



1. “Medically necessary health-care provider” means a health-care provider who is licensed, certified, or otherwise authorized to provide health-care services within the scope of the health-care provider’s license.
2. “Private health-care specialist” means a health-care provider who is licensed, certified, or otherwise authorized to provide health-care services in Colorado, including pediatric behavioral health treatment providers pursuant to the state medical assistance program, C.R.S. 25.5, articles 4, 5, and 6, and autism services providers who provide treatment pursuant to

Permission to provide medically necessary treatment on school premises may be limited or revoked if the private health-care specialist violates this policy or JLCDC-R or demonstrates an inability to responsibly follow the requirements of the District.

Appeal

If the IEP team or the 504 team determines that any medically necessary treatment is not required to be provided in the school setting pursuant to Section 504 and/or Title II of the ADA, the IEP team or 504 team will provide notice to the student's parents or legal guardian that the student has a right to appeal such determination. Such appeal must meet, at a minimum, the following requirements:

- (a) The District will hold an appeal hearing within a reasonable time after it has received the request for an appeal from the parent or student.
- (b) The District will give the parent and student notice of the date, time, and place, reasonably in advance of the appeal hearing.
- (c) The appeal hearing may be conducted by any individual, including an official of the District, who does not have a direct interest in the outcome of the hearing.
- (d) The District will give the parent and student a full and fair opportunity to present evidence relevant to the issue whether the medically necessary treatment as ordered or recommended by a private health-care specialist is required to be provided in the school setting pursuant to Section 504 and/or Title II of the ADA. The parent or eligible student may, at their own expense, be assisted or represented by one or more individuals of his or her own choice, including an attorney. If the parent or eligible student is represented by an attorney, the parent or eligible student must provide notice to the District of such representation at least five (5) working days prior to the hearing.

42 U.S.C. sec. 1396 and 1396d(r)(5)
C.R.S. 22-20-121

CROSS REFS:

JLCD, Administering Medications to Students

JLCDB, Administration of Medical Marijuana to Qualified Students

JLCDC-R, Authorizing Private Health-Care Specialists to Provide Medically Necessary Treatment in School Setting

KI, Visitors in Schools