

MIDDLETOWN UNIFIED SCHOOL DISTRICT

Regulation 5141.24: Specialized Health Care Services

Adopted Date: 12/13/2023

Definitions

Specialized physical health services means those health services prescribed by the student's licensed physician 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)

Provision of Services

A student with disabilities who requires specialized 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. Qualified persons who possess an appropriate credential pursuant to Education Code 44267 (service credential with specialization in health), Education Code 44267.5 (service credential with specialization in health for school nurse), or a valid certificate of public health nursing issued by the Board of Registered Nursing
2. 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:
 - a. Constitute routine care for the student
 - b. Pose little potential harm for the student

- c. Are 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

Specialized health care or other services that require medically related training shall be provided pursuant to Education Code 49423. (Education Code 49423.5)

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)

A qualified school nurse, public health nurse, or licensed physician responsible for supervising the physical health care of students with disabilities in the school setting shall: (5 CCR 3051.12)

1. Coordinate 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 or review licensed physician and parent/guardian requests and daily documentation records

The licensed physician of a student with disabilities who is required to receive physical health care services shall provide a written statement detailing the procedure and time schedule by which such procedures are to be given. In addition, the student's parent/guardian shall provide a written statement indicating his/her desire that the district assist the student in the matters set forth in the physician's statement and granting consent for the delivery of such services. (5 CCR 3051.12)

For each student with disabilities, the district shall maintain the physician and parent/guardian statements, as well as the specific standardized procedures to be used if the services are provided. The district shall also maintain daily documentation of specific services provided and shall include the signatures of the personnel who performed the procedure. This documentation shall be maintained in accordance with the requirements for confidentiality of student records and shall be classified as mandatory interim student records. (5 CCR 3051.12)

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	Description
5 CCR 3051.12	Health and nursing services
Bus. Code 2700-2837	Nursing
Ed. Code 44267	Services credential with specialization in health
Ed. Code 44267.5	Services credential with specialization in health for school nurse
Ed. Code 49423	Administration of prescribed medication for student

Ed. Code 49423.5

[Specialized physical health care services](#)

Ed. Code 49426

[School nurses](#)

Ed. Code 56000-56606

[Special education programs](#)

Ed. Code 56345

[Individualized education program contents](#)

Federal

Description

20 USC 1232g

Family Educational Rights and Privacy Act (FERPA) of 1974

20 USC 1400-1482

Individuals with Disabilities Education Act

34 CFR 300.1-300.818

Individuals with Disabilities Education Act

34 CFR 300.34

Related services

Management Resources

Description

Court Decision

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

Court Decision

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

Court Decision

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

Website

[CSBA District and County Office of Education Legal Services](#)

Website

[California Department of Education, Health Services and School Nursing](#)

Website

[California School Nurses Organization](#)

Cross References

Code

Description

4119.43

[Universal Precautions](#)

4119.43

[Universal Precautions](#)

4219.43

[Universal Precautions](#)

4219.43

[Universal Precautions](#)

4231

[Staff Development](#)

4319.43

[Universal Precautions](#)

4319.43

[Universal Precautions](#)

5125

[Student Records](#)

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[Student Records](#)

5141.21

[Administering Medication And Monitoring Health Conditions](#)

5141.21

[Administering Medication And Monitoring Health Conditions](#)

5141.23

[Asthma Management](#)

5141.23

[Asthma Management](#)

5141.27	<u>Food Allergies/Special Dietary Needs</u>
5141.27	<u>Food Allergies/Special Dietary Needs</u>
5141.6	<u>School Health Services</u>
5141.6	<u>School Health Services</u>
6164.6	<u>Identification And Education Under Section 504</u>
6164.6	<u>Identification And Education Under Section 504</u>