

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE HOUSE BILL 2834**

Chapter 101, Laws of 2002

57th Legislature  
2002 Regular Session

PUBLIC SCHOOLS--CHILDREN WITH LIFE-THREATENING CONDITIONS

EFFECTIVE DATE: 6/13/02

Passed by the House February 14, 2002  
Yeas 98 Nays 0

FRANK CHOPP  
**Speaker of the House of  
Representatives**

Passed by the Senate March 7, 2002  
Yeas 49 Nays 0

BRAD OWEN  
**President of the Senate**

Approved March 22, 2002

GARY LOCKE  
**Governor of the State of Washington**

CERTIFICATE

I, Cynthia Zehnder, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 2834** as passed by the House of Representatives and the Senate on the dates hereon set forth.

CYNTHIA ZEHNDER  
**Chief Clerk**

FILED

March 22, 2002 - 12:49 p.m.

**Secretary of State  
State of Washington**

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**SUBSTITUTE HOUSE BILL 2834**

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Passed Legislature - 2002 Regular Session

**State of Washington**

**57th Legislature**

**2002 Regular Session**

**By** House Committee on Health Care (originally sponsored by Representatives Schual-Berke, Campbell, Cody, Darneille, Conway, Edwards, Chase, Hunt and Pflug)

Read first time 02/08/2002. Referred to Committee on .

1 AN ACT Relating to requiring a medication or treatment order as a  
2 condition for children with life-threatening conditions to attend  
3 public school; and adding a new section to chapter 28A.210 RCW.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 28A.210  
6 RCW to read as follows:

7 (1) The attendance of every child at every public school in the  
8 state shall be conditioned upon the presentation before or on each  
9 child's first day of attendance at a particular school of a medication  
10 or treatment order addressing any life-threatening health condition  
11 that the child has that may require medical services to be performed at  
12 the school. Once such an order has been presented, the child shall be  
13 allowed to attend school.

14 (2) The chief administrator of every public school shall prohibit  
15 the further presence at the school for any and all purposes of each  
16 child for whom a medication or treatment order has not been provided in  
17 accordance with this section if the child has a life-threatening health  
18 condition that may require medical services to be performed at the  
19 school and shall continue to prohibit the child's presence until such

1 order has been provided. The exclusion of a child from a school shall  
2 be accomplished in accordance with rules of the state board of  
3 education. Before excluding a child, each school shall provide written  
4 notice to the parents or legal guardians of each child or to the adults  
5 in loco parentis to each child, who is not in compliance with the  
6 requirements of this section. The notice shall include, but not be  
7 limited to, the following: (a) The requirements established by this  
8 section; (b) the fact that the child will be prohibited from further  
9 attendance at the school unless this section is complied with; and (c)  
10 such procedural due process rights as are established pursuant to this  
11 section.

12 (3) The state board of education shall adopt rules under chapter  
13 34.05 RCW that establish the procedural and substantive due process  
14 requirements governing the exclusion of children from public schools  
15 under this section. The rules shall include any requirements under  
16 applicable federal laws.

17 (4) As used in this section, "life-threatening condition" means a  
18 health condition that will put the child in danger of death during the  
19 school day if a medication or treatment order and a nursing plan are  
20 not in place.

21 (5) As used in this section, "medication or treatment order" means  
22 the authority a registered nurse obtains under RCW 18.79.260(2).

Passed the House February 14, 2002.

Passed the Senate March 7, 2002.

Approved by the Governor March 22, 2002.

Filed in Office of Secretary of State March 22, 2002.