



JLCD - ADMINISTERING MEDICINE TO STUDENTS / ASTHMA, FOOD ALLERGY AND ANAPHYLAXIS HEALTH MANAGEMENT

This policy governs the terms and conditions under which medicine may be administered to students, ~~except that. For purposes of this policy, the term “medicine” includes prescription medicine and nonprescription medicine. A~~ administration of medical marijuana is covered under District Policy JLCDB (Administering Medical Marijuana to Qualified Students on District Property). ~~Also for purposes of this policy, “nonprescription medicine” includes but is not limited to over-the-counter medicine, homeopathic medicine, herbal medicine, vitamins and nutritional supplements.~~

Student possession, use, distribution, gift, purchase, exchange, sale, or being under the influence of medicine inconsistent with the terms of this policy ~~shall~~will be ~~dealt with~~addressed as a violation of District Policy JICH (Student Conduct Involving Drugs and Alcohol).

~~RULES APPLICABLE TO ALL STUDENTS AND TO ALL MEDICINE EXCEPT MEDICAL MARIJUANA~~

Definitions

For the purposes of this policy, these terms have the following meanings:

- “Medicine” includes prescription medicine and nonprescription medicine.
- “Nonprescription medicine” includes but is not limited to over-the-counter medicine, homeopathic medicine, herbal medicine, vitamins and nutritional supplements.
- “Non-laboratory additive detection test” means a product that is intended or designed to detect the presence of an additive to a synthetic opiate or an immediate precursor to a synthetic opiate.
- “Non-laboratory synthetic opiate detection test” means a product that is intended or designed to detect the presence of a synthetic opiate.
- “Opioid antagonist” means naloxone hydrochloride or any similarly acting drug that is not a controlled substance and that is approved by the federal Food and Drug Administration (FDA) for the treatment of a drug overdose.

- “Opioid-related Drug Overdose Event” means an acute condition, including a decreased level of consciousness or respiratory depression, that: (1) results from the consumption or use of a controlled substance or another substance with which a controlled substance was combined; (2) a layperson would reasonably believe to be caused by an opioid-related drug overdose event; and (3) requires medical assistance.

Rules Applicable to All Students and to All Medicine Except Medical Marijuana

Whenever reasonably possible, students should take medicine outside of school and school-sponsored activities. Medicine ~~shall~~will only be administered to a student at school or a school-sponsored activity when it is necessary to do so. In such cases, the medicine may be administered by the student’s parent/caregiver or by a District employee as set forth in this policy and the accompanying regulation. A student at least 18 years old may self-administer medicine (excluding medical marijuana and controlled substances) or guardian. ~~Otherwise, the medicine shall be administered as set forth below in this policy and in the accompanying regulation.~~

All medicine to be administered at school or a school-sponsored activity ~~shall~~must be furnished by the student’s parent/caregiver or guardian of the student who is to take it, and ~~shall~~must be delivered by the student’s parent/caregiver or guardian to an individual in the school office designated to receive it, unless alternative arrangements have been made and approved in advance by the school nurse or as otherwise permitted in this policy and by the building principal. ~~Exceptions to this rule apply with respect to high-school students who are authorized to carry and self-administer medicine, and with respect to asthma, food allergy and anaphylaxis health management, in accordance with the terms and conditions set forth below.~~

A written request to administer medicine to a student, and a full release of the District and its personnel employees from claims arising out of administering the medicine, must be signed and submitted by the student’s parent ~~or /guardian~~caregiver in order for medicine to be administered by a District personnel employee to any student at school or a school-sponsored activity. A separate written request and release must be signed and submitted for each medicine to be administered, and for each change in the dosage, time(s) and/or manner ~~or~~ of administration. ~~Depending on the circumstances, t~~he required written request and released documentation may be incorporated as part of a student Health Plan, Section 504 Plan, IEP, ~~or authorization~~or authorization for extended field trip or other school-sponsored activity.

Verbal requests to administer medicine to a student may be honored only when: (1) made to the school nurse by the student’s parent or /guardian caregiver, only when (2) prior delivery of the required written request and release is not reasonably possible under the circumstances, and only when (3) the school nurse can confirm that the verbal request is legitimately from the student’s parent or /guardian caregiver and can confirm with the student’s prescribing health care provider. The required written request

and release, and any required written authorization and directions signed by a health care provider, must be submitted before the medicine ~~will be~~is administered to the student a second day.

~~ADDITIONAL RULES APPLICABLE TO PRESCRIPTION MEDICINE~~

Additional Rules Applicable to Prescription Medicine

If it is necessary for a student to take prescription medicine at school or a school-sponsored activity, it must be furnished in the original pharmacy labeled container. The student's name, name of the medicine, dosage, name of prescribing health care provider, date the prescription was filled, and expiration date must be printed on the medicine container's pharmacy label.

Prescription medicine ~~shall~~must be administered ~~only~~ by a school nurse, ~~when required by law~~, or by a District employee to whom the nurse has properly delegated this task as authorized under the Nurse and Nurse Aide Practice Act (~~hereinafter the~~ "nurse's designee"), ~~except with respect to~~ high school students who ~~are~~is authorized to carry and self-administer medicine under this policy, and ~~except with respect to a student authorized to carry and self-administer~~ asthma, food allergy and anaphylaxis ~~health management medication under this policy, in accordance with the terms and conditions set forth below~~. Each nurse's designee ~~shall~~must be approved by the building principal. Prescription medicine ~~shall~~must be administered by school ~~personnel~~employees only in accordance with written authorization and directions signed by the prescribing health care provider (which authorization and directions ~~shall~~will not include the pharmacy label on the medicine container). ~~Depending on the circumstances and subject to approval and the required delegation by the school nurse, the required written authorization and directions may be incorporated as part of a student Health Plan, Section 504 Plan, IEP, or authorization for extended field trip or other school-sponsored activity.~~

~~ADDITIONAL RULES APPLICABLE TO NONPRESCRIPTION MEDICINE~~

Additional Rules Applicable to Nonprescription Medicine

If it is necessary for a student to take nonprescription medicine at school or a school-sponsored activity, it must be furnished in the original container labeled by the pharmaceutical company or other commercial distributor of the medicine.

Nonprescription medicine ~~shall~~must be administered ~~only~~ by a school nurse or by the nurse's designee, a high school student who is authorized to carry and self-administer medicine under this policy, and a student authorized to carry and self-administer asthma, food allergy and anaphylaxis medication under this policy (~~except with respect to high school students who are authorized to carry and self-administer medicine, and except with respect to asthma, food allergy and anaphylaxis health management, in accordance with the terms and conditions set forth below~~). Each nurse's designee ~~shall~~must be approved by the building principal.

Nonprescription medicine ~~shall~~must be administered by ~~school personnel~~District employees only in accordance ~~with~~with written authorization and directions signed by the treating health care provider. ~~Depending on the circumstances and subject to approval and the required delegation by the school nurse, the required written authorization and directions, or District-wide protocol, may be incorporated as part of a student Health Plan, Section 504 Plan, IEP, or authorization for extended field trip or other school-sponsored activity.~~

AUTHORIZATION TO POSSESS AND SELF-ADMINISTER MEDICINE EXCEPT MEDICAL MARIJUANA Authorization to Possess and Self-Administer Medicine Except Medical Marijuana and Scheduled/Controlled Medications

A high school student or middle school student on certain school-sponsored international trips who needs to take medicine at school or a school-sponsored activity may be authorized to possess and self-administer ~~his or her~~the student's medicine, ~~except medical~~except medical marijuana or scheduled/controlled medications, in accordance with the following terms and conditions:

1. The ~~high school~~ student ~~shall be~~is subject to and will comply with the rules set forth above, unless otherwise amended in this section.
2. Before the high school student may possess and self-administer medicine at school or a school-sponsored activity, a:
 - A written request ~~therefor~~, and a full release of the District and its ~~personnel~~employees from claims arising out of the student possessing and self-administering the medicine, must be signed and submitted by the student's parent/caregiver or guardian.
 - ~~Before the high school student may possess and self-administer medicine at school or a school-sponsored activity, any~~Any required written authorization and n and~~directions~~directions signed by a health care provider must be submitted.
 - ~~Before the high school student may possess and self-administer medicine at school or a school-sponsored activity, the~~The school nurse and building principal ~~principal shall~~must determine that the student has the ability to properly self-administer the medicine, and that the student is sufficiently mature and responsible to safely possess and self-administer the medicine at school or a school-sponsored activity in compliance with applicable District policies and regulations.
 - The school nurse and building principal must determine that the student's possession or self-administration of the medication does not pose a significant risk of harm to the student or to other students.

~~2.3.~~ The ~~high school~~ student is only authorized to possess and self-administer a one-day dose of medicine at school or a school-sponsored activity, ~~except that unless~~ more than a one-day dose ~~may be~~ authorized by the school nurse ~~and building principal if necessitated by the~~ due to the duration of a particular school-sponsored activity, ~~and except that~~ This paragraph ~~shall~~ does not apply to a high school student who requires and possesses an insulin pump or other medical device that delivers dosages of prescribed medication over a period of time that exceeds one day.

~~3.4.~~ The ~~high school~~ student ~~shall~~ must at all times ~~always~~ maintain the security of ~~his or her~~ their medicine so that it may not be taken by or otherwise fall into the possession of ~~another~~ another person.

5. Possessing and self-administering medicine at school is a privilege granted to ~~high school~~ students that may be lost if not exercised responsibly and safely, as ~~determined~~ determined by the school nurse and building principal.

~~ASTHMA, FOOD ALLERGY AND ANAPHYLAXIS HEALTH MANAGEMENT~~ Asthma, Food Allergy, and Anaphylaxis Health Management

Authorization to Self-Carry

A student with asthma, a food allergy, other severe allergies or a related life-threatening condition may possess and self-administer prescribed medication to treat such conditions at school, at a school-sponsored activity or while being transported in a school vehicle, in accordance with ~~Colorado law the Colorado Schoolchildren's Asthma, Food Allergy, and Anaphylaxis Health Management Act (the "Act")~~ and the following terms and conditions:

1. Before the student may possess and self-administer the prescribed medication, ~~the:~~

- ~~The~~ student's parent/~~caregiver or guardian~~ must submit a written medical authorization signed by the prescribing health care practitioner that includes the name, purpose, prescribed dosage, frequency and length of time between dosages of the medication to be self-administered; and confirmation from the health ~~care~~ care practitioner that the student has been instructed and is capable of self-administering the prescribed medication.
- ~~Before the student may possess and self-administer the prescribed medication, the~~ The student must demonstrate to the school nurse and to the student's health care practitioner (or practitioner's designee) the skill level necessary to use the medication and any device used to administer the medication as prescribed, including but not limited to: (a1) the ability

to identify the correct medication; (b2) demonstration of the correct administration technique; (e3) knowledge of the dose required; (d4) the frequency of use; and (e5) the ability to recognize when to take the medication. In addition, a written treatment plan for managing the student's asthma, food allergy or anaphylaxis episodes and for the student's medication use must be developed by the school nurse in collaboration with the student's health care practitioner. The treatment plan shall be effective only for the school year in which it is approved or until a new treatment plan is developed, whichever period is shorter. New treatment plans shall must be developed for each subsequent school year in which the Act's requirements and the terms and conditions specified in this section are met.

- ~~Before the student may possess and self-administer the prescribed medication, a~~ written contract shall must be developed and signed by the school nurse, the student, and the student's parent/caregiver or guardian that assigns levels of responsibility to the parent/caregiver or guardian, the student, and District employees. The contract shall must accompany orders for the medication from the student's health care practitioner and shall must specify that noncompliance with the contract terms may result in withdrawal of the privilege of possessing and self-administering the prescribed medication.
- ~~The contract shall must~~ include requirements that the student shall:
 - ~~(i) must:~~ (1) be able to demonstrate competency in taking the medication; (2) be able to demonstrate asthma/allergy management and self-care skills; (3) notify a school official if emergency medication has been administered or when having more difficulty than usual with the student's medical condition; and
 - ~~(iv) (4)~~ be expressly prohibited from allowing another person to use the student's medication.
 - The contract shall must include requirements that the student's parent or guardian/caregiver shall:
 - ~~(i) will:~~ (1) provide written orders for the medication from the student's health care practitioner; (2) provide written authorization for the student to possess and self-administer the medication; and (3) provide assurance that the medication container is appropriately labeled by a pharmacist or health care practitioner, that the medication device contains the medication, that the medication has not expired, that backup medication will be provided to the school for emergencies, and that the status of the student's asthma/allergy is reviewed with the student on a regular basis.
 - The contract shall must include requirements that the school nurse shall ~~(i) will:~~ (1) review with the student the correct technique for use of the medication device; (2) be advised

regarding the time and dosages specified in the written orders for the medication from the student's health care practitioner; (iii) be advised regarding the appropriate use of the medication; (iv) provide assurance that the status of the student's asthma/allergy is reviewed with the student on a regular basis; (v) notify school staff employees on a need-to-know basis that a student has asthma or a life-threatening allergy and has permission to possess and self-administer medication for that condition; and (vi) assign one or more school staff member employees to make a 911 emergency call if the student has an exposure that results in the need to use epinephrine.

- ~~Before the student may possess and self-administer the prescribed medication, the~~ The student's parent/caregiver or guardian must sign and submit a written statement releasing the District, school and any associated entity, and all employees and volunteers of the District, school and any associated entity, from liability (except ~~with~~ with respect to willful and wanton conduct or disregard of the criteria of the treatment plan).
2. Immediately after using ~~an emergency use~~ epinephrine ~~auto-injector~~ at school, at a school-sponsored activity or while being transported in a school vehicle, a student ~~shall~~ must report to the school nurse, an employee in the school office, or another school official and the person so notified ~~shall~~ must take action to provide for appropriate follow-up care, which ~~shall~~ must include promptly making a 911 emergency call and (with respect to employees in the school office and other school officials) promptly contacting the school nurse or nurse's designee.

Student Food Allergies and Anaphylaxis Management

Student food allergies and anaphylaxis in the District's schools ~~shall~~ will be managed in accordance with the following terms and conditions:

1. The District ~~shall~~ will make available on its website and at each of its schools the standard form developed by the Colorado Department of Public Health and Environment (~~the "Food Allergy Form"~~) that allows the parent/caregiver or guardian of a student with a known food allergy to provide the student's school with information as as specified in ~~the Colorado School Children's Food Allergy and Anaphylaxis Management Act~~ law regarding the allergy.
2. Each school ~~shall~~ must have a plan in place for communication with emergency medical services. The plan ~~shall~~ must include ~~but not be limited to~~ the provision of information on student ~~F~~ food a Allergy f Forms to emergency medical responders.
3. The ~~parents and guardians~~ parent/caregiver of each student who is not

authorized to possess and ~~self self~~-administer medication for the student's food allergy or anaphylaxis ~~are is~~ encouraged to provide the school with a supply of the student's prescribed medication for use in the event of an anaphylactic reaction. All emergency medications ~~shall must~~ be stored in a secure location at the school that is easily accessible for designated ~~staff member~~employees.

4. The school nurse and building principal ~~shall will~~ identify ~~staff members~~certain employees at each school who ~~shall will~~ receive emergency anaphylaxis treatment training. Such ~~staff members shall~~employees must include those directly involved during the school day with students who have known food allergies. The training ~~shall must~~, at a minimum, provide the ~~staff members~~school employees with: (a1) a basic understanding of food allergies and the importance of reasonable avoidance of agents that may cause anaphylaxis; (b2) the ability to recognize symptoms of anaphylaxis; (c3) the ability to respond appropriately in the event of a student suffering an anaphylactic reaction; and (d4) the ability to administer self-injectable epinephrine to a student suffering an anaphylactic reaction.
5. In the absence of a Section 504 Plan or IEP, the school nurse ~~shall be is~~ responsible for the development and implementation of a student Health Plan for ~~each each~~ student with the diagnosis of a potential life-threatening food allergy. Such Health Plans ~~shall must~~ include, as appropriate: (a1) consideration of information provided by the student, student's parent/~~caregiver or guardian~~ and student's health care provider, including but not limited to information provided on the Food Allergy Form; and (b2) reasonable steps to reduce the student's exposure to agents at school and school-sponsored activities that may cause anaphylaxis.
6. The ~~superintendent or superintendent's designee~~Student Services Department ~~shall must~~ develop, periodically review and revise as necessary or appropriate administrative guidelines to help ensure that student food allergies and anaphylaxis in the District's schools are properly managed. District employees interacting with students who have food ~~allergies~~ allergies shall must comply with such administrative guidelines, ~~including the PSD Guidelines for Students with Severe Food Allergies and Intolerances, and shall faithfully implement the students' Section 504 Plans, IEPs and Health Plans.~~

~~USE OF STOCK EPINEPHRINE AUTO-INJECTORS IN EMERGENCY SITUATIONS~~

~~The~~Use of Stock Epinephrine in Emergency Situations

~~If supplies and funding are available, the~~ District will ~~have~~maintain a stock supply of emergency use epinephrine ~~auto-injectors~~ for use in emergency anaphylaxis events that occur on school grounds: ~~(excluding school buses)~~. Any administration of ~~a~~ stock emergency use epinephrine ~~auto-injector~~ to a student by a ~~district~~District employee must be in accordance with applicable state law, including applicable State Board of Education rules.

The District's stock supply of emergency use epinephrine ~~auto-injectors~~ is not intended to replace student-specific orders or medication provided by the student's parent/guardian-caregiver to treat the student's asthma, food or other allergy, anaphylaxis or related, life-threatening condition.

~~USE OF OPIATE ANTAGONISTS IN EMERGENCY SITUATIONS~~

~~To the extent state~~ Use of Opioid Antagonists

~~If funding and supplies are available, the District will have~~ maintain a stock supply of ~~opiate~~opioid antagonists to assist ~~a student an individual~~ who is at risk of experiencing an ~~opiate~~opioid-related drug overdose event. ~~For purposes of this policy, an opiate antagonist means naloxone hydrochloride or any similarly acting drug that is not a controlled substance and that is approved by the federal Food and Drug Administration (FDA) for the treatment of a drug overdose.~~

~~The stock supply of opiate~~ opioid antagonists may ~~also~~ be stored on school grounds, on a school bus, or both.

~~Administration of an~~ used to assist opioid antagonist by a District employee to a student or any other person who is at risk of experiencing an opiate-related drug overdose event.

~~individual must~~ Administration of an opiate antagonist by a District employee to a student or any other person shall be in accordance with applicable state law. Prior to administration of an opioid antagonist, a District employee must receive appropriate training that includes risk factors for overdose, recognizing an overdose, calling emergency medical services, rescue breathing, and administering an opioid antagonist. Such training will be developed and administered by the Student Services Department.

A District employee may furnish opioid antagonists on school grounds or on a school bus to any individual, including a student. A District employee acting in accordance with this policy and the law is not subject to civil liability or criminal prosecution, as specified in Colorado law.

The school principal's designee may provide training to students prior to furnishing opioid antagonists to a student. It will not be considered a violation of District policy for a student to possess or administer an opioid antagonist on school grounds, on a school bus, or at any school-sponsored event.

Synthetic Opiate Detection Tests, and Non-Laboratory Additive Detection Tests

If funding and supplies are available, the District will maintain a supply of non-laboratory synthetic opiate detection tests, non-laboratory additive detection tests, or both. A District employee may furnish non-laboratory synthetic opiate detection tests, non-laboratory additive detection tests, or both to any individual. Guidelines for the

maintenance and furnishing of synthetic opiate detection tests, and non-laboratory additive detection tests will be developed and maintained by the Student Services Department.

It will not be considered a violation of District policy for a student to possess a non-laboratory synthetic opiate detection test or non-laboratory additive detection test on school grounds, on a school bus, or at any school-sponsored event.

Adopted by Board: February 1975
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LEGAL REFS:

~~Colo. Const. art. XVIII, section 14~~

~~C.R.S. 12-38-132~~

~~C.R.S. 12-38-132.3~~

~~C.R.S. 12-43.3-101 et seq.~~

~~C.R.S. 22-1-119~~

~~C.R.S. 22-1-119.1~~

~~C.R.S. 22-1-119.3~~

~~C.R.S. 22-1-119.5~~

~~C.R.S. 22-2-135~~

~~C.R.S. 22-32-1394~~

~~CCR 301-68~~

~~6 CCR 1010-6, Rule 9-105~~

CROSS REFS:

Revised by Board:

Cross References:

JLCE, First Aid and Emergency Medical Care

JLCD-R, Administering Medicine to Students

JICH, Student Conduct Involving Drugs and Alcohol

JLCDB, Administering Medical Marijuana to Qualified Students on District Property

Legal References:

C.R.S. 12-255-101 et seq. (Nurse and Nurse Aide Practice Act)
C.R.S. 18-1-712 (immunity for administering an opioid antagonist)
C.R.S. 22-1-119 (no liability for adverse drug reactions/side effects)
C.R.S. 22-1-119.1 (Board may adopt policy to acquire a stock supply of opiate antagonists)
C.R.S. 22-1-119.3 (policy for student possession and administration of prescription medication and administration of medical marijuana)
C.R.S. 22-1-119.5 (Colorado School Children's Asthma, Food Allergy, and Anaphylaxis Management Act)
C.R.S. 22-2-135 (Colorado School Children's Food Allergy and Anaphylaxis Management Act)
C.R.S. 22-32-139 (food allergies and anaphylaxis policy required)
1 CCR 301-68 (student possession and administration of asthma, allergy and anaphylaxis management medications or other prescription medications)
6 CCR 1010-6, Rule 9-105 (storage of medication)