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**10. HEALTH and MEDICAL CARE**

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**10.4. Administration of Drugs and Medication**

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**117 – 120. Checklist Reference**

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**LEGISLATIVE  
REFERENCES  
37(1), (2)**

- 37(1) Where an operator agrees to the administration of drugs or medications, the operator shall ensure that,
- (b) all drugs and medications on the premises of a day nursery or a location where private-home day care is provided are,
    - (i) stored in accordance with the instructions for storage on the label;
    - (ii) administered in accordance with the instructions on the label and the authorization received under clause (d);
    - (iii) inaccessible at all times to children; and
    - (iv) in the case of a day nursery, are kept in a locked container;
  - (c) one person in each day nursery operated by the operator and each location where private-home day care is provided by the operator is in charge of all drugs and medications and that all drugs and medications are dealt with by that person or a person designated by that person in accordance with the procedures established under clause (a);
  - (d) a drug or medication is administered to a child only where a parent of the child gives written authorization for the administration of the drug or medication and that included with the authorization is a schedule that sets out the times the drug or medication is to be given and amounts to be administered; and

**LEGISLATIVE  
REFERENCES****37(1), (2)  
(cont'd)**

(e) a drug or medication is administered to a child only from the original container as supplied by a pharmacist or the original package and that the container or package is clearly labelled with the child's name, the name of the drug or medication, the dosage of the drug or medication, the date of purchase and instructions for storage and administration.

(2) Despite sub-clauses (1)(b)(iii) and (iv) and clause 1(c), the operator may permit a child to carry his or her own asthma medication or emergency allergy medication in accordance with the procedures established under clause (1)(a). O. Reg. 42/93, s1.

**INTENT**

37(1)(b) This provision emphasizes the danger of leaving drugs accessible to children.

(c) This provision ensures that the administration of drugs and medication is supervised by a knowledgeable person.

(d) Requiring written consent for the administration of any drugs and medications ensures that a child receives only those substances, which a parent of the child deems appropriate. A written communication from a parent informs the operator of the time(s) and the correct dosage of any treatment, which a child is to receive. This ensures that during the course of a full day, there is continuity between the home and day care with respect to the child's drug intake.

(e) Providing the drug in the original container ensures that it is for a specific child and confirms that the medication is not out of date. Clearly labelling all containers avoids confusion in the event that more than one child is receiving medication, or spoilage due to improper storage, or improper administration of a drug.

(2) To ensure prompt administration of asthma and other emergency allergy medication, an operator may allow children to carry their own asthma medication or emergency allergy medication in accordance with a written procedure established by a legally qualified

**INTENT**  
(cont'd)

medical practitioner or a nurse registered under the *Health Disciplines Act*. No record of self-administration of drugs is required.

**INDICATORS****Indicator Type:** Documentation

1. There is a written procedure as directed by a nurse currently registered under the *Health Disciplines Act* or by a licensed physician for the administration of drugs and medications for any child enrolled and for the keeping of appropriate records.
2. A sample number of records of children identified as receiving drugs or medication show that there are written instructions from a parent of the child(ren) including medication to be self-administered by a child.
3. Drugs and medications administered to a child have been provided in the original container clearly labelled with the items outlined in section 37(e) above.

**Indicator Type:** Physical Inspection

1. Drugs and medications are stored as directed in a locked container.
2. Where an enrolled child carries his or her own asthma medication or emergency allergy medication it is in accordance with the operator's medication administration policy and there is written permission from the child's parent for the child to self-administer their asthma or emergency allergy medication on file.
3. Drugs and medications are observed to be administered only by a designated employee

**Indicator Type:** Interview

1. The supervisor states that a specific individual is in charge of administering drugs and medications.

**CONTROLLED  
DRUGS AND  
SUBSTANCES ACT,  
1996, c. 19.**

56. The Minister may, on such terms and conditions as the Minister deems necessary, exempt any person or class of persons or any controlled substance or precursor or any class thereof from the application of all or any of the provisions of this Act or the regulations if, in the opinion of the Minister, the exemption is necessary for a medical or scientific purpose or is otherwise in the public interest.
63. Every authorization issued by the Minister under subsection G.06.001(1) or J.01.033(1) of the *Food and Drug Regulations* or subsection 68(1) of the *Narcotic Control Regulations* before the coming into force of sections 81 and 94 of this Act is hereby declared to have been validly issued and every such authorization that is in force on the coming into force of sections 81 and 94 of this Act shall continue in force under this Act until it is revoked, as if it were an exemption made under section 56 of this Act.

**SPECIAL  
INSTRUCTIONS**

1. Section 69 of the *Narcotic Control Regulations* under the *Controlled Drugs and Substances Act, 1996, c. 19* provides that:
- Every person who is exempted under section 56 of the Act with respect to possession of a narcotic, other than a person to whom a narcotic has been administered, sold, provided, distributed or delivered by a practitioner of medicine exempted under section 56 of the Act from the application of any subsection of section 53 with respect to that narcotic, every practitioner of medicine who has received a narcotic under subsection 68(3) or (5) and every agent of a practitioner of medicine who has received a narcotic under subsection 68(3) shall
- (a) keep and retain for a period of two years from the date of the making of the record, a record of,
- (i) the kind, date and quantity of any narcotic purchased or received by him;
  - (ii) the name and address of the person from whom the narcotic was received; and
  - (iii) particulars of the use to which the narcotic was put;

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**SPECIAL  
INSTRUCTIONS**  
(cont'd)

and

- (b) furnish such information respecting such narcotics as the Minister may require, and shall permit access to the records required to be kept by these Regulations. SOR/85-588, s.23; SOR/99-124, s.9; SOR/2004-237, s.27.
- 2. Drugs and medications requiring refrigeration must be kept in a locked container in the refrigerator.
- 3. Vitamins are considered as drugs, and therefore require a schedule of administration and the recording of such.