Sec. 1. STANDARDS FOR ADMINISTERING MEDICATION AT SCHOOL

All medications administered to students shall be FDA-approved pharmaceuticals administered within their approved dosage and within standards of acceptable medical regimen. Research pharmaceuticals may be administered if they are a part of a University Institutional Review Board-approved protocol. Intravenous (IV) medications and treatments shall not be administered by Midland Academy Charter personnel.

Sec. 2. AUTHORIZED PERSONNEL

Midland Academy Charter employees shall not give any student prescription medication, nonprescription medication, herbal substances, or dietary supplements of any type, except as provided below. Employees authorized by the Superintendent or designee may administer to students:

a) *Administering Prescription Medication*

Prescription medication upon written request to administer the medication from the student's parent, guardian, or other person having legal control of the student. When administering prescription medication, the medication must be administered either:

1. From a container that appears to be from the original container and properly labeled; or
2. From a properly labeled unit dosage container filled by a registered nurse from a container that appears to be the original container and to be properly labeled.

All prescription medications shall have been prescribed by a physician licensed to practice medicine in the United States. All medications shall have been manufactured in the United States.

Texas Department of State Health Services Guide to Medication Administration in the School Setting

b) *Administering Nonprescription Medication*

i. *Nonprescription Medication Administered upon Parent Request*

Nonprescription medication may be administered by authorized Midland Academy Charter personnel upon a parent's written request, when properly labeled and in the original container; or if required by the individualized education program ("IEP") or Section 504 plan of a student with disabilities.

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ii. *Nonprescription Medication Administered by Midland Academy Charter*

Authorized Midland Academy Charter personnel may administer nonprescription medication on an emergency basis and consistent with protocols established by Midland Academy Charter's medical adviser and parent consent given on an emergency treatment form.

c) *Herbal Substances or Dietary Supplements*

Herbal substances or dietary supplements may be administered by authorized Midland Academy Charter personnel **only if** required by the IEP or Section 504 plan of a student with disabilities.

d) *Provision of Medication Off-Campus at School-Sponsored Events*

For any Midland Academy Charter student attending a field trip or off-campus school-sponsored event, any prescription medication that Midland Academy Charter is required to administer under this policy shall be sent with the student's teacher or another staff member trained in the proper administration of medication and who has been authorized to administer medication by the Superintendent or designee, along with instructions on the administration of the medication.

In addition to trained and authorized Midland Academy Charter teacher(s) and/or nurse(s), a licensed physician in Texas, a registered nurse licensed in Texas, or a vocational nurse licensed in Texas may serve as a Midland Academy Charter volunteer to administer prescription and non-prescription medication in accordance with this policy when on field trips and/or off-campus or on school-sponsored events. Prior to being allowed to do so, such individuals must meet with the school nurse for instruction and training on administration of medication for applicable students.

Nonprescription medication(s) generally are not administered by Midland Academy Charter during field trips and/or off-campus or on school-sponsored events.

In the event of an emergency medical situation involving a Midland Academy Charter student for which no Midland Academy Charter employee was previously aware and that occurs during a field trip and/or during an off-campus, school-sponsored event when no school nurse is present, emergency medical services shall immediately be notified by any Midland Academy Charter employee in attendance.

Sec. 3. PSYCHOTROPICS

Except as permitted by Education Code 38.016, a Midland Academy Charter employee shall not:

1. Recommend to a student, parent that the student use a psychotropic drug;
2. Suggest a particular diagnosis; or
3. Exclude the student from a class or a school-related activity because of the parent's refusal to consent to psychiatric evaluation or examination or treatment of the student.

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Education Code 38.016.

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