

Posted 06/16/2023



## Newsletter June 2023

### Minnesota Model Policy Revisions

#### 2023 Minnesota Legislative Changes

The MSBA/MASA model policies are now updated to reflect Minnesota laws enacted in 2023. Because the revisions potentially concern matters of stakeholder interest, MSBA recommends that, when possible, school boards consider using the multiple meeting revision process set forth in their Model Policy 208.

Because some revisions are effective immediately or in the Summer 2023—and because the revisions are largely taken word-for-word from 2023 legislation—school boards may choose to adopt changes in a single meeting or as an emergency (pursuant to Model Policy 208). This is a local decision for school boards. Whether policy language has been formally adopted, school districts must follow the laws related to the policies.

Number	Title	Primary Revisions
102	Equal Educational Opportunity	Adds equal athletic opportunity paragraph
418	Drug-Free Workplace/Drug-Free School	Reflects marijuana legalization *Education program not required until 26-27 SY
419	Tobacco-Free Environment	Adds loose tobacco/tribal ritual exception
424	License Status	Adds annual report to PELSB requirement
425	Staff Development	Adds paraprofessional paid orientation or professional development
504	Student Appearance (substantially revised)	
506	Student Discipline	Adds substantial revisions: Nonexclusionary disciplinary practices, reasonable force, recess, etc.
507	Corporal Punishment and Prone Restraint	Adds Prohibitions article; prone restraint prohibition
509	Enrollment of Nonresident Students	Adds application provisions
513	Student Promotion, Retention, and Program Design	Adds Gifted and Talented Student provisions; early admissions

514	Bullying Prohibition Policy	Adds malicious and sadistic conduct prohibition; updates General Policy Statement and Notice
516.5	Overdose Medication	Adds school district policy requirements and prescription authorizations
524	Internet Acceptable Use and Safety Policy	Adds cell phone provisions
532	Use of Peace Officers and Crisis Teams	Adds reasonable force provision
534	School Meals Policy	Updates policy to reflect new free meals law
601	School District Curriculum and Instruction Goals	Adds definitions; updates WBWF plan; deletes obsolete provisions on reading
602	Organization of School Calendar and School Day	Adds E-learning provisions
603	Curriculum Development	Updates District Advisory Committee provisions; deletes curriculum development process (Art. VI)
604	Instructional Curriculum	Updates required academic standards; prohibits curriculum discrimination/discipline
613	Graduation Requirements	Updates definitions; adds ethnic studies course provision
616	School District System Accountability	Deletes "graduation standards"; adds reports; updates District Advisory Committee provisions
617	School District Ensurance of Standards	Deletes Profile of Learning reference
618	Assessment of Student Achievement	Updates definitions
620	Credit for Learning	Removes online learning (see updated Policy 624); updates definitions; adds health care credit
621	<i>Literacy and the READ Act (New)</i>	New policy on the READ Act requirements
624	<i>Online Instruction (New)</i>	New policy on online instruction (policy number remains the same)
708	Transportation of Nonpublic School Students	Allows written plan for nonpublic pupil transportation
709	Student Transportation Safety Policy	Adds active transportation safety training requirements; adds Type III bus change
806	Crisis Management Policy	Adds active shooter drill requirements

Please note that Model Policy 621 (Literacy and the READ Act) is an entirely new policy. Model Policy 624 (Online Instruction) maintains an existing policy number, but its text has been entirely deleted and replaced with new Minnesota law.



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## Newsletter June 2023

### Student Directory Information Policy 515 Model Student Handbook

The Minnesota Legislature passed a law regarding student directory information that is now in effect. The new law states:

An educational agency or institution may not designate a student's home address, telephone number, email address, or other personal contact information as directory information under this subdivision. This paragraph does not apply to a postsecondary institution.

Please note that federal law continues to permit military recruiters to request "name, address, electronic mail addresses (which shall be the electronic mail addresses provided by the school, if available, that may be released to military recruiting officers only) or home telephone number."

#### Model Policy 515

MSBA/MASA Model Policy 515—*Protection and Privacy of Pupil Records*—is updated to reflect this change. A redline and an editable version of the policy is available on the MSBA website (see below).

#### Model Student Handbook Subscribers

The redline and the editable versions of the *2023-24 Model Student Handbook* is updated as of June 27, 2023. If your district downloaded the Handbook before June 27, please update pages 28-29 under "Directory Information" as shown on the redline version.

#### Instructions to access the Policy Manual online

1. Please visit [www.mnmsba.org](http://www.mnmsba.org).
2. Go to the Resources tab and select Policies
3. Log into the Members area (access is limited to Policy Services subscribers)
4. Click on a desired policy
5. A clean version and a redlined version can be found at the bottom of the policy page, below the Legal References and Cross References.

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## Newsletter June 15, 2023

### UPDATE: Model Policy 516.5—Overdose Medication

Since Model Policy 516.5 was first introduced in February 2023, state and federal actions have led MSBA to update the policy.

**Effective July 1, 2023**, a new state law—Minnesota Statutes 121A.224 (Opiate Antagonists)— requires a school district or charter school to:

1. maintain a supply of opiate antagonists; and
2. each school site must have two doses of nasal naloxone available on-site.

**Note:** MSBA has requested that the Minnesota Department of Education (MDE) provide guidance on the meaning of the terms “school site” and “school building” for purposes of this statute. MSBA will share MDE’s response when we receive it.

Additional state law changes were enacted:

1. School nurses now may be authorized to administer opiate antagonists;
2. A licensed practical nurse is authorized to possess and administer an opiate antagonist in a school setting;

The Federal Drug Administration (FDA) approved Narcan (4 mg naloxone hydrochloride nasal spray) for over-the-counter, nonprescription, use—the first naloxone product approved for use without a prescription. **The FDA approval will take effect when availability and price matters are determined--- until these steps are complete, schools may choose from the options below in order to obtain naloxone.**

#### Until OTC nonprescription availability of Narcan begins

A licensed prescriber cannot write a prescription for a school or district because prescriptions must be patient specific. Schools may use a *standing order* for distribution of naloxone medication, as set forth in Model Policy 516.5.

1. A number of Minnesota schools have chosen to work with the **Steve Rummier Hope Foundation** (<https://steверummierhopenetwork.org/>) to obtain naloxone.

2. Another option is the **Narcan Direct program** (<https://www.narcandirect.com/>):

Qualified direct purchasers, such as departments of health, EMS, law enforcement, schools/universities and community organizations qualify to purchase NARCAN® Nasal Spray directly from Emergent Devices at our public interest price.

The Narcan Direct process allows a licensed prescriber to write a letter of authorization (the *Narcan Letter of Authorization-Fillable* is attached to illustrate the process). Schools can then order directly through Narcan Direct by uploading the letter of authorization. This process allows schools to order and pay online. This process will remain the same after Narcan becomes available OTC. This option may be best for schools looking to purchase directly if free resources are not available.

3. Schools may work with a local emergency management system, medical clinic, or hospital to obtain Naloxone.
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### **Instructions to access Model Policy 516.5**

1. Please visit [www.mnmsba.org](http://www.mnmsba.org).
2. Access *Policies* under the *Resource Library* tab.
3. Choose either District Policies or Charter Policies.
4. Choose 500 Series – Students.
5. Choose 516.5 – Overdose Medication.
6. Scroll to the bottom of the page to click on the 516.5 download link.

If you have questions about MSBA/MASA Policy Services, how to navigate the online Policy Reference Manual, or the content of the model policies, please contact Terry Morrow at (507) 934-8126 or (800) 324-4459 or by email at [tmorrow@mnmsba.org](mailto:tmorrow@mnmsba.org)

Jaymyson Sillman ([jsillman@mnmsba.org](mailto:jsillman@mnmsba.org)) can assist if technological issues arise related to log-in issues and for accessing model policies or revisions.

