

Students

SPECIALIZED HEALTH CARE SERVICES

The Board of Trustees is aware that some district students may require specialized physical health care services during the school day in order to attend school. In accordance with the student's individualized education program or written accommodation plan, trained and qualified personnel shall perform these services under the supervision of a school nurse, public health nurse or licensed physician.

(cf. 0430 - Comprehensive local Plan for Special Education)
(cf. 6164.6 - Identification and Education under Section 504)

Legal Reference:

EDUCATION CODE

49423.5 Specialized physical health care services

56000-56606 Special Education Programs

CODE OF REGULATIONS, TITLE 5

3051.12 Health and Nursing Services

UNITED STATES CODE, TITLE 20

1400-1482 Individuals with Disabilities Education Act

UNITED STATE CODE, TITLE 29

701-795a Rehabilitation Act

794 Rehabilitation Act of 1973, Section 504

CODE OF FEDERAL REGULATIONS, TITLE 34

300.16 Related services

Management Resources:

CDE PUBLICATIONS

Guidelines and procedures for meeting the specialized physical health care needs of pupils (The Green Book)

Students

SPECIALIZED HEALTH CARE SERVICES

Definitions

Specialized physical health services means those health services prescribed by the student's licensed physician and surgeon requiring medically related training for the individual who performs the services and which are necessary during the school day to enable the student to attend school. These services include catheterization, gastric tube feeding, suctioning, or other services that require medically related training. (Education Code 49423.5; 5 CCR 3051.12)

Qualified means the ability to demonstrate competence in cardio-pulmonary resuscitation, current knowledge of community emergency medical resources, and skill in the use of equipment and performance of techniques necessary to provide specialized physical health care services for individuals with disabilities. In addition, for designated school personnel, qualified means trained in the procedures to a level of competence and safety which meets the objectives of the training as provided by the school nurse, public health nurse, licensed physician, or other programs which provide the training. (Education Code 49423.5; 5 CCR 3051.12)

Training means preparation in the appropriate delivery and skillful performance of specialized physical health care services. (5 CCR 3051.12)

Supervision means review, observation, and/or instruction of a designated school person's performance and of physical health care services, but does not necessarily require the immediate presence of the supervisor at all times. (5 CCR 3051.12)

The parent/guardian of students who require specialized physical health care services during the school day shall provide a written request for the needed physical health care service. This request shall include:

1. The student's name, address and phone number.
2. The physician's name, address and phone number.
3. The needed health care procedure.
4. Statement authorizing qualified school personnel to perform the procedure, as approved by the physician.
5. Statement agreeing to notify the school immediately of any change in the child's regimen or the authorizing physician.
6. Statement agreeing to provide all supplies needed for the procedure.

SPECIALIZED HEALTH CARE SERVICES (continued)

The student's physician shall submit a written statement authorizing the administration of the specialized physical health care service. This statement shall indicate:

1. The student's name and address.
2. Condition for which treatment is to be given.
3. Specific procedure to be given.
4. Time schedules for the procedure.
5. Precautions, possible untoward reactions and recommended intervention.
6. Authorization for the qualified school personnel to contact the physician in regards to the physical health care service.

Provision of Services

The program administrator shall name the qualified school personnel who will perform the service in accordance with standardized procedures.

A student with disabilities who requires specialized physical health care services during the school day as identified in his/her individualized education program (IEP) may be assisted by any of the following individuals: (Education Code 49423.5, 56345)

1. A qualified school nurse with a service credential in school nursing issued by the California Department of Education
2. A qualified public health nurse with a valid certificate of public health nursing issued by the Board of Registered Nursing
3. A licensed California physician
4. Qualified designated school personnel trained in the administration of specialized physical health care if they perform those services under the supervision of a credentialed school nurse, public health nurse, or licensed physician and the services are determined by the credentialed school nurse or licensed physician, in consultation with the physician treating the student, to meet all of the following criteria:

SPECIALIZED HEALTH CARE SERVICES (continued)

- a. Constitute routine care for the student
- b. Pose little potential harm for the student
- c. Performed with predictable outcomes, as defined in the student's IEP
- d. Do not require a nursing assessment, interpretation, or decision making by the designated school personnel

Schools shall provide appropriate accommodations for safety and necessary physical care services. The student's personal privacy and dignity shall be assured. (5 CCR 3051.12)

Staff designated to perform the specialized service shall maintain and sign a daily record of these services on a District form. The forms will be reviewed by the qualified school nurse, public health nurse or licensed physician responsible for supervising the physical health care of students with disabilities.

Supervision by the qualified licensed staff will include:

1. Coordination of the health care services to the students with disabilities on the school site
2. Consult with appropriate personnel regarding management of health care services for students with disabilities
3. Make appropriate referrals and maintain communication with health agencies providing care to students with disabilities
4. Maintain and/or review licensed physician and parent/guardian requests and documentation of records

Legal Reference:

EDUCATION CODE

44267 Services credential with specialization in health

44267.5 Services credential with specialization in health for school nurse

49423 Administration of prescribed medication for student

49423.5 Specialized physical health care services

49426 School nurses

SPECIALIZED HEALTH CARE SERVICES (continued)

Legal Reference: (continued)

56000-56606 Special education programs, especially:

56345 Individualized education program contents

BUSINESS AND PROFESSIONS CODE

2700-2837 Nursing, especially:

2726 Authority not conferred

2727 Exceptions in general

CODE OF REGULATIONS, TITLE 5

3051.12 Health and nursing services

UNITED STATES CODE, TITLE 20

1232g Family Educational Rights and Privacy Act of 1974

1400-1482 Individuals with Disabilities Education Act

CODE OF FEDERAL REGULATIONS, TITLE 34

300.1-300.818 Individuals with Disabilities Education Act, especially:

300.34 Related services

COURT DECISIONS

Cedar Rapids Community School District v. Garret F. (1999) 526 U.S. 66

Clovis Unified School District v. Office of Administrative Hearings (1990) 903 F.2d 635

Taylor v. Honig (1990) 910 F.2d 627

Management Resources:

WEB SITES

California Department of Education, Health Services and School Nursing:

<http://www.cde.ca.gov/ls/he/hn>

California School Nurses Organization: <http://www.csno.org>

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4/9/08
7/24/19