



State of New Jersey

DEPARTMENT OF EDUCATION

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November 19, 2012

TO: Chief School Administrators
Charter School Lead Persons
Non-Public School Administrators
Administrators of Approved Private Schools for Students with Disabilities

FROM: Barbara Gantwerk, Assistant Commissioner
Division of Student and Field Services

SUBJECT: New School Health Mandates

The purpose of this memo is to advise you of two recent laws that are in effect for the 2012-13 school year and to remind you about other statutory requirements in the area of school health services.

First, on May 2, 2012, the Governor signed into law *P.L. 2012, c. 5*. This law amends *N.J.S.A. 18A:40-3.2* and establishes standards of practice for providers of clinical nursing services for medically fragile students. Additionally, on October 3, 2012, the State Board of Education adopted a resolution regarding the approved clinical nursing service providers and procedures for districts to follow. The complete law, the resolution and list of approved providers may be accessed at <http://www.state.nj.us/education/students/safety/health/>.

Second, on September 19, 2012, the Governor signed into law *P.L. 2012, c. 51*. This law, commonly referred to as "Janet's Law," requires public and nonpublic schools to have automated external defibrillators and to establish emergency action plans for responding to sudden cardiac events. The complete law may be accessed at <http://www.njleg.state.nj.us/2012/Bills/AL12/51.PDF>.

To help support your efforts in the implementation of these and other laws, about which the Department frequently receives questions, a summary of these statutory mandates and resources is attached. All of the resources in this memorandum may be reproduced without restriction and published on your school's website. If you have any questions, please contact the Office of Student Support Services at schoolhealthservices@doe.state.nj.us.

BG\SM

Attachment

c: Christopher Cerf
Senior Staff
Susan Martz
Peggy McDonald
Nancy Curry
Christene DeWitt-Parker
NJ LEE Group
Garden State Coalition of Schools
Executive County Superintendents

Summary of Selected School Health Mandates and Resources

November 2012

ANNUAL DISTRIBUTION OF THE MENINGITIS FACT SHEET

N.J.S.A. 18A:40-21.2 requires that school districts annually distribute the educational fact sheet on meningitis to parents or guardians of students entering sixth grade. The fact sheet is available to private schools, although they are encouraged, but not required, to distribute the fact sheet. The fact sheet can be accessed and downloaded at:

www.state.nj.us/health/cd/documents/faq/meningococcal_faq.pdf.

ANNUAL DISTRIBUTION OF FACT SHEET ON HUMAN PAPILLOMAVIRUS (HPV)

N.J.S.A. 18A:40-42 requires public schools to annually distribute a fact sheet about vaccination against HPV to parents or guardians of students in grade seven. Private schools are encouraged, but not required, to distribute the fact sheet. The fact sheet is available at:

www.state.nj.us/health/cd/documents/hpv_brochure.pdf.

ANNUAL DISTRIBUTION OF FACT SHEET ON MENINGOCOCCAL MENINGITIS

N.J.S.A. 18A:40-21.2 requires public schools to distribute this fact sheet annually to the parents or guardians of students in the 6th grade. Find the fact sheet at

http://www.state.nj.us/health/cd/documents/faq/meningococcal_faq.pdf

ANNUAL DISTRIBUTION OF FACT SHEET ON SPORTS-RELATED CONCUSSIONS AND CONCUSSION MODEL POLICY GUIDANCE

N.J.S.A. 18A:40-41.3 requires each school district, charter school, and non-public school that participates in interscholastic athletics to adopt by September 1, 2011, a policy concerning the prevention and treatment of sports-related concussions and other head injuries among student athletes. Information on the student athlete concussion policy and guidance is available at:

www.state.nj.us/education/aps/cccs/chpe/concussions/.

N.J.S.A. 18A:40-41.2 requires public schools to distribute this educational fact sheet annually to the parents or guardians of students participating in inter-scholastic sports and cheerleading and to obtain a signed receipt. The fact sheet is available at:

<http://www.state.nj.us/education/aps/cccs/chpe/concussions/fact.pdf>.

ANNUAL INSERVICE ABOUT ASTHMA

N.J.S.A. 18A:40-12.9 requires annual asthma education opportunities for teaching staff. Additional resources can be found at: www.pacnj.org.

ANNUAL INSERVICE ABOUT BLOOD-BORNE PATHOGENS

Federal Occupational Safety and Health regulations require annual inservice training for school staff. N.J.A.C. 8:61-2 (New Jersey Department of Health regulation) requires public or nonpublic schools and day care facilities to establish policies and procedures for handling blood and bodily fluids, and policies and procedures for post-exposure management. Schools and day care facilities are required to provide training and appropriate supplies for all school personnel.

CLINICAL NURSING SERVICES FOR MEDICALLY FRAGILE STUDENTS

N.J.S.A. 18A:40-3.2 establishes standards of practice for providers of clinical nursing services for medically fragile students. The October 3, 2012-State Board of Education Resolution designates approved clinical nursing service providers and establishes procedures for districts to follow. The complete law, the resolution and list of approved providers may be accessed at: <http://www.state.nj.us/education/students/safety/health/>.

EPINEPHRINE TRAINING PROTOCOLS

N.J.S.A. 18A:40-12.6 requires that school nurses designate, in consultation with the board of education, and train school employees who volunteer to administer epinephrine when the school nurse is not physically present at the scene. Training Protocols for the Emergency Administration of Epinephrine pursuant to N.J.S.A. 18A:40-12.3–12.6 are available at: <http://www.state.nj.us/education/students/safety/health/services/epi.pdf>.

FOOD ALLERGIES GUIDELINES

Guidelines for the Management of Life-Threatening Food Allergies in Schools developed in accordance with *N.J.S.A.* 18A:40-12.3 – 12.6 requirements to help school district and nonpublic school staff create safe environments for students with life-threatening food allergies. The guidelines are available at <http://nj.gov/education/students/safety/health/services/allergies.pdf>.

IMMUNIZATION REQUIREMENTS FOR SCHOOL-AGE YOUTH

School immunization laws are one of the most effective tools for preventing outbreaks of contagious diseases in schools and communities. All 50 states have school immunization requirements. Administrators of all New Jersey public and private schools, including child care,

preschool, Head Start, and K-12, are responsible for ensuring that all students are in compliance with N.J.A.C. 8:57-4, Immunization of Pupils in School regulations. Information is available at: www.state.nj.us/health/cd/imm.shtml. Additional information about vaccines and recommended schedules is available at: www.cdc.gov/vaccines/default.htm.

INFLUENZA VACCINE REQUIREMENTS

New Jersey requires all children six months through 59 months of age attending any licensed child care center or preschool facility annually receive at least one dose of influenza vaccine between September 1 and December 31 of each year. Children who are vaccinated with the 2012-2013 seasonal influenza vaccine prior to September 1 are considered in compliance with the regulation. There is no grace period for unvaccinated children. Students who have not received the influenza vaccine by December 31st must be excluded from the child care/preschool facility for the duration of influenza season (through March 31st), until they receive at least one dose of the influenza vaccine, or until they turn 60 months of age. An Immunization Requirements FAQs at is available at: http://www.nj.gov/health/cd/documents/vaccine_qa.pdf.

JANET'S LAW

N.J.S.A.18A:40-41a-41c requires public and nonpublic schools to have automated external defibrillators and to establish emergency action plans for responding to sudden cardiac events. The complete law may be accessed at: http://www.njleg.state.nj.us/2012/Bills/AL12/51_PDF.

NJ FAMILYCARE

Department of Education regulations at N.J.A.C. 6A:16-2.2(i) require school districts to make accessible information regarding the NJ FamilyCare Program for students who are knowingly without medical coverage. For more information regarding the NJ FamilyCare program, you may go to www.njfamilycare.org/.

TUBERCULOSIS (TB) SCREENING AND GUIDANCE

Annual School TB screening and reporting guidance can be found at www.nj.gov/health/tb/documents/tb_screening_guidance.pdf and www.nj.gov/health/tb/documents/school_mandate.pdf.

NOTE: Any questions regarding the document should be emailed to schoolhealthservices@doe.state.nj.us.