Policy

INDIVIDUAL HEALTHCARE PLANS (IHPs)

Code **JLCDA** *Issued* **11/24**

Definitions

Emergency action plan is a plan for handling emergency situations that may occur due to a student's medical diagnosis during the school day or at school sponsored functions.

Individual healthcare plan is a plan of care designed specifically for an individual student to provide for meeting the health monitoring and care of the student during the school day or at school sponsored functions.

Seizure action plan is an emergency action plan signed by the student's health care provider that supplements the individualized health plan provided by the parent or legal guardian of a student diagnosed with a seizure disorder.

The district will provide certain students with special healthcare needs with an individual healthcare plan (IHP) when a student's healthcare provider deems it appropriate and with written authorization from the parent/legal guardian. The IHP may include an emergency action plan (EAP) and a seizure action plan (SAP) and will meet the students' needs for health monitoring and care during the school day or at school-sponsored events.

The parent/legal guardian will sign a statement acknowledging that the district will incur no liability as a result of any injury arising from the development, coordination, or implementation of the IHP and any associated action plans and that the parent/legal guardian will indemnify and hold harmless the district and its staff members and agents against any claims arising from the development, coordination, or implementation of the IHP.

The IHP and any associated authorizations from the student's parent/legal guardian and healthcare practitioner must be kept on file in the office of the school administrator or school nurse.

At the beginning of the school year, the district will send a notice developed by the South Carolina Department of Education to all parents/legal guardians that notify them of available services and rights pursuant to Section 504 of the Rehabilitation Act of 1973, the Individuals with Disabilities Education Act, and medical homebound regulations. Any of these services for which a student is eligible will be provided in addition to and in conjunction with the IHP and any associated action plans.

Student Self-Administration of Medication

In accordance with an IHP, students may be authorized to self-monitor and self-administer medication as prescribed by the student's healthcare provider with written authorization from the parent/legal guardian for the student to self-monitor or self-administer medication. A written statement from the student's healthcare provider verifying that the student has a medical condition and has been instructed and demonstrates competency in self-monitoring or self-administration of medication will also be required.

Receipt of the above will authorize a student to possess and administer medication while in the classroom or on school grounds, at a school-sponsored activity, in transit to and from school or school-sponsored activities, or during, before-, or after-school activities on school-operated

property. The authorization will remain in effect for the school year in which it is granted and must be renewed each school year thereafter.

All students who will be self-administering medication should have an up-to-date IHP on file. The district may revoke a student's permission to self-monitor or self-administer medication if the student endangers himself/herself or others through misuse of the monitoring device or medication or if unsupervised self-monitoring or self-medicating would seriously jeopardize the safety of the student or others.

The parent/legal guardian will sign a statement acknowledging that the district will incur no liability as a result of any injury arising from taking or using medications or self-monitoring devices by the student and that the parent/legal guardian will indemnify and hold harmless the district and its staff members and agents against any claims arising out of the self-monitoring or self-administration of medication by the student.

Adopted ^11/24

Legal References:

A. United States Code of Laws, as amended:
   1. Individuals with Disabilities Education Act, 20 U.S.C.A. Section 1400, *et seq*.
   2. Section 504 of the Rehabilitation Act of 1973, 29 U.S.C.A. Section 701, *et seq*.

B. S.C. Code of Laws, 1976, as amended:
   1. Section 15-78-60 - Immunity from liability for districts and employees.
   2. Section 59-63-80, *et seq*. - Requires board to develop policy for individual healthcare plans for certain students.

C. Other:
   1. South Carolina Department of Education, Office of Nutrition Programs, Frequently Asked Questions about Individual Health Care Plans (March 2019).