



Adopted: April 10, 1996

EMID 6067 Board Policy 516
(required policy)

Revised: March 15, 2006; January, 2015; December 16, 2015; February 15, 2017

516 STUDENT MEDICATION

I. PURPOSE

The purpose of this policy is to set forth the provisions that must be followed when administering nonemergency prescription medication to students only at EMID programs. This policy does not apply to EMID programs when the students' home district teachers are present and responsible for their students.

II. GENERAL STATEMENT OF POLICY

EMID acknowledges that some students may require prescribed drugs or medication during EMID events. The administrator, integration program supervisor, or other designated EMID personnel may administer prescribed medication in accordance with law and established procedures with the exception of non-prescription pain relievers used by secondary students in accordance with M.S. 121A.222.

III. REQUIREMENTS

- A. The administration of prescription medication or drugs at EMID programs requires a completed signed request from the student's parent/guardian. EMID may rely on an oral parent request for up to two days, after which a written authorization is required.
- B. An "Authorization for Administration of Medication" form must be completed once per program and/or when a change in the prescription or requirements for administration occurs. Prescription medication as used in this policy does not include any form of medical cannabis as defined in Minn. Stat. § 1522.22, Subd. 6.
- C. Prescription medication must come to the EMID program in the original container labeled for the student by a pharmacist in accordance with law, and must be administered in a manner consistent with the instructions on the label. Non-prescription medications must come in the original container (e.g. bottle).
- D. Prescription medications are not to be carried by the student, but will be left with the appropriate EMID personnel. Exceptions to this requirement are:



prescription asthma medication self-administered with inhaler (see part J.5 below), and medications administered as noted in a written agreement between EMID and the parent or as specified in an IEP (individual education plan), Section 504 plan, or IHP (individual health plan) that is shared with EMID staff.

- E. The parent or student 18 years or older must notify EMID immediately in writing of any change in the student's prescription medication administration. A new medical authorization or container label with new pharmacy instructions shall be required immediately as well.
- F. The EMID program supervisor shall be responsible for the filing of the Authorization for Administration of Medication form in the health records section of the program file. The EMID program supervisor shall be responsible for providing a copy of such form to the other personnel designated to administer the medication.
- G. Procedures for administration of drugs and medicine at program activities shall be developed. EMID shall submit these procedures and any additional guidelines and procedures necessary to implement this policy to the Board for approval. Upon approval by the EMID Board, such guidelines and procedures shall be an addendum to this policy.

Specific Exceptions:

The following are not governed by this policy:

- 1. Special health treatments and health functions such as catheterization, tracheostomy suctioning, and gastrostomy feedings do not constitute administration of drugs and medicine;
- 2. Emergency health procedures, including emergency administration of drugs and medicine are not subject to this policy;
- 3. Drugs or medicine provided or administered by a public health agency to prevent or control an illness or a disease outbreak are not governed by this policy;
- 4. Topical medicines provided for insect bites;
- 5. Drugs or medicines that are prescription asthma or reactive airway disease medications can be self-administered by a student with an asthma inhaler if:
 - a. the district has received a written authorization from the pupil's parent or guardian permitting the student to self-administer the medication;



- b. the inhaler is properly labeled for that student
- c. the parent or guardian has not requested EMID personnel to administer the medication to the student.

The parent or guardian must submit written authorization for the student to self-administer the medication each program year. In a setting that does not have nursing services, the student's parent or guardian must submit written verification from the prescribing professional which documents that an assessment of the student's knowledge and skills to safely possess and use an asthma inhaler in a setting has been completed.

6. Medications:

- a. that are used off EMID program locations.

7. At the time a student enrolls in an EMID program, a student's parent or guardian, school staff, including those responsible for health care, and the prescribing medical professional must share the individualized written health plan for a student who is prescribed epinephrine auto-injectors that enables the student to:

- a. possess epinephrine auto-injectors; or
- b. if the parent/guardian and prescribing medical professional determine the student is unable to possess the epinephrine himself/herself, the EMID staff must have immediate access to epinephrine auto-injectors in close proximity to the student at all times during the program time.

The plan must designate the EMID staff responsible for implementing the student's health plan, including recognizing anaphylaxis and administering epinephrine auto-injectors when required, consistent with state law.

8. Non-prescription Medication. A secondary student (grades 6 through 12) may possess and use non-prescription pain relief in a manner consistent with the package labeling, if the district has received written authorization from the student's parent or guardian permitting the student to self-administer the medication. The parent or guardian must submit written authorization for the student to self-administer the medication each program year. The district may revoke a student's privilege to possess and use non-prescription pain relievers if the district determines that the student



is abusing the privilege. This section does not apply to the possession or use of any drug or product containing ephedrine or pseudoephedrine as its sole active ingredient or as one of the active ingredients. Except as stated in this paragraph, only prescription medications are governed by the policy. Administration of nonprescription medicine for elementary students requires a signed request from the students' health care provider.

- J. "Parent" for students 18 years old or older is the student.
- K. EMID may obtain and possess epinephrine auto-injectors to be maintained and administered by EMID personnel to a student or other individual if, in good faith, it is determined that person experiencing anaphylaxis regardless of whether the student or other individual has a prescription for an epinephrine auto-injector. The administration of an epinephrine auto-injector in accordance with this section is not the practice of medicine.

Legal References:

- Minn Stat. § 13.32 (Student Health Data)
- Minn. Stat. § 121A.21 (Hiring of Health Personnel)
- Minn. Stat. § 121A.22 (Administration of Drugs and Medicine)
- Minn. Stat. § 121A.221 (Possession and Use of Asthma Inhalers by Asthmatic Students)
- Minn. Stat § 121A.222 (Possession and Use of Non-prescription Pain Relievers by Secondary Students)
- Minn. Stat. § 121A.2205 (Possession and Use of Epinephrine Auto-Injectors; Model Policy)
- Minn. Stat. § 121A.2207 (Life-Threatening Allergies in Schools; Stick Supply of Epinephrine Auto-Injectors)
- Minn. Stat. § 151.212 (Label of Prescription Drug Containers)
- Minn. Stat. § 152.22 (Medical Cannabis; Definitions)
- Minn. Stat. § 152.23 (Medical Cannabis; Limitations)
- 20 U.S.C. 1400, *et seq.* (Individuals with Disabilities Education Improvement Act of 2004)
- 29 U.S.C. 794, *et seq.* (Rehabilitation Act of 1973, § 504)

Cross References:

- EMID Policy 418 (Drug-Free Workplace/Drug-Free School)