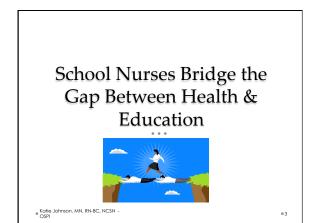


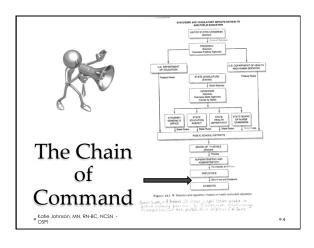
### Objectives

- Understand the foundational relationship between Revised Code of Washington (RCW); Washington Administrative Code (WAC); agency guidance; and school nursing practice.
- Describe the resources available on the OSPI Health Services website
- Understand how to use RCWs, WACs, DOH and OSPI Health Services resources to guide safe and legal school nursing practice

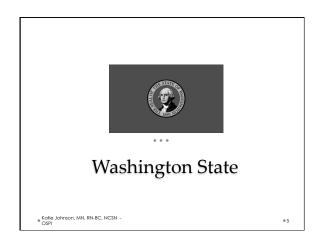
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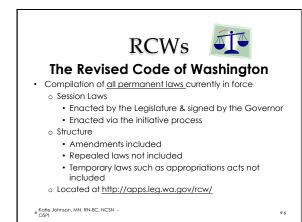
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### WACs

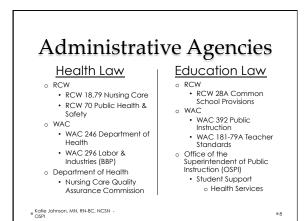
### Washington Administrative Code

- Regulations of <u>executive branch agencies</u>

   Issued by authority of statutes
  - $\circ$  A source of primary law in Washington State
    - Similar to legislation and the Constitution
  - Codifies regulations

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### Health Practice Requirements

- Nurse Practice Act Chapter 18.79 RCW
  - <u>http://apps.leg.wa.gov/RCW/default.aspx?cite=18.79</u>
     Functions of a registered nurse and licensed practical nurse
- <u>http://apps.leg.wa.gov/WAC/default.aspx?cite=246-840-705</u>
   Nursing Commission
  - http://www.doh.wa.gov/LicensesPermitsandCertificates/ NursingCommission.aspx
  - Laws related to nursing
  - http://www.doh.wa.gov/LicensesPermitsandCertificates/ NursingCommission/Laws.aspx

### Health Law

- Department of Health Title 246 WAC
  - http://apps.leg.wa.gov/wac/default.aspx?cite=246 Communicable Diseases (notifiable conditions; immunizations; contagious disease) 0 Parent / Child Health (Auditory and vision; standards)
- Professional Standards and Licensing
   Immunization Chapter 246-105 WAC

   http://apps.leg.wa.gov/WAC/default.aspx?cite=246-105&full=true
  - Public Health & Safety Title 70 RCW
- http://apps.leg.wa.gov/rcw/default.aspx?Cite=70
   Medical Records
   http://apps.leg.wa.gov/rcw/default.aspx?cite=70.02
- Children with Special Health Care Needs Chapter 246-71- WAC Coordinated Children's Services <u>http://apps.leg.wa.gov/wac/default.aspx?cite=246-710</u>

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### Health Practice con't Nursing Commission con't School Nursing Info Staff Model for Delivery of School Health Services http://www.doh.wa.gov/Portals/1/Documents/6000/ StaffModel.pdf Field Trips and Medication Administration http://www.doh.wa.gov/Portals/1/Documents/6000/ FieldTripsMed.pdf Asthma Management in School Settings http://www.doh.wa.gov/Portals/1/Documents/6000/ AsthmaMgmt.pdf Scope of Practice Decision Tree http://www.doh.wa.gov/Portals/1/Documents/Pubs/ 609305.pdf Katie Johnson, MN, RN-BC, NCSN OSPI

### **Education Practice** Requirements

### ESA Certification Chapter 181-79A WAC

- o 181-79A-223 Academic and experience requirements for certification -- School nurse, school occupational therapist, school physical therapist, school speech-language pathologist or audiologist, or school social worker.
- o 181-79A-226 Issues of abuse course work requirement for continuing or professional certification -- Educational staff associate

o <u>http://apps.leg.wa.gov/wac/default.aspx?cite=181-79A</u>

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### **Education Law**

- Education Law Title 28A RCW Common School Provisions
  - <u>http://apps.leg.wa.gov/rcw/default.aspx?cite=28A</u>
     Chapter 28A.225 RCW
- Chapter 28A.225 KCW
   http://apps.leg.wa.gov/RCW/default.aspx?cite=28A.225
  Health screening and requirements Chapter 28A.210 RCW
- http://apps.leg.wa.gov/rcw/default.aspx?cite=28A.210
- Rules for Special Education <a href="http://apps.leg.wa.gov/WAC/default.aspx?cite=392-172A">http://apps.leg.wa.gov/WAC/default.aspx?cite=392-172A</a>
   WAC 392-172A 01155 Related Services (definition)
- FAPE
- Personnel Qualifications WAC 392-172A-02090
   http://apps.leg.wa.gov/WAC/default.aspx?cite=392-172A-02090

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# **OSPI** Website

Office of the Superintendent of Public Instruction

- Randy Dorn Superintendent
- Student Support / Health Services
- Mission "Health Services provides consultation to . school nurses, administrators, staff, families, and students in order to reduce barriers to learning and better assure a safe and healthy school environment."
- Google "OSPI Health Services"
- <u>http://www.k12.wa.us/HealthServices/default.aspx</u>

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## **Resources at OSPI** Partner Links • Health Topics A – Z School Nurse Corps • Home / Hospital Instruction • Free and Appropriate Public Education Health Services Assessment Tools

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# **OSPI Education Partners**

- <u>Coordinated School Health</u>
- Health and Fitness Education
- <u>Navigation 101</u>
- <u>Center for the Improvement of Student Learning</u>
- <u>Readiness to Learn</u>
- <u>School Safety Center</u>
- Homeless Education
- <u>Special Education</u>

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### DOH Partners

• Washington State Department of Health

- o Nursing Commission
- o Immunization Program
- <u>Emergency Medical Services and Trauma</u>
- $\circ$  Injury and Violence Prevention
- o Maternal Child Health
- $\circ$  <code>Environmental Health and Safety</code>

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### State Partners

- Washington State Board of Health
- Center for Children with Special Needs (SCH)
- <u>Action for Healthy Kids</u>
- Department of Social and Health Services (DSHS) Children's Administration (Health Insurance)
- Washington State Department of Early Learning
- <u>Centers for Disease Control and Prevention</u>
   <u>Division of Adolescent and Student Health (DASH)</u>

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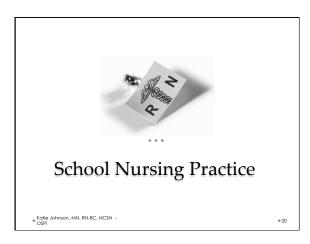
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### Professional Organizations

- School Nurse Organization of Washington (SNOW)
- <u>National Association of School Nurses (NASN)</u>
   <u>National Association of State School Nurse</u>
- Consultants (NASSNC)
- <u>American School Health Association (ASHA)</u>
- <u>American Nurses Association (ANA)</u>
- <u>American Academy of Pediatrics (AAP)</u>
  <u>Washington Interscholastic Activities Association</u>
- (WIAA)

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- Shall document, on essential client records, the nursing care given and the client's response to that care
- RCW 70.02 Medical Records

   http://apps.leg.wa.gov/rcw/default.aspx?cite=70.02

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### **Documentation Privacy**

- FERPA governs the privacy of student information Health records become education records when transferred to school.
- · Covers Personally Identifiable Information
- Applies to all agencies that receive federal funds
- Must have written permission to disclose

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### **FERPA** • Exceptions: Legitimate educational interest • Transferring schools Audit/evaluation • Judicial order • Health& safety emergency o <u>http://www2.ed.gov/policy/gen/guid/fpco/</u> ferpa/index.html o Resource: Guidelines for Handling Health Care Information in School Records

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### Standardized **Documentation Codes** School Nurse Corps o ESD 123 Website

- School Health Forms & Documents
- Address
  - Chronic Health Conditions Health Room
    - <u>Reason for Visit</u>
    - Intervention

    - Disposition
  - o Absence Reason
- Katie Johnson, MN, RN-BC, NCSN -OSPI
- Johnson, K. H., & Bergren, M. D. (2011). Meaningful use of school health data. *The Journal of School Nursing*, 27 102-110. doi:10.1177/1059840510391095
- Johnson, K. H., Bergren, M. D., Westbrook, L.O. (2012). The promise of standardized data collection: School health variables identified by states. *The Journal of School Nursing*, 28 (2) 95-107 doi:10.1177/1059840511426434 Johnson, K. H., & Guthrie, S. (2012).
- Harnessing R. T., & Guuriet, S. (2012). Harnessing the power of student health data: Selecting, using, and implementing electronic school health documentation systems. *NASN School Nurse*, 27(1), 27-33.

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### JLARC Survey of SN '97

- Joint Legislative Audit Review Committee • Examined school nursing resources and student needs
- District level control of staffing
- School nurse is ESA-RN
- OSPI requires that "school nurse" in Class I districts is
- ESA-RN; Class II districts not subject to this rule
- 296 Districts; 71% response rate
- FTE RN: Students = 1:1713
- ESA-RN Funding under Instruction Support
   Classified RN not tracked

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# JLARC Findings

Staffing Pattern	State	Class I	Class II
Access to RN	94.7%	99.1%	65.1%
No Certificated RN access	12.0%	3.5%	67.8%
Classified RN only	6.5%	2.6%	32.9%
Students with no RN access	5.3%	0.9%	34.9%
LPN only	1.5%	0.4%	8.7%
No RN on staff	3.8%	0.5%	26.2%

Measures by Student Population (JLARC p. 6-7)

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## School Nurse Corps (SNC)

ESD School Nurse Corps Nurse Administrators

- Located at each ESD
- Administer the School Nurse Corps program in their individual ESD region.
  - Help hire and assign SNC school nurses to neediest districts
  - o Training, orientation and supervision of SNC nurses.
- Provide ESD-wide school health services consultation.
- Consultation and technical assistance re: school health
- Organize and/or provide training as needed.
   <u>http://www.k12.wa.us/HealthServices/SchoolNurse.aspx</u>

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### **SNC** Resources

- School Health Services Guidebook ESD 105 http://www.esd105.org/images/stories/ School\_Health\_Services\_Manual\_Revised\_2011.pdf
- School Nurse Resource Guide ESD 189 https://library.nwesd.org/snc/school-nurse-resource-guide
- Reference Books / Videos ESD 113 http://www.esd113.org/Page/1100
- <u>http://www.esd113.org/Page/1099</u> Coding Documents - ESD 123 <u>http://esd123.org/hsdocsarticle</u>

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- Staff Model Combines health and education law; RCW & WACS referenced.
- · Grew out of JLARC study of 1997 re: access of students to an RN – especially ESA RN
- Describes nursing assessment
- Nursing preparation (ESA RN; RN; LPN)
- Delegation issues
- Section 504
- Confidentiality
- Transportation considerations

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### Staff Model

- Recommended Staffing
- Recommended Staffing ESA Certificated School Nurses responsible for 1500 student caseload; determining acuity level; delegating care to RNs, LPNs, UAPs; training and supervision of staff; SpEd evaluations; IHPs and health 504 plans; health education; surveillance of health and safety of building; immunization monitoring; caseload management; care coordination.
- RNs & LPNs Based on student severity coding. LPNs need supervision by RN, MD or LHCP
   Health Room Asst special training to assist in health room; supervised by RN; especially staffing for high use time. Elementary 0.1 FTE/100 students; Secondary 0.1 FTE/200 students. Needs weekly face-to-face time with RN
   Clacked Staff.
- Clerical Staff clerical duties; data entry; managing health forms & immunizations
   Cerical Johrson, MN, RN-BC, NCSN -

### Severity Coding

- Used to describe the acuity of the nurse's caseload
- Level A Nursing Dependent 24 hour/day 1:1 nurse. Requires continuous nursing assessment to prevent irreversible damage or death
- Level B Medically Fragile daily possibility of life threatening emergency. Full time nurse in building
- Level C Medically Complex Complex/unstable physical/social-emotional condition requiring daily treatment/close monitoring. RN 1 day/week and available daily.
- Level D Health Concerns uncomplicated, predictable condition. Occasional monitoring. RN 1 time/year.

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# **Condition Severity**

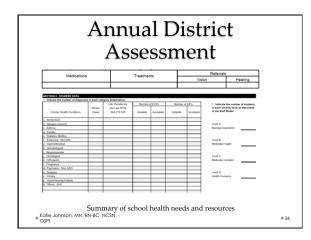
- Is the result of RN assessment
- Reflects the student needs (NOT district staffing resources)
- Reflects Social/Emotional Factors and comorbidity that influence student needs
- Comorbid factors may include
  - Chronic illness/ stressors / homeless
  - Drug/alcohol / poverty/ low income
  - English-as-second language
  - High mobility/Special education
- <u>http://www.k12.wa.us/HealthServices/pubdocs/SchHealth.pdf</u>

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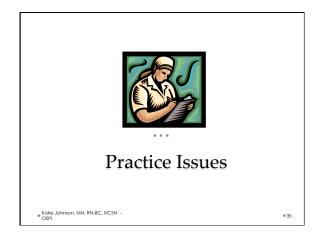
### Assessment Tools

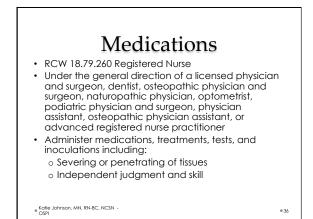
- Annual District Assessment (DA) of District Student Health Services
  - Completed at district level & aggregated at ESD level
  - May require input from building nurseDescribes
    - Staffing
    - Student Needs
- Supports risk managementParent Survey (English & Spanish)
- Staff Survey

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### Medications

- RCW 28A.210.260 Administration of Oral Medications
   amended by HB 2247 to include eye, ear and topicals
- OSPI Bulletin 34-01 (update in process) http://www.k12.wa.us/HealthServices/pubdocs/b034-01.pdf Requirements:
- - Written, current, unexpired request from parent
  - Written current, unexpired request from LHCP within their scope of practice
    - Valid reason to administer during school hours • If required more than 15 days, must have written
    - instructions
  - Original container; properly labeled o RN or ARNP to train and supervise delegation

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**OSPI Bulletin 34-01 Medications** 

- Documentation
- $_{\circ}\,$  Prescribed or OTC
- Includes inhaled medications
- o Allows for self
- administration
- Describes procedures for receipt and counting
- Describes valid
- prescribers Describes security of
- controlled medications

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o Describes reporting of errors

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- o Describes provisions for field trips
- Describes provision for disaster planning
- Valid for the current school year
- o Provisions for immunity from liability
- o Discontinue orally or in writing

"3) A registered nurse may delegate tasks of nursing care to other individuals where the registered nurse determines that it is in the best interest of the patient. (a) The delegating nurse shall: (i) Determine the competency of the individual to perform the tasks; (ii) Evaluate the appropriateness of the delegation; (iii) Supervise the actions of the person performing the delegated task; and (iv) Delegate only those tasks that are within the registered nurse's scope of practice. RCW 18,79,260 Katie Johnson, MN, RN-BC, NCSN -OSPI • 39

### Delegation

- RCW 18.79.260
- The following may not delegated

   Acts requiring substantial skill
   Piercing or severing of tissues
   Acts that require nursing judgment
- Nurses cannot be coerced to delegate

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### Scope of Practice Decision Tree

- Describes RN Scope of Practice

   Assessment, nursing diagnosis, setting goals, planning care strategies, implementing care, delegating care to qualified others, supervising, evaluating, teaching, managing care, maintaining client safety, collaborating with other health care members.
- Guides decision on interventions within scope including delegation
   <u>http://www.doh.wa.gov/Patals/1/Documents/Pubs/609305.pdf</u>

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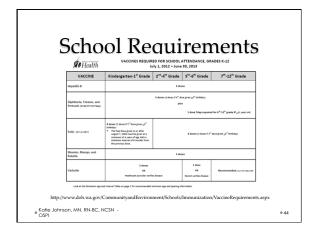
# Immunization RCW 28A.210 (060; 070; 080; 090; 100; 110; 120; 130; 140; 150; 160; 170) Immunization Program Purpose; definitions; Administrator duties; verifications; rules. Intr://apps.leg.wa.gov/RCW/default.aspx?cite=28A.210 Attendance at school's conditioned on proof of immunization; conditional compliance; or exemption. WAC 246-105 Immunization against vaccine-preventable diseases requirements; documentation; duties of schools. Intp://apps.leg.wa.gov/WAC/default.aspx?cite=246-105 WAC 392-380 Administrators exclude for non-compliance; Notice required Intp://apps.leg.wa.gov/WAC/default.aspx?cite=392-380&full=true

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### **Immunization Resources** DOH Immunization Manual http://www.doh.wa.gov/Portals/1/Documents/Pubs/ 348-124 ImmunizationSchoolManual.pdf DoH Immunization Maps http://www.doh.wa.gov/DataandStatisticalReports/ Schoollmmunization/DataReports.aspx Katie Johnson, MN, RN-BC, NCSN -OSPI e 43



### Immunization Compliance

- WAC 392-380-045 requires schools to check students' immunization status and prohibit • attendance if the student has failed to produce proof of immunization.
- Student's immunization status falls into one of four categories
- Categories <u>Complete</u> Signed CIS and is fully immunized according to minimum requirements for age or grade. <u>Exempl</u> Signed CIS and Certificate of Exemption (cos) signed by parent/ guardian or LHCP to excuse from a vaccine or from the full required dosage of a vaccine. All exempted vaccines must be listed on the CoE. <u>Conditional</u>. Temporary status incomplete. Signed CIS; can attend if satisfactory progress toward full immunization. <u>Out of Compliance</u>. This status means the child has no signed CIS or has a signed CIS but also does not have any other status.

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### Immunization Conditional Status

- Missing one or more required immunizations
- Allowed to attend on a <u>temporary</u> basis, no more than 30 days to allow student to catch up
  - Missing a required immunization(s) on first day of school
     Additional vaccines needed to complete a vaccine series

     become conditional after the next dose is due until the series is completed.
  - $_{\circ}$  Expired temporary medical
- Need to notify parents/guardians re: conditional status and measures to address

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### Immunization Out of Compliance

- Missing immunizations not obtained within described timeframes are out-of-compliance http://www.doh.wa.gov/cfh/Immunize/schools/vaccine.htm
- WAC 392-380-045 requires that the chief administrator of each public school prohibit the further presence of the student at school who has failed to provide proof of immunization in accordance with RCW 28A.210.080.
- WAC 392-380-050 describes written notice required prior to exclusion

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### Life Threatening Conditions

- WAC 392-380-045
- Attendance conditioned on presentation of

   Medication or treatment order
  - Nursing plan to implement order
  - Medication provided by parent to carry out the order
- Exclusion by written notice; with provisions for hearing if a dispute

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### Anaphylaxis (Allergies)

Anaphylaxis – Policy Guidelines – Procedures – Reports RCW 28A.210.380.

Prevention

o Care

- Procedure to treat anaphylaxis
- Content for training for school personnel Communication plan

Strategies to reduce risk

- Life Threatening Health Conditions
   ORCW 28A.219.320; WAC 392-380-005-080; OSPI Bulletin B061-02
- Provisions to self carry RCW 28A.210.380
- Special Dietary Needs USDA Regulations multiple sections

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# Anaphylaxis (Allergies)

- OSPI Anaphylaxis Guidelines
- http://www.k12.wa.us/HealthServices/Publications/09-0009.aspx Plan developed by school nurse in cooperation with family; care provider; & school staff.
- Responsibility under federal law (Section 504; IDEA)
- Epinephrine as treatment of choice
- Adult supervision mandatory
- by trained staff
- · Annual medication or treatment orders
- Annual training and supervision
- o Student specific for those with direct supervision annual practice Awareness for all staff

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### Anaphylaxis (Allergies) Anaphylaxis Guidelines con't • Emergency Care Plan Completed prior to student attending school Training and supervision by school nurse Annual review May be a 504 Plan Current picture of student Communication plan Consider Coordinated School Health – roles & responsibilities EMS Response Substitute teacher training Parents provide supplies and orders; notify re: changes Consider McKinney-Vento Homeless Act Protection from bullying Katie Johnson, MN, RN-BC, NCSN -OSPI €51

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### Type I Diabetes

- RCW 28A.210.330 Students with Diabetes
- Requires Individual health plans including
  - Parent requests
  - LHCP orders
  - Storage of medical equipment provided by parents
  - Provisions for testing & treating blood sugar
  - Accommodations for eatingScheduling information
  - Care by Parent Designated Adults
  - Consultation with RN or ARNP for coordination, training & supervision

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### Type I Diabetes Guidelines for Care of Students with Diabetes

- Guidelines for Care of Students with Diabetes
   <u>http://www.k12.wa.us/HealthServices/pubdocs/diabetes/</u>
   <u>GuidelinesStudentswithDiabetes.pdf</u>
- Details of implementation of RCW 28A.210.330
- Overview of Diabetes management (insulin; testing; recommended supplies; S/S of hypo/hyperglycemia; meal planning; exercise)
- Staff guidelines for school management (Table of permissible activities)
- Suggested accommodations
- Practical parental concerns
- Many sample forms

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### More Diabetes Resources

- OSPI Bulletin 61-02 Life Threatening Conditions & Diabetes

   Sample Policy
- Curriculum Standards for PDAs

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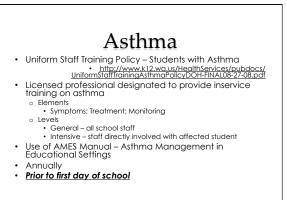
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### Asthma

- RCW 28A.210.370
- Uniform policy for training of school staff
- Policies for rescue
- Provisions for self administration • HCP approval and orders
  - RN at school approval
  - Written treatment plan for care at school
  - Proper use demonstrated
- Provisions for all school activities
- Provisions for backup medication

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### Vision & Hearing (Auditory & Visual Standards)

- WAC 246-760
- Screening for vision and hearing deficits that retard students' studies
- · Required for
  - Grades K; 1; 2; 3; 5; 7
    Referrals by teachers, parents, staff
- Other students annually if resources available • Screening standards defined
- Rescreening within 6 weeks if deficit noted
- Referral provisions defined
- Qualifications defined •

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### Medical Marijuana

RCW 69.51A.060

- (1) It shall be a misdemeanor to use or display medical marijuana in a manner or place which is open to the view of the general public.
- (4) Nothing in this chapter requires any accommodation of any on-site medical use of marijuana ...in any school bus or on any school grounds, in any youth center... or smoking medical marijuana in any public place ...

http://apps.leg.wa.gov/RCW/default.aspx?cite=69.51A.

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### Medical Marijuana

- "... a district that allows marijuana on school
- grounds puts its Title I and any other <u>federal funding</u> at risk.
- Any school nurse or other staff person who administers medical marijuana, even to a "qualified patient" under Washington law, would risk <u>criminal</u> <u>prosecution under federal law</u>.
- The same would be true of staff members and students who possessed marijuana at school."

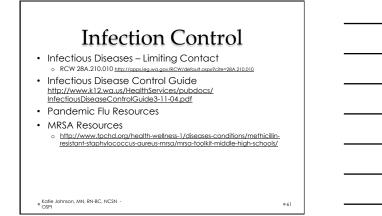
Heidi Maynard WSSDA Newsletter, October 2012

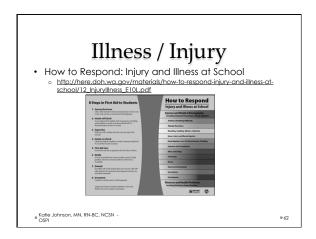
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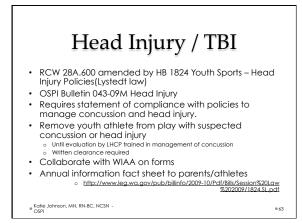
# Blood Borne Pathogens RCW 70.24.290 HIV Instruction for PS Employees WAC 296-823 Occupational exposure to bloodborne pathogens WAC 392-198 WAC 296-802; 296-27 Records and reporting Oppl Guidelines for Training on HIV /AIDS & BE<sup>n</sup> (NYWWX I/2 word Heath Both State) Oppl Guidelines for Training on HIV /AIDS & BE Engloyees with potential exposure Engloyees and Protection Engloyees at Dept of L&I http://www.lniwa.gov/Satety/Topics/Atol/default.asp?KwID=37

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### CIC

### Clean Intermittent Catheterization http://apps.leg.wa.gov/RCW/default.aspx?cite=18.79.290

- RCW 28A.210.280; RCW 18.79.290; WAC 246-840-820 Written, current and unexpired request • From parent • From physician
- Written, current and unexpired instructions from ARNP or RN
  - Designation of school employee
     Description of nature of supervision
- Training must be documented
- Staff may refuse if not previously agreed per contract
- Immunity from liability provisions under RCW 28A.210.290

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# Home Hospital

- WAC 392-172A-02100
- OSPI Bulletin 069-10 Home Hospital Procedures and Reporting
- <u>Temporary</u> tutoring support for a physical or mental disability or illness
- $\circ\,$  Not for student caring for infant or relative who is  $\,$  ill
- Minimum of 4 weeks maximum of 18 weeks may be intermittent
- Need LHCP order
- District assigns tutor

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# Home Hospital

- \$55/week for hospital; \$60/week for home
- Consider eligibility for 504 and SpEd
- Districts have obligation to support FAPE o HH may not be adequate
  - Homebound services may be required
     Alternative educational programs <u>http://www.k12.wa.us/AlternativeEd/default.aspx</u>

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