

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control 610 Department or Agency Alabama Board of Nursing
Rule No. 610-X-7-.02
Rule Title Delegation by School Nurses
 New X Amend Repeal Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? Yes

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? No

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? No

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

Does the proposed rule have an economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer Peggy Benson, RN, MSHA, MSN, NE-BC

Date April 7, 2017

DATE FILED
(STAMP)

APA-2
11/96

ALABAMA BOARD OF NURSING
NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Nursing
RULE NO. & TITLE: Rule 610-X-7-.02, Delegation by School Nurses

INTENDED ACTION: The Alabama Board of Nursing proposes to amend the regulations related to delegation by school nurses.

SUBSTANCE OF PROPOSED ACTION: The Alabama Board of Nursing proposes to amend Administrative Code, Rule 610-X-7-.02, Delegation by School Nurses. A copy of the proposed new rule may be found on the Board's web site, www.abn.alabama.gov, under "laws" and then "proposed rule changes." The proposed changes accommodate the State Health Officer's standing order on Naloxone.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Written or verbal comments will be received by the Board of Nursing until 4:30 P.M. on Friday, June 2, 2017. Verbal or written comments should be directed to Peggy Benson, Executive Officer, at P.O. Box 303900, Montgomery, AL 36130-3900 or via electronic mail at Peggy.Benson@abn.alabama.gov or via telephone at 334-293-5210.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:
The record closes at 4:30 P.M. on Friday, June 2, 2017.

CONTACT PERSON AT AGENCY: Peggy Benson, Executive Officer.



Executive Officer

610-X-7-.02 Delegation By School Nurses.

(1) The school nurse is accountable and responsible for the nursing care delivered to students under the nurse's jurisdiction.

(2) Over-the-counter (OTC) medications may be administered to school children by the school nurse with a parent's written authorization and without a physician's authorization, unless the school system policy requires a physician authorization. Parental authorization requirements require the following documentation:

(a) The purpose of the OTC medication.

(b) The circumstances under which the over-the-counter medication can be administered.

(3) Licensed nurses who provide nursing care in the school setting through the twelfth grade may delegate specific tasks to unlicensed assistive personnel.

(4) The registered nurse is accountable for determining the tasks that may be safely performed by the unlicensed assistive personnel following appropriate training and demonstration of competency.

(5) Delegation of the use of the vagal nerve stimulator (VNS) in selected cases is not prohibited.

(6) The specific delegated tasks shall not require the exercise of independent nursing judgment or intervention. Specific tasks that require independent nursing judgment or intervention that shall not be delegated include, but are not limited to:

(a) Catheterization, clean or sterile.

(b) Administration of injectable medications, other than premeasured medication for allergic reactions, premeasured injection for opioid-related drug overdose and treatment of diabetes symptoms with insulin and glucagon, as described in Alabama Administrative Code 610-X-7-.10.

(c) Administration of rectal or vaginal

medications. (d) Calculation of medication dosages

other than

measuring a prescribed amount of liquid medication or breaking a scored tablet.

(e) Tracheotomy care, including suctioning.

(f) Gastric tube insertion, replacement, or feedings. (g) Invasive procedures or techniques.

(h) Sterile

procedures. (i)

Ventilator care.

(j) Receipt of verbal or telephone orders from a licensed prescriber.

(7) The task of providing prescribed oral, topical, ear, eye, nasal, and inhalation medications to a student through twelfth grade may be delegated to unlicensed assistive personnel by the school nurse only when the following conditions are met:

(a) The school nurse identifies the appropriate individual(s) to assist in providing prescribed medications.

(b) The unlicensed assistive personnel selected by the school nurse shall attend a minimum seven hour course of instruction that includes a curriculum approved by the Board and have demonstrated competency to perform the delegated task.

(c) The school nurse shall provide periodic and regular evaluation and monitoring of the individual performing the delegated tasks.

(d) The school nurse shall routinely and periodically conduct quality monitoring of the tasks performed by the unlicensed assistive personnel, including but not limited to:

1. Training.
2. Competency.
3. Documentation.
4. Error reporting.

5. Performance of the seven (7) rights of medication administration.

(8) The school nurse delegating the task may, at any time, suspend or withdraw the delegation of specific tasks to unlicensed assistive personnel.

(9) The School Nurse Consultant or School Nurse Administrator shall submit a report(s) to the Alabama Board of Nursing in a format specified by the Board upon request.

Author: Alabama Board of Nursing

Statutory Authority: Code of Ala. 1975, §34-21-2(c)(21).

History: Filed September 29, 1982. **Repealed:** Filed October 29, 2001; effective December 3, 2001. **New Rule:** Filed November 23, 2009; effective December 28, 2009. **Repealed and**

New Rule: Filed July 25, 2016; effective September 8, 2016.