

**Policy JHC: STUDENT HEALTH SERVICES AND REQUIREMENTS**

Status: DRAFT

Original Adopted Date: 07/01/2007 | Last Revised Date: 09/09/2019

**EXPLANATION**

Senate Bill 681 requires school districts to create health plans for students who have epilepsy or a seizure disorder. MSBA has created a new procedure, included in this update, that contains the mandatory content required by the law.

The board of education supports the health and physical well-being of students by establishing a districtwide coordinated student health services program. The district nursing staff has oversight of the coordinated student health services program and will work with the a School Health Advisory Council (SHAC), which is composed of a school nurse, a counselor and board-appointed members of the community. The purpose of the SHAC advisory council is to incorporate community priorities and values into the district's student health services plan. The meetings, records and votes of the SHAC advisory council will adhere to the requirements of the Missouri Sunshine Law.

Nurses employed to staff the health services program shall serve under the direction of the superintendent or designee and, to the extent required by law, under the supervision of a physician or registered nurse, who may be offsite. The nurse or designee will be responsible for all notifications to parents/guardians regarding health services. The services provided by the nursing staff will include:

1. Administration of laws that protect the health of children attending Missouri public schools in Missouri, including:
  - Ensuring compliance with immunization requirements.
  - Excluding students who have contagious diseases from attendance when authorized by law.
  - Reporting the presence or suspected presence of diseases mandated for reporting by law.
2. Emergency first aid treatment for injury or illness occurring during the school day.
3. The administration of medication, including emergency medications stocked by the district, pursuant to board policy.
4. Assistance in carrying out the district's responsibilities outlined in Section 504 plans, individualized health plans (IHPs) or and individualized education programs (IEPs).
5. Development of individualized health plans (IHPs) and individualized emergency health plans (IEHPs) for students in consultation with parents/guardians and health care providers, including IHPs and IEHPs for students with epilepsy or seizure disorders.
6. Guidance and counseling concerning health problems of students.
7. Maintenance of student health records, including the maintenance of emergency information forms for each student. The nurse will store health records in a secure location, and any health information provided to the nurse orally will be reduced to writing and stored appropriately. The superintendent or designee shall have access to student health records when there is a legitimate educational purpose or access is necessary to supervise staff. District employees shall not share information regarding a student's health in front of other students or staff members who do not have a need to know the information. Student records will be stored and disclosed in accordance with board policy.
8. Age-appropriate health education in the district's instructional program, in accordance with Missouri School Improvement Program (MSIP) Standards and Missouri Grade-Level Expectations (GLEs), including information about the prevention and control of communicable diseases, the use of standard precautions when handling bodily fluids, allergy prevention and response, diabetes, asthma and other chronic conditions. The nurse will maintain information developed by the Missouri Department of Health and Senior Services (DHSS) relating to human papillomavirus (HPV) and may provide this information directly to parents/guardians but not to students. The nurse will also provide parents/guardians and students information that is produced by or similar

to information produced by the Centers for Disease Control and Prevention on influenza and influenza vaccinations.

9. Screening for health conditions in accordance with board policy and administrative procedures.
10. Notification of the school principal if informed of a condition that could require accommodation under federal law.
11. Sharing information with parents/guardians about publicly available health insurance options for students.
12. Development and annual review of a Health Services Plan.
13. Training staff as necessary to implement the district's health and safety program.
14. Such other services as assigned by the supervising principal or superintendent.

### **Contraceptives**

The district and its agents may not provide contraceptive devices or contraceptive drugs. Referral to the family practitioner for such devices or drugs will be made only in accordance with the parental notification checklist requirements of state law.

### **Physical Examinations and Screenings**

"Screening" is the use of a procedure to examine a large population to determine the presence of a health condition or risk factor in order to identify those who need further evaluation. Screening tests for various health conditions (such as vision and hearing) will be conducted in accordance with administrative procedures. Subject to a written agreement, the district may solicit or permit an outside entity to assist with student health screening. The agreement will include a provision requiring the entity to turn over all records collected during the screening, destroy the information after providing it to the district, keep all student information confidential and hold the district harmless for the entity's actions. The superintendent or designee may contact the district's attorney for assistance in drafting the agreement.

Parents/Guardians will receive a written notice of any screening result that indicates a condition that might interfere with a student's academic progress or health.

In general, the school district will not conduct physical examinations of a student without parental consent unless the health or safety of the student or others is in question or unless by court order.

Further, parents/guardians will be notified of the specific or approximate dates during the school year when any nonemergency, invasive physical examination or screening administered by the district is conducted that is:

1. Required as a condition of attendance.
2. Administered by the school and scheduled by the school in advance.
3. Not necessary to protect the immediate health and safety of the student or other students.

As used in this policy, the term "invasive physical examination" means any medical examination that involves the exposure of private body parts or any act during such examination that includes incision, insertion or injection into the body, but does not include a hearing, vision, head lice or scoliosis screening.

Parents/Guardians or eligible students will be given the opportunity to opt out of the above-described nonemergency, invasive physical examination or screening.

Students who wish to participate in certain extracurricular activities may be required to submit to a physical examination to verify their ability to participate in the activity. Students participating in activities governed by the Missouri State High School Activities Association (MSHSAA) will be required to follow the rules of that organization.

All parents/guardians will be notified at least at the beginning of the school year of the district's policy on physical examinations and screening of students. Parents/Guardians will also be notified within a reasonable period of time after any substantive change in the policy.

**Policy Reference Disclaimer:** These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

### State References

§§ 167.181-.195, RSMo

### Description

State Statute -  
<https://simbli.eboardsolutions.com/SU/slashVClyWU73Tdpv4JZYxrPDw==>

§167.611, RSMo

State Statute -  
<https://simbli.eboardsolutions.com/SU/slashVClyWU73Tdpv4JZYxrPDw==>

§167.635, RSMo

State Statute -  
<https://simbli.eboardsolutions.com/SU/slashVClyWU73Tdpv4JZYxrPDw==>

§167.637, RSMo.

State Statute -  
<https://simbli.eboardsolutions.com/SU/slashVClyWU73Tdpv4JZYxrPDw==>

§170.015, RSMo

State Statute -  
<https://simbli.eboardsolutions.com/SU/slashVClyWU73Tdpv4JZYxrPDw==>

§208.670, RSMo.

State Statute -  
<https://simbli.eboardsolutions.com/SU/slashVClyWU73Tdpv4JZYxrPDw==>

§208.677, RSMo.

State Statute -  
<https://simbli.eboardsolutions.com/SU/slashVClyWU73Tdpv4JZYxrPDw==>

### Federal References

20 U.S.C. § 1232h

### Description

Protection of Pupil Rights Amendment -  
<https://simbli.eboardsolutions.com/SU/plusSLEkiEKYG9tr1Va3O8c8g==>

20 U.S.C. § 1400-1417

Individuals with Disabilities Education Act -  
<https://simbli.eboardsolutions.com/SU/plusSLEkiEKYG9tr1Va3O8c8g==>

29 U.S.C. § 794

Section 504 of the Rehabilitation Act of 1973 -  
<https://simbli.eboardsolutions.com/SU/plusSLEkiEKYG9tr1Va3O8c8g==>

34 C.F.R Part 300

Individuals with Disabilities Education Act -  
<https://simbli.eboardsolutions.com/SU/aJX5mfZD1pluss1btjfsIshfEmXA==>

42 U.S.C. §§ 12101-12213

Americans with Disabilities Act -  
<https://simbli.eboardsolutions.com/SU/plusSLEkiEKYG9tr1Va3O8c8g==>

### Cross References

EBB

### Description

COMMUNICABLE DISEASES -  
<https://simbli.eboardsolutions.com/SU/J10ytsIshAGPwplusDfIPY7oyEw==>

EBB-AP(1)

COMMUNICABLE DISEASES - (Infection Control) -  
<https://simbli.eboardsolutions.com/SU/gQ0Y4AZqwOjRNfpJT5Fapw==>

EBBA

ILLNESS AND INJURY RESPONSE AND PREVENTION -  
<https://simbli.eboardsolutions.com/SU/CSOw0Yr60XG1CZLPOaasIshplusg==>

EBBA-AP(1)

ILLNESS AND INJURY RESPONSE AND PREVENTION - (First Aid Guidelines) -  
<https://simbli.eboardsolutions.com/SU/cplusleQaRqQixA7rso1ziAKw==>

EBBA-AF(1)

ILLNESS AND INJURY RESPONSE AND PREVENTION -  
<https://simbli.eboardsolutions.com/SU/EUWQ9ELv3JLVBPWAahF5w==>

EBBA-AF(2)

ILLNESS AND INJURY RESPONSE AND PREVENTION -  
<https://simbli.eboardsolutions.com/SU/h85171hsoRJ0slsh0zFEGbfDA==>

EBBA-AF(3)

ILLNESS AND INJURY RESPONSE AND PREVENTION -  
<https://simbli.eboardsolutions.com/SU/VETAdBfVbSst6KSxlyf26g==>

EBBA-AF(4)

ILLNESS AND INJURY RESPONSE AND PREVENTION -  
<https://simbli.eboardsolutions.com/SU/sIshWSFXSslakzbY53slsh6EKzcQ==>

IGBC

PARENT AND FAMILY INVOLVEMENT AND ENGAGEMENT -  
<https://simbli.eboardsolutions.com/SU/iNj4d4ecYq7nxShprYqaZA==>

IGBC-AF(1)

PARENT AND FAMILY INVOLVEMENT AND ENGAGEMENT -  
<https://simbli.eboardsolutions.com/SU/D66PjipgrY5iZYBKx1TjxA==>

IGBC-AF(2)

PARENT AND FAMILY INVOLVEMENT AND ENGAGEMENT -  
<https://simbli.eboardsolutions.com/SU/rOoZepIusrKF8slshwWWDFaXSxAw==>

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