



**WALNUT CREEK  
SCHOOL DISTRICT**

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**GOVERNING BOARD**

Elizabeth Bettis  
Sherri McGoff  
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**SUPERINTENDENT**

Marie Morgan

**SCHOOLS**

Buena Vista School  
2355 San Juan Avenue  
Walnut Creek, CA 94597  
925/944-6822  
Fax 925/934-8907

Indian Valley School  
551 Marshall Drive  
Walnut Creek, CA 94598  
925/944-6828  
Fax 925/935-1091

Murwood School  
2050 Vanderslice Avenue  
Walnut Creek, CA 94596  
925/943-2462  
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Parkmead School  
1920 Magnolia Way  
Walnut Creek, CA 94595  
925/944-6858  
Fax 925/939-2849

Tice Creek School  
1847 Newell Avenue  
Walnut Creek, CA 94595  
925/746-5515  
Fax 925/295-0781

Walnut Heights School  
4064 Walnut Boulevard  
Walnut Creek, CA 94596  
925/944-6834  
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Walnut Creek Intermediate  
2425 Walnut Boulevard  
Walnut Creek, CA 94597  
925/944-6840  
Fax 925/933-1922

September 8, 2016

Contra Costa County Civil Grand Jury

P.O. Box 431

Martinez, CA 94553

Attn: Michael Simmons, Foreperson

Re: Grand Jury Report No. 1604

Dear Mr. Simmons:

Please find attached our response to the Grand Jury Report No. 1604, "Are our Schools in Compliance with the "EpiPen" Law, SB1266?"

An electronic copy has been sent as well to [epant@contracosta.courts.ca.gov](mailto:epant@contracosta.courts.ca.gov)

Please contact me should you need further clarification.

Yours truly,

Marie Morgan

Superintendent



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**Grand Jury Report No. 1604 Response**

*Findings*

F1- Mylan Specialty Division supplies Pens at no cost to public schools in the district.

Walnut Creek School District agrees with the findings. The district participates in the EpiPen4Schools program to obtain free Pens from Mylan Specialty Division. Twenty-eight Pens (14 Junior and 14 Adult Pens) were ordered in 2015 and an order for 14 Junior and 14 Adult Pens has been placed and received for the 2016 school year.

F2- Mylan Specialty Division will replace Pens at public schools in the district that have expired at a discounted cost.

Walnut Creek School District agrees with the findings. The district found 28 Pens that expired at the end of the 2015-16 school year and has ordered Pens to replace those expired Pens. The replacement order was received at no cost. All expired Pens were disposed of properly by the district nurse.

F3- FARE and CDC statistical information project a range of 4 percent to 7.7 percent of students may have an allergy that is unknown to parents and undiagnosed.

Walnut Creek School District agrees with the statistics. The district has 1.9% of students (77) identified as having a severe allergic reaction which requires administration of an epinephrine auto-injector. The District has prepared for emergencies to support unidentified students by training principals, office staff and at least one other staff volunteer to identify signs and symptoms of anaphylaxis and administer epinephrine auto-injectors to provide emergency medical aid to persons suffering, or reasonably believed to be suffering, from an anaphylactic reaction. Retraining occurs on an annual basis. Site administrators are also meeting with all noon supervisors to insure they understand site procedures and the signs and symptoms of anaphylaxis.

F5- SB 1266 does not clearly address the use of Pens at off-campus school activities or events.

Walnut Creek School District agrees that SB 1266 does not clearly address the use of Pens off campus. Walnut Creek School District has implemented practices, training and policies to address the use of Pens during off-campus activities or events. Stock Epi Pens are not sent off campus for field trips, staff has been instructed to immediately call 911.

F7- SB1266 does not require follow up procedures for reporting the use of a Pen.

Walnut Creek School District agrees that SB 1266 does not require a follow up procedure for reporting the use of a Pen. Following the use of an Epi-Pen the district currently has the following practice in place to insure safe practice:

1. Student must be referred to a physician for medical evaluation, even if symptoms resolve completely. Symptoms may recur after the Epinephrine wears off, as much as 24 hours later.
2. Within 4 hours, the school notifies the individual's parent, guardian or caretaker and/or notifies the individual's primary care physician of the anaphylactic reaction.
3. School Nurse follows up with primary care physician, student and his/her family.
4. Complete the Emergency Response Report: Management of Anaphylactic Reaction form and forward a copy to the prescribing physician.

## *Recommendations*

**R3- Each of the School District Boards should direct the School District Superintendent to contact all schools in their district at the start of each school calendar year to confirm that they are compliant with the requirements of SB 1266.**

The recommendation has been implemented in the Walnut Creek School District. At the start of each school year, the Walnut Creek School District Superintendent confirms that all schools are compliant with the requirements of SB 1266. The Superintendent meets with the district nurse directing visits to each school site to verify the compliance of SB 1266. The district nurse insures Pens are available on each campus, trains staff on the use of Pens, reviews policies and practices for use, obtains the physician's prescription and standing orders for use of the epinephrine auto-injectors and reorders/replaces auto-injectors as they expire.

**R4- Each of the School District Boards should direct their School District Superintendent to report to the Board at the start of each school calendar year that the School District is compliant with the requirements of SB 1266.**

The recommendation has been implemented in the Walnut Creek School District. At the September 6, 2016 Board of Trustees Meeting, Superintendent will inform the board that all school sites within the district are in complete compliance with the law.

**R8- 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.**

This recommendation has been implemented in the Walnut Creek School District. The district implemented policies and procedures for Pens in 2015. The policies and procedures are reviewed annually with site administrators and school staffs. This includes trainings, lists of students identified, and procedure for unidentified students for both on and off campus activities or events.

**R10- The School District should consider working with school nurses to develop policies and procedures for reporting the use of Pens.**

This recommendation has been implemented in the Walnut Creek School District. The district nurse reports the use of an epinephrine auto-injector to the Superintendent.

**R12- The School District 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 has been implemented in the Walnut Creek School District. The district informs all parents about the risks of anaphylaxis as well as protocols in place for emergency administrations of epinephrine on the district website.