

POLICY JLCD

Board of Education Las Cruces Public Schools

Related Entries: JLCD-R, IJOA, IJOA-R, EFAB, EFAB-R
Responsible Office: Deputy Superintendent

Administering Medications to Students

I. PURPOSE

The purpose of the Policy is to allow for administration of medication to students during the school day.

II. BACKGROUND

To ensure that students are able to receive a free and appropriate education, it may be necessary for students to take medication during school hours. It is the Board's intent that all applicable statutes, rules, regulations and medical safeguards are in place and are followed when dispensing medications on school campuses.

III. DEFINITIONS

1. "*Medication*" means a drug as that term is defined in section 201 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321) and includes inhaled bronchodilators, inhaled corticosteroids and auto-injectable epinephrine.
2. "*Self-administration*" means a student's discretionary use of his or her prescribed medication, pursuant to prescription or written direction from a health care practitioner.
3. "*Health care practitioner*" means a person authorized under law in New Mexico to prescribe drugs for the treatment of associated medical conditions.

IV. POSITION

- A. The public schools have neither the responsibility nor authority to dispense medication at school. Upon specific parental request, medication may be dispensed to students enrolled in the district's schools upon receipt of written authorization by the parent, subject to the conditions and procedures set forth in this policy and regulation.
- B. Medication will be dispensed only according to Policy and Regulation JLCD and a medication administration plan. The district shall not be liable for injuries or accidents arising from the proper implementation of this

policy, regulation and a medication administration plan, since the final responsibility for administration of student medications lies with the parent, the student, and the treating health care practitioner.

- C. The student must be instructed by the parent or the health care practitioner on how to take his/her medication. Young children and disabled children should be taught according to their level of capability. It is the responsibility of the student with the parent's guidance to understand why he/she takes the medication and to take it according to the prescribed schedule and the medication administration plan.
- D. Consistent with state regulation, parents of students who self-administer medication shall confirm in writing that the school district shall incur no liability as a result of injury arising from self-administration of the student's medication. [See NMAC 6.12.2.9.]

V. REVIEW AND REPORTING

This policy will be reviewed in accordance with the Board of Education policy review process.



Board of Education, President

10.15.13

Date

History: Formerly LCPS Policy 460; Revised Oct. 3, 2006; Revised 10.15.13 and Retitled as Administering Medications to Students

Legal: 21 U.S.C. 321; NMAC 6.12.2.9