

ASTHMA MEDICATION – HSD Policy – JGCDA

REQUIRED AUTHORIZATION

The Hollandale School District Board of Trustees permits the self-administration of anaphylaxis medication pursuant to the requirements of this policy. A student with asthma and/or anaphylaxis is entitled to possess and self-administer prescription asthma and/or anaphylaxis medication while on school property, on school-provided transportation, or at a school-related event or activity if:

1. The prescription asthma and/or anaphylaxis medication has been prescribed for that student as indicated by the prescription label on the medication;
2. The self-administration is done in compliance with the prescription or written instructions from the student physician or other licensed health care provider; and
3. A parent/guardian of the student provides to the school:
 - a) Written authorization, signed by the parent, for the student too self-administer prescription asthma and/or anaphylaxis medication while on school property or at a school-related event or activity;
 - b) A written statement, signed by the parent, in which the parent releases the school district and its employees and agents from liability for an injury arising from the student's self-administration of prescription asthma and/or anaphylaxis medication while on school property or at a school-related event or activity unless in cases of wanton or willful misconduct;
 - c) A written statement from the student's physician or other licensed health care provider defining the student's diagnosis and that he/she and has been instructed in self-administration of asthma medications and/or anaphylaxis medication. The statement shall also contain the following information:
 - i. The name and purpose of the medications;
 - ii. The prescribed dosage for the medication;
 - iii. The time or times the medications are to be regularly administered and under what additional special circumstances the medications are to be administered; and
 - iv. The length of time for which the medications are prescribed.

- v. The physician's statement must be kept on file in the office of the school nurse of the school.
4. If a student uses his/her medication in a manner other than prescribed, he/she may be subject to disciplinary action under school codes. The disciplinary action shall not limit or restrict the student's immediate access to the medication.
5. The school board authorizes the school nurse or trained school employee to administer auto-injectable epinephrine to a student who the school nurse or trained school employee, in good faith, believes is having an anaphylactic reaction, whether or not the student has a prescription for epinephrine.
6. Each school in the Hollandale School District may maintain supply of auto-injectable epinephrine at the school in a locked, secure, and easily accessible location. A licensed physician, including, but not limited to, Mississippi State Department of Health District Health Officers, may prescribe epinephrine auto-injectors in the name of the school system or the individual school to be maintained for use when deemed necessary under the provisions of this section.
7. Each school in the Hollandale School District that maintains a supply of auto-injectable epinephrine at the school shall require at least one (1) employee at each school to receive training from a registered nurse or licensed medical physician in the administration of auto-injectable epinephrine.
8. Any school employee who is trained in the administration of auto-injectable epinephrine, and who provides, administers or assist with an auto-injectable epinephrine in good faith believes the student to be having an anaphylactic reaction, is immune to civil liability for any personal injury if the actions or failure to act do not amount to willful or wanton misconduct or gross negligence.
9. The schools with a valid prescription for auto-injectable epinephrine may accept donations, from public or private entities, or seek grants to obtain funds for the purchase of auto-injectable epinephrine.

Definitions:

1. "Parent" means parent or legal guardian.
2. "Auto-injectable epinephrine" means a medical device for the immediate administration of epinephrine to a person at risk for anaphylaxis.
3. "Asthma and anaphylaxis medication" means inhaled bronchodilator and auto-injectable epinephrine.
4. "Self-administration of prescription asthma and/or anaphylaxis medication" means a student's discretionary use of prescription asthma and/or anaphylaxis medication.

INDEMNIFICATION

This school district shall inform the parent or guardian of the student that the school and its employees and agents shall incur no liability as a result of any injury sustained by the student from the self-administration of asthma medications. The parent or guardian of the student shall sign a statement acknowledging that the school shall incur no liability and the parent or guardian shall indemnify and hold harmless the school and its employees against any claims relating to the self-administration of asthma medications.

YEARLY RENEWAL

The permission for self-administration of medications shall be effective for the school year in which it is granted and shall be renewed each following school year upon fulfilling the requirements as stated in this policy.

SUPERVISED USE OF ASTHMA MEDICATIONS

Upon fulfilling the requirements as stated in this policy, a student with asthma may possess and use asthma medications when at school, at a school-sponsored activity, under the supervision of school personnel or before and after normal school activities while on school properties including school-sponsored child care or after-school programs.

LEGAL REF.: MS CODE Sections 37-11-71 and 73-25-37

House Bill 1072, 2003 Mississippi Legislative Session

CROSS REF.: Policies JGCD - Student Health Service --Medicines

JGCD-R - Administration of Prescription Medicines