

FRESNO COUNTY SUPERINTENDENT OF SCHOOLS  
FRESNO COUNTY BOARD OF EDUCATION

**Students****ADMINISTERING MEDICATION AND MONITORING HEALTH CONDITIONS**

The County Superintendent and County Board believe 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 be able 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 County Superintendent or designee shall develop protocols which shall include options for allowing parents/guardians to administer 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 County Superintendent's permission for the student 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 or program security, minimizes instructional interruptions, and promotes student safety and privacy.

The County Superintendent or designee shall make epinephrine auto-injectors available at each school for providing emergency medical aid to any person suffering, or reasonably believed to be suffering, from an anaphylactic reaction. (Education Code 49414)

The parent/guardian of a student who is a qualified patient pursuant to Health and Safety Code 11362.7-11362.85 may administer medicinal cannabis, excluding medicinal cannabis or cannabis products in a smokeable or vapeable form, to the student at a school or program site. County Superintendent personnel are not authorized to administer medicinal cannabis to a student. (Education Code 49414.1)

Before administering medicinal cannabis at a school or program site, the parent/guardian shall provide to the lead site administrator or designee a valid written medical recommendation for the student to be given medicinal cannabis, which shall be kept on file at the school or program's office. The parent/guardian shall sign in at the school or program site before administering the medication, and shall not administer the medication in a manner that disrupts the educational environment or exposes other students. After the parent/guardian administers the medication, the parent/guardian shall remove any remaining medicinal cannabis from the school or program site. (Education Code 49414.1)

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

FRESNO COUNTY SUPERINTENDENT OF SCHOOLS  
FRESNO COUNTY BOARD OF EDUCATIONAdministration of Medication by School or Program Personnel

When authorized by law, medication prescribed to a student by an authorized health care provider may be administered by a school nurse or, when a school nurse or other medically licensed person is unavailable and the physician has authorized administration of medication by unlicensed personnel for a particular student, by other designated County Superintendent personnel with appropriate training. School nurses and other designated personnel shall administer medications to students in accordance with law, County Superintendent and County Board policy, administrative regulation, and, as applicable, the written statement provided by the student's parent/guardian and authorized health care provider.

The County Superintendent or designee shall ensure that 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 personnel shall be supervised by, and provided with immediate communication access to, a school nurse, physician, or other appropriate individual.

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

Adopted: 04/19/2012

Amended: 10/15/2020

**Legal Reference**Education Code

- 48980 Notification at beginning of term
- 49407 Liability for treatment
- 49408 Emergency information
- 49414 Emergency epinephrine auto-injectors
- 49414.3 Emergency medical assistance; administration of medication for opioid overdose
- 49414.5 Providing school personnel with voluntary emergency training
- 49422-49427 Employment of medical personnel, especially:
- 49423 Administration of prescribed medication for student
- 49423.1 Inhaled asthma medication
- 49480 Continuing medication regimen; notice

Business and Professions Code

- 2700-2837 Nursing, especially:
- 2726 Authority not conferred
- 2727 Exceptions in general
- 3501 Definitions
- 4119.2 Acquisition of epinephrine auto-injectors

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4119.8 Acquisition of naloxone hydrochloride or another opioid antagonist

Health and Safety Code

11362.7-11362.85 Medicinal cannabis

Code of Regulations, Title 5

600-611 Administering medication to students

United States Code, Title 20

1232g Family Educational Rights and Privacy Act of 1974

1400-1482 Individuals with Disabilities Education Act

United States Code, Title 21

812 Schedules of controlled substances

844 Penalties for possession of controlled substance

United States Code, Title 29

794 Rehabilitation Act of 1973, Section 504

Court Decisions

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

**Management Resources**

American Diabetes Association Publications

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

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

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

Program Advisory on Medication Administration, 2005

National Diabetes Education Program Publications

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

Websites

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

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

California Department of Education: <http://www.cde.ca.gov/ls/he/hn>

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

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