


*The attached document was created by members of the District's Coordinated School Health Committee. The document was created to help principals and others to have the local district policies and state and federal laws in one condensed and concise document to reference easily. **The document includes what the current policies and laws were at the time of the document's creation. The document will be updated accordingly as policies and laws are changing currently.** Initial principal feedback regarding these documents is positive and best practices documents will also be created.*

Summary of Current Federal, State and Local Regulations and Policies Relevant to Student Health and Health Services

Updated 9/30/2013

Health Services	Regulations and Policies Note: If policies differ, the most stringent policy will apply.	
<p>These services are designed to ensure access or referral to primary health care services or both, foster appropriate use of primary health care services, prevent and control communicable disease and other health problems, provide emergency care for illness or injury, promote and provide optimum sanitary conditions for a safe school facility and school environment, and provide educational and counseling opportunities for promoting and maintaining individual, family, and community health. Qualified professionals such as physicians, nurses, dentists, health educators, and other allied health personnel provide these services.</p> 	Federal	Website/References
	1. States that receive federal funding under the Individuals with Disabilities Education Act (IDEA) must provide “related services” which include health services related to that student’s IEP.	http://www.ncld.org/disability-advocacy/learn-ld-laws/idea
	2. Section 504 of the Rehabilitation Act of the American’s With Disabilities Act Amendments Act of 2008 requires recipients to provide to students with disabilities appropriate educational services designed to meet the individual needs of such students to the same extent as the needs of students without disabilities are met.	http://www.hhs.gov/ocr/civilrights/resources/factsheets/504.pdf
	3. In collaboration with the parents and as quickly as possible, but no later than 90 calendar days from the child’s entry into the program grantee and delegate agencies must: (ii) Obtain from a health care professional a determination as to whether the child is up-to-date on a schedule of age-appropriate preventive and primary health care which includes medical, dental and mental health.	Head Start Performance Standard 1304.20(a)(1) http://eclkc.ohs.acf.hhs.gov/hslc/standards/Head%20Start%20Requirements/1304/1304.20%20Child%20health%20and%20developmental%20services.htm
	State	Website/References
	1. Student Health Services- Responsibilities of Department of Education and Department for Public Health- Filing of Position- Funding	KRS 156.501 http://www.lrc.ky.gov/Statutes/statute.aspx?id=3214
	2. Health Services in the School Setting- Designated Provider- Liability Protection	KRS 156.502 http://www.lrc.ky.gov/Statutes/statute.aspx?id=3215
	3. School Health Services: Addresses school employee medical exams, student preventative health care exams, cumulative health records, BMI data from Preventative Health Exams is entered into IC for Program Review for proficiency and beyond	702 KAR 1:160 http://www.lrc.state.ky.us/kar/702/001/160.htm
	4. Promulgation of administrative regulation by KY Board of Ed: Requirements for Dental Exams, Vision Exams, and Dental Screenings.	KRS 156.160 http://www.lrc.ky.gov/Statutes/statute.aspx?id=40139
	5. General Powers and Duties of the State Board: Sports Physical Requirement for Middle and High School Athletes	KRS 156.070 (2)(d) http://162.114.4.35/statutes/statute.aspx?id=39992
	6. Certificate of Immunization	KRS.158.035 http://www.lrc.ky.gov/Statutes/statute.aspx?id=3425
	7. Legislative Declaration of Goals for Commonwealth’s Schools- Model Curriculum Framework (1)(e) Schools shall reduce physical and mental barriers to learning.	KRS 158.6451 http://www.lrc.ky.gov/Statutes/statute.aspx?id=3552
	8. Report of Immunization Results	KRS 158.037 http://www.lrc.ky.gov/Statutes/statute.aspx?id=3427
	9. Closing of School for Epidemic	KRS 158.160 http://www.lrc.ky.gov/Statutes/statute.aspx?id=3456
	10. Meningococcal Meningitis Disease and Vaccine Information	KRS 158.297 http://www.lrc.ky.gov/Statutes/statute.aspx?id=3494
	11. Legislative Findings- Construction of KRS 158.830-158.836	KRS 158.830 http://www.lrc.ky.gov/Statutes/statute.aspx?id=3608

Health Policies, Procedures and Regulations Relevant to Age and Grade Requirements

“Schools shall reduce physical and mental barriers to learning.” Per KRS 158.6451 1(e)

State (continued)		Website/References
12. Definitions for KRS 158.830 TO 158.836 Regarding Asthma		KRS 158.832 http://www.lrc.ky.gov/Statutes/statute.aspx?id=3609
13. Self-Administration of Medications by Students with Asthma or Anaphylaxis- Authorization- Written Statement- Acknowledgement of Liability Limitation- Duration of Permission		KRS 158.834 http://www.lrc.ky.gov/Statutes/statute.aspx?id=3610
14. Possession and Use of Asthma or Anaphylaxis Medications		KRS 158.836 http://www.lrc.ky.gov/Statutes/statute.aspx?id=42135
15. Emergency Administration of Diabetes and Seizure Disorder Medications- Required Written Statements- Limitation on Liability- Renewal of Permission- Expiration Dates of Medication		KRS 158.838 http://www.lrc.ky.gov/Statutes/statute.aspx?id=3612
16. Immunization of Children		KRS 214.034 http://www.lrc.ky.gov/Statutes/statute.aspx?id=8777
17. Exceptions to Immunization Requirement		KRS 214.036 http://www.lrc.ky.gov/Statutes/statute.aspx?id=8778
18. Immunization Data Reporting and Exchange		902 KAR 2:055 http://www.lrc.ky.gov/kar/902/002/060.htm
19. Immunization Schedule		902 KAR 2:060 http://www.lrc.ky.gov/kar/902/002/055.htm
20. Definition of Registered Nurse, APRN, and LPN		KRS 314.011 http://www.lrc.ky.gov/Statutes/statute.aspx?id=40838
21. Policy- Regulation of Nursing		KRS 314.021 http://www.lrc.ky.gov/Statutes/statute.aspx?id=30882
23. Delegation of Nursing Tasks		KRS 314.470 http://www.lrc.ky.gov/statutes/statute.aspx?id=30970
24. School Nurse Certification		201 KAR 20:400 http://www.lrc.ky.gov/kar/201/020/400.htm
25. School Sanitation: Each school building shall have adequate first aid material available and easily accessible		16 KAR 2:060 http://www.lrc.ky.gov/kar/016/002/060.htm
26. Sports Safety Course Required for MS and HS Athletic Coaches		902 KAR 45:150 http://www.lrc.ky.gov/kar/902/045/150.htm KAR 7:065 http://162.114.4.35/statutes/statute.aspx?id=41871and702 HB 281 requires coaches to complete training on recognizing and treating concussions and head injuries.
27. Preschool education program for four (4) year old children.		704 KAR 3:410 http://www.lrc.state.ky.us/kar/704/003/410.htm
Local		Website/Reference
1. Home/Hospital Instruction		JCPS BOE Policy IGBG
2. Preventative Health Care Examinations and Immunizations		JCPS BOE Policy JECF
3. Administering Medication to Students		JCPS BOE Policy JHCD
4. School Community Relations		JCPS BOE Policy KNAF
5. Student Records		JCPS BOE Policy 09.14

Health Policies, Procedures and Regulations Relevant to Age and Grade Requirements


“Schools shall reduce physical and mental barriers to learning.” Per KRS 158.6451 1(e)

All Students

Immunization Certificate

Except as provided in KRS 214.036, **no child shall be eligible to enroll as a student in any public or private elementary or secondary school without first presenting a certificate** from a medical physician, osteopathic physician, or advanced practice registered nurse licensed in any state.

A valid immunization certificate shall be on file within two weeks of a student’s enrollment in school. Forms relating to exemptions from immunization requirements shall be available at each school. Immunization certificates shall be kept current. (JCPS BOE Policy JECF)

Early Childhood Programs	Initial Entry	Elementary	Middle	High
<p>All Early Childhood Programs require Initial Entry Requirements in addition to the following:</p> <p>State–Funded Preschool Health screening shall include growth assessment, vision and hearing screening, assessment of current immunization status, and general health status. Child development and health screening shall be completed within thirty (30) school days of enrollment by personnel trained in the procedures utilized. (704 KAR 3:410)</p> <p>Head Start/Early Head Start: In collaboration with each child's parent, and within 45 calendar days of the child's entry into the program, grantee and delegate agencies must perform or obtain linguistically and age appropriate screening procedures to identify concerns regarding a child's developmental, sensory (visual and auditory), behavioral, motor, language, social, cognitive, perceptual, and emotional skills. In order to comply with EPSDT, children must have yearly physical and dental exams as well as proof of a lead screening. (1304.20)</p> <p>Early Head Start infants are to follow the state EPSDT guidelines at http://chfs.ky.gov/dms/epsdt.htm</p>	<p>Preventative Health Care Examination: Students entering a Kentucky school for the first time or entering sixth grade must have an appropriate Kentucky Preventative Health Care Examination form (initial entry and/or sixth grade) on file at the school they are attending within two (2) months after the first day of attendance. (This does not include high school athletic or sports physicals (KAR 156.070))</p> <p>Dental Screening: Requires proof of a dental screening or examination by a dentist, dental hygienist, physician, registered nurse, nurse practitioner, or physician assistant. This evidence shall be presented to the school no later than January 1 of the first year that a five (5) or six (6) year old is enrolled in public school. (KRS 156.160(i))</p> <p>Vision Examination: Students entering school for the first time, ages three, four, five or six years old only, must have a Kentucky Vision Examination form on file at the school they are attending no later than January 1 of the first year that the child is enrolled in a public school, public preschool or Head Start. The examination must be completed by an optometrist or ophthalmologist. (KRS 156.160)</p>	<p>Dental Screening: Requires proof of a dental screening or examination by a dentist, dental hygienist, physician, registered nurse, nurse practitioner, or physician assistant. This evidence shall be presented to the school no later than January 1 of the first year that a five (5) or six (6) year old is enrolled in public school. (KRS 156.160(i))</p> <p>Vision Examination: Students entering school for the first time, ages three, four, five or six years old only, must have a Kentucky Vision Examination form on file at the school they are attending no later than January 1 of the first year that the child is enrolled in a public school, public preschool or Head Start. The examination must be completed by an optometrist or ophthalmologist. (KRS 156.160)</p>	<p>Preventative Health Care Examination: Students entering a Kentucky school for the first time or entering sixth grade must have an appropriate Kentucky Preventative Health Care Examination form (initial entry and/or sixth grade) on file at the school they are attending within two (2) months after the first day of attendance. (This does not include high school athletic or sports physicals (KAR 156.070))</p> <p>Sports Physicals: Required pursuant to KRS 156.070 (2) (D)</p> <p>Coaches Sport Safety Course: A sports safety course is required for middle and high school athletics coaches with training and education on symptoms, treatment, and risks of concussion and venue-specific emergency action plans. (KRS 160.445)</p>	<p>Sports Physicals: Required pursuant to KRS 156.070 (2) (D)</p> <p>Coaches Sport Safety Course: A sports safety course is required for middle and high school athletics coaches with training and education on symptoms, treatment, and risks of concussion and venue-specific emergency action plans. (KRS 160.445)</p>
<p>JCPS is committed to providing a school environment that enhances learning and assists students in developing lifelong wellness practices. Best practices regarding wellness are always encouraged. For more information regarding Health Services, contact JCPS Health Services at 485-3387. This institution is an equal opportunity provider.</p> <p>  Jefferson County Public Schools Shaping the Future </p>				

Health Policies, Procedures and Regulations Relevant to Age and Grade Requirements

“Schools shall reduce physical and mental barriers to learning.” Per KRS 158.6451 1(e)