

**Approval of TASB Update 94 Local Policy FFAF (Local)
August 14, 2012**

SUMMARY:

The Board will consider an emergency approval on TASB Policy Update 94 due to SB 27 from the 82nd Legislative Session requiring school districts to adopt local policy by August 1, 2012.

The policy is as follows:

Local policies included in Update 94:

- FFAF (LOCAL) WELLNESS AND HEALTH SERVICES CARE PLANS

PREVIOUS BOARD ACTION:

The Board discussed TASB Update 94 policy revisions at the July 31, 2012 board meeting.

BACKGROUND INFORMATION:

Update 94 is a special update to address the requirement for districts to adopt local policy for the care of students with a diagnosed food allergy who are at risk for anaphylaxis, as required by SB 27 from the 82nd Legislative Session. SB 27 requires districts to adopt local policy by August 1, 2012, and the local policy must be based on the *Guidelines for the Care of Students with Food Allergies At-Risk for Anaphylaxis* developed by the Texas Department of State Health Services. Update 94 contains 1 Local policy FFAF (LOCAL) WELLNESS AND HEALTH SERVICES CARE PLANS

SIGNIFICANT ISSUES:

The district must have school policies that are consistent with current laws and appropriately communicate local policy issues. Policies are classified as either “Legal” or “Local” in design. A “Legal” policy is a statement of existing law or of binding legal decisions and as such do not require Board approval. Local policies are decisions made at the local level that reflect district decisions and practices and do require approval. Legal policies are always included in updates so local policy development occurs within the context of binding law.

BENEFIT OF ACTION:

To allow the Board to evaluate and ensure that these policies reflect the practices of the District.

PROCEDURAL AND REPORTING IMPLICATIONS:

Because the law requires districts to adopt a local policy so quickly, districts are allowed to implement the process for emergency adoption with one reading.

ALTERNATIVES:

The following options are available to the Board:

- continue to study the policy
- modify the existing language
- approve policies as written and submitted by TASB

SUPERINTENDENT’S RECOMMENDATION:

The Superintendent recommends the Board approve the emergency adoption of TASB Update 94 local policy FFAF (Local) Wellness and Health Care Services Plan.

PERSONS RESPONSIBLE:

James K. Wilson III, Superintendent
Randy Stout, DISD Legal Advisor

ATTACHMENT:

The proposed changes to Local policy FFAF (Local) Update 94 are attached.