

CERTIFICATION OF ENROLLMENT  
**ENGROSSED SUBSTITUTE SENATE BILL 6641**

Chapter 350, Laws of 2002

57th Legislature  
2002 Regular Session

SCHOOLS--DIABETIC STUDENTS

EFFECTIVE DATE: 7/1/02

Passed by the Senate March 13, 2002  
YEAS 46 NAYS 0

BRAD OWEN  
**President of the Senate**

Passed by the House March 12, 2002  
YEAS 97 NAYS 0

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

CERTIFICATE

I, Tony M. Cook, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE SENATE BILL 6641** as passed by the Senate and the House of Representatives on the dates hereon set forth.

TONY M. COOK  
**Secretary**

Approved April 3, 2002

FILED

April 3, 2002 - 10:58 a.m.

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

**Secretary of State  
State of Washington**

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**ENGROSSED SUBSTITUTE SENATE BILL 6641**

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AS AMENDED BY THE HOUSE

Passed Legislature - 2002 Regular Session

**State of Washington**

**57th Legislature**

**2002 Regular Session**

**By** Senate Committee on Education (originally sponsored by Senators McAuliffe and Thibaudeau)

READ FIRST TIME 02/07/2002.

1 AN ACT Relating to accommodating children with diabetes in schools;  
2 adding new sections to chapter 28A.210 RCW; creating a new section; and  
3 providing an effective date.

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 The legislature finds that diabetes imposes significant health  
8 risks to students enrolled in the state's public schools and that  
9 providing for the medical needs of students with diabetes is crucial to  
10 ensure both the safety of students with diabetes and their ability to  
11 obtain the education guaranteed to all citizens of the state. The  
12 legislature also finds that children with diabetes can and should be  
13 provided with a safe learning environment and access to all other  
14 nonacademic school sponsored activities. The legislature further finds  
15 that an individual health plan for each child with diabetes should be  
16 in place in the student's school and should include provisions for a  
17 parental signed release form, medical equipment and storage capacity,  
18 and exceptions from school policies, school schedule, meals and eating,  
19 disaster preparedness, inservice training for staff, legal documents

1 for parent-designated adults who may provide care, as needed, and  
2 personnel guidelines describing who may assume responsibility for  
3 activities contained in the student's individual health plan.

4 NEW SECTION. **Sec. 2.** A new section is added to chapter 28A.210  
5 RCW to read as follows:

6 (1) School districts shall provide individual health plans for  
7 students with diabetes, subject to the following conditions:

8 (a) The board of directors of the school district shall adopt  
9 policies to be followed for students with diabetes. The policies shall  
10 include, but need not be limited to:

11 (i) The acquisition of parent requests and instructions;

12 (ii) The acquisition of orders from licensed health professionals  
13 prescribing within the scope of their prescriptive authority for  
14 monitoring and treatment at school;

15 (iii) The provision for storage of medical equipment and medication  
16 provided by the parent;

17 (iv) The provision for students to perform blood glucose tests,  
18 administer insulin, treat hypoglycemia and hyperglycemia, and have easy  
19 access to necessary supplies and equipment to perform monitoring and  
20 treatment functions as specified in the individual health plan. The  
21 policies shall include the option for students to carry on their  
22 persons the necessary supplies and equipment and the option to perform  
23 monitoring and treatment functions anywhere on school grounds including  
24 the students' classrooms, and at school-sponsored events;

25 (v) The establishment of school policy exceptions necessary to  
26 accommodate the students' needs to eat whenever and wherever necessary,  
27 have easy, unrestricted access to water and bathroom use, have  
28 provisions made for parties at school when food is served, eat meals  
29 and snacks on time, and other necessary exceptions as described in the  
30 individual health plan;

31 (vi) The assurance that school meals are never withheld because of  
32 nonpayment of fees or disciplinary action;

33 (vii) A description of the students' school day schedules for  
34 timing of meals, snacks, blood sugar testing, insulin injections, and  
35 related activities;

36 (viii) The development of individual emergency plans;

1 (ix) The distribution of the individual health plan to appropriate  
2 staff based on the students' needs and staff level of contact with the  
3 students;

4 (x) The possession of legal documents for parent-designated adults  
5 to provide care, if needed; and

6 (xi) The updating of the individual health plan at least annually  
7 or more frequently, as needed; and

8 (b) The board of directors, in the course of developing the  
9 policies in (a) of this subsection, shall seek advice from one or more  
10 licensed physicians or nurses or diabetes educators who are nationally  
11 certified.

12 (2)(a) For the purposes of this section, "parent-designated adult"  
13 means a volunteer, who may be a school district employee, who receives  
14 additional training from a health care professional or expert in  
15 diabetic care selected by the parents, and who provides care for the  
16 child consistent with the individual health plan.

17 (b) To be eligible to be a parent-designated adult, a school  
18 district employee not licensed under chapter 18.79 RCW shall file,  
19 without coercion by the employer, a voluntary written, current, and  
20 unexpired letter of intent stating the employee's willingness to be a  
21 parent-designated adult. If a school employee who is not licensed  
22 under chapter 18.79 RCW chooses not to file a letter under this  
23 section, the employee shall not be subject to any employer reprisal or  
24 disciplinary action for refusing to file a letter.

25 (3) The board of directors shall designate a professional person  
26 licensed under chapter 18.71, 18.57, or 18.79 RCW as it applies to  
27 registered nurses and advanced registered nurse practitioners, to  
28 consult and coordinate with the student's parents and health care  
29 provider, and train and supervise the appropriate school district  
30 personnel in proper procedures for care for students with diabetes to  
31 ensure a safe, therapeutic learning environment. Training may also be  
32 provided by a diabetes educator who is nationally certified. Parent-  
33 designated adults who are school employees are required to receive the  
34 training provided under this subsection. Parent-designated adults who  
35 are not school employees shall show evidence of comparable training.  
36 The parent-designated adult must also receive additional training as  
37 established in subsection (2)(a) of this section for the additional  
38 care the parents have authorized the parent-designated adult to  
39 provide. The professional person designated under this subsection is

1 not responsible for the supervision of the parent-designated adult for  
2 those procedures that are authorized by the parents.

3 NEW SECTION. **Sec. 3.** The superintendent of public instruction and  
4 the secretary of the department of health shall develop a uniform  
5 policy for all school districts providing for the inservice training  
6 for school staff on symptoms, treatment, and monitoring of students  
7 with diabetes and on the additional observations that may be needed in  
8 different situations that may arise during the school day and during  
9 school sponsored events. The policy shall include the standards and  
10 skills that must be in place for inservice training of school staff.

11 NEW SECTION. **Sec. 4.** A new section is added to chapter 28A.210  
12 RCW to read as follows:

13 A school district, school district employee, agent, or parent-  
14 designated adult who, acting in good faith and in substantial  
15 compliance with the student's individual health plan and the  
16 instructions of the student's licensed health care professional,  
17 provides assistance or services under section 1 or 2 of this act shall  
18 not be liable in any criminal action or for civil damages in his or her  
19 individual or marital or governmental or corporate or other capacities  
20 as a result of the services provided under section 1 or 2 of this act  
21 to students with diabetes.

22 NEW SECTION. **Sec. 5.** This act takes effect July 1, 2002.

Passed the Senate March 13, 2002.

Passed the House March 12, 2002.

Approved by the Governor April 3, 2002.

Filed in Office of Secretary of State April 3, 2002.