their possession the quantity of medication necessary for the time period of the student's school day.
  - e. Notwithstanding any other law or regulation, a student who is permitted to self-administer medication in accordance with the provisions of N.J.S.A. 18A:40-12.3 shall be permitted to carry an inhaler or prescribed medication for allergic reactions, including a pre-filled auto-injector mechanism, or prescribed medication for adrenal insufficiency, at all times, provided the student does not endanger himself/herself or other persons through misuse.

#### G. Administration of Medication

- 1. No medication shall be administered to or taken by a student in school or at a school-sponsored function except as permitted by Board Policy 5330 and this Regulation.
- 2. Medication will only be administered to students in school by the school physician, a certified or noncertified school nurse, a substitute school nurse employed by the district, a student who is approved to self-administer in accordance with N.J.S.A. 18A:40-12.3 and school employees who have been trained and designated by the certified school nurse to administer epinephrine in an emergency pursuant to N.J.S.A. 18A:40-12.5 and 12.6 and to administer hydrocortisone sodium succinate in an emergency pursuant to N.J.S.A. 18A:40-12.29 and 12.30.
- 3. When practicable, self-administration of medication should be observed by the school nurse.
- 4. Students self-administering medication shall report each administration of medication and any side effects to a teacher, coach, or the individual in charge of the student during school activities. Such individuals shall report all administrations and any side effects reported or observed to the school nurse within twenty-four hours.
- 5. When a student attends a school-sponsored function at which medication may be required (such as an outdoor field trip or athletic competition) and the school nurse cannot be in attendance, the student's parent will be invited to attend. If neither the school nurse nor the parent can attend and the student does not have permission to self-administer medication and there is a risk that the student may suffer injury from lack of medication, the student may be excused from the function.

### H. Emergencies

1. Any medical emergency requiring medication of students will be handled in accordance with Policy 8441 and implementing regulations on first aid and, as appropriate, the school physician's standing orders for school nurses. Arrangements will be made to transport a student to a hospital emergency room after the administration of epinephrine in accordance with N.J.S.A. 18A:40-12.5.e.(3) and after the administration of hydrocortisone sodium succinate in accordance with N.J.S.A. 18A:40-12.29.b.(3).

#### I. Records

The school nurse shall include the following in a student's health record:

- 1. The approved written request for the administration or self-administration of medication;
- 2. A record of each instance of the administration of the medication by the school nurse or a registered nurse or trained designee;
- 3. A record of reports by teachers, coaches, and other individuals in charge of school activities who report student self-administration of medication;
- 4. Any side effects that resulted from the administration of medication; and
- 5. Whether the supply of medication provided in cases where the medication is to be administered by the school nurse or a registered nurse was exhausted or the parent removed the medication or, if the parent failed to remove the medication, the medication was destroyed and the date on which that occurred.

#### J. Notification

- 1. The school nurse may provide the Principal and other teaching staff members concerned with the student's educational progress with information about the medication and administration when such release of information is in the student's best educational interest.
- 2. The school nurse will provide teachers, coaches, and other individuals in charge of school activities with a list of students who have been given permission to self-administer medication.
- 3. The school nurse will inform the student's parent of any difficulty in the administration of medication or any side effects.
- 4. The school nurse will report to the school physician any student who appears to be adversely affected by the medication.

Adopted: 18 March 2019 1st Reading: April 24, 2023