Administering Medication & Monitoring Health Conditions

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

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

For the administration of medication to other students during school or school-related activities, the Superintendent or designee shall develop protocols which shall include options for allowing a parent/ guardian to administer the medication to their child at school, designate other individuals to do so on their behalf, and, with the student's authorized health care provider's approval, request the District's permission for their child to self-administer a medication or self-monitor and/or self-test for a medical condition. Such processes shall be implemented in a manner that preserves campus security, minimizes instructional interruptions, and promotes student safety and privacy.

The Superintendent or designee shall make epinephrine delivery systems available at each school for providing emergency medical aid to any person suffering, or reasonably believed to be suffering, from an anaphylactic reaction.

The Superintendent or designee shall make naloxone hydrochloride or another opioid antagonist available for emergency medical aid to any person suffering, or reasonably believed to be suffering, from an opioid overdose.

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

Administration of Medication by School Personnel

Any medication prescribed by an authorized health care provider, including, but not limited to, emergency anti-seizure medication for a student who suffers epileptic seizures, epinephrine delivery system, insulin, or glucagon, may be administered by the school nurse or other designated school personnel only when the Superintendent or designee has received written statements from both the student's parent/guardian and authorized health care provider.

When medically unlicensed school personnel are authorized by law to administer any medication to students, such as emergency anti-seizure medication, epinephrine delivery system, insulin, or glucagon, the Superintendent or designee shall ensure that school personnel designated to administer any medication receive appropriate training and, as necessary, retraining from qualified medical personnel before any medication is administered. At a minimum, the training shall cover how and when such medication should be administered, the recognition of symptoms and treatment, emergency follow-up procedures, and the proper documentation and storage of medication. Such trained, unlicensed designated school personnel

shall be supervised by and provided with emergency communication access to a school nurse, physician, or other appropriate individual.

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

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

Policy Reference Disclaimer:
These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the Board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

Legal References:

STATE
CALIFORNIA CODE OF REGULATIONS
5 CCR 600-611 Administering medication to students
BUSINESS CODE
2700-2837 Nursing
3500-3546 Physician assistants
4119.2 Acquisition of epinephrine auto-injectors
4119.8 Acquisition of naloxone hydrochloride or another opioid antagonist
EDUCATION CODE
48980 Parent/Guardian notifications
49407 Liability for treatment
49408 Student emergency information
49414 Emergency epinephrine auto-injectors
49414.3 Emergency medical assistance; administration of medication for opioid overdose
49414.4 Opioid Misuse
49414.5 Providing school personnel with voluntary emergency training
49414.7 Administration of albuterol inhalers
49414.8 Funding for emergency opioid antagonists; requirements
49422-49427 Employment of medical personnel
49423 Administration of prescribed medication for student
49423.1 Inhaled asthma medication
49426.5 Licensed vocational nurses
49468-49468.5 The Seizure Safe Schools Act
49480 Continuing medication regimen; notice
HEALTH & SAFETY CODE
1799.113 Opioid overdose treatment
11362.7-11362.85 Medicinal cannabis
FEDERAL
UNITED STATES CODE
20 USC 1232g Family Educational Rights and Privacy Act (FERPA) of 1974
20 USC 1400-1482 Individuals with Disabilities Education Act
21 USC 812 Schedule of controlled substances
21 USC 844 Penalties for possession of controlled substance
29 USC 794 Rehabilitation Act of 1973; Section 504
CODE OF FEDERAL REGULATIONS
34 CFR 99.30 Conditions under which prior written consent is required to disclose information
MANAGEMENT RESOURCES

AMERICAN DIABETES ASSOCIATION PUBLICATION
Legal Advisory on Rights of Students with Diabetes in California's K-12 Public Schools, August 2007
Program Advisory on Medication Administration, 2005
Glucagon Training Standards for School Personnel: Providing Emergency Medical Assistance to Pupils with Diabetes, May 2006
COURT DECISION
American Nurses Association v. Torlakson (2013) 57 Cal.4th 570
NATIONAL DIABETES EDUCATION PROGRAM PUBLICATION
Helping the Student with Diabetes Succeed: A Guide for School Personnel, June 2003
WEBSITES
CSBA District and County Office of Education Legal Services https://legalservices.csba.org/#
National Diabetes Education Program http://www.ndep.nih.gov/
U.S. Department of Health and Human Services, National Heart, Lung, and Blood Institute http://www.nhlbi.nih.gov/health/public/lung/index.htm#asthma
American Diabetes Association http://www.diabetes.org/
California Department of Education, Health Services and School Nursing http://www.cde.ca.gov/ls/he/hn
CSBA http://www.csba.org/
California Department of Public Health http://www.cdph.ca.gov/

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