



# Knightsen Elementary School District

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**Board of Trustees**  
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*"A community cultivating the success of children"*

September 30, 2016

**Superintendent**  
Theresa Estrada

Jim Mellander  
Contra Costa County Civil Grand Jury  
725 Court Street  
PO Box 911  
Martinez, CA 94553-0091

Re: Comments on 2015-2016 Contra Costa Grand Jury Report No. 1604, "Are Our Schools in Compliance with the "epiPen" Law SB 1266?"

Dear Foreperson Mellander:

Pursuant to California Penal Code sections 933 and 933.05, the Governing Board of the Knightsen Elementary School District files this comment with regard to the 2016-2017 Contra Costa Grand Jury Report #1604 Findings and Recommendations.

## FINDINGS

### Finding #1:

Mylan Specialty Division supplies Pens at no cost to public schools in the district.

The Knightsen School District agrees with this finding and has received Epi-pens for our schools from this program.

### Finding #2:

Mylan Specialty Division will replace Pens at public schools in the district that have expired at a discounted cost.

The Knightsen School District agrees with this finding.

### Finding #3:

FARE and CDC project a range of 4 percent to 7.7 percent of students that may have an allergy that is unknown to parents and undiagnosed.

The Knightsen School District agrees with this finding.

### Finding #5

SB 1266 does not clearly address the use of Pens at off-campus school activities.

The Knightsen School District agrees with this statement and notes that further legislation and funding is needed to clarify the requirements regarding Pens at off-campus school activities.

### Finding #7

SB1266 does not require follow up procedures for reporting the use of a Pen.

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The Knightsen School District agrees with this statement and notes that further legislation and funding is needed to clarify the requirements regarding Pens at off-campus school activities.

Recommendation #3

Each of the School District Boards should direct the Superintendent to contact all schools in their district at the start of each calendar year to confirm they are compliant with the requirements of SB1266.

The recommendation is included in our Board Policy and Administrative Regulation #5141.2 Administering Medications and Monitoring Health Regulations. This policy was last updated in March of 2015.

Recommendation #4

Each of the School District Boards should direct their School District Superintendent to report to the Board at the start of each calendar year that the School District is compliant with the requirements of 1266.

The recommendation is included in our Board Policy and Administrative Regulation #5141.2 Administering Medications and Monitoring Health Regulations. This policy was last updated in March of 2015.

Recommendation #8

The School Districts should consider the practical and legal issues of supplying Pens for field trips and other off-site school events, and working with school nurses to develop policies and procedures for their use at these events.

The District notes that this is currently not required by legislation. More direction is needed from the state legislature regarding this recommendation. As a very small school providing Epi-pens for field trips and off site activities could become very costly as schools are only supplied one free set of pens by the Mylan company.

Recommendation #10

The School Districts should consider working with school nurses to develop policies and procedures for reporting the use of Pens.

The school administrators are responsible for reporting the use of a Pen to the District nurse so that replacements can be ordered.

Recommendation #12

The School Districts should consider helping parents understand the risks of anaphylaxis and the protocols in place for emergency administration of epinephrine. The School Districts should consider "identifying funds" to carry out these activities.

This recommendation is not yet implemented. The District will consult with the District Nurse regarding informational literature that can be sent home in the beginning of the school year packets.

Sincerely,



Theresa Estrada, M.A.  
Superintendent  
Secretary to the Governing Board

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