The Governing Board recognizes its dual responsibility to protect the health of students from risks posed by infectious diseases and to uphold the right of students to a free and appropriate education. A comprehensive approach to disease prevention requires the cooperation of the home and the community. The district requires all staff to routinely observe universal precautions to prevent exposure to blood borne pathogens and prevent the spread of all infectious diseases.

All students and employees shall be informed of the universal precautions to be used whenever anyone is exposed to blood or other body fluids through injury or accident. Science laboratory instruction shall be designed to protect students from contact with body fluids and with contaminated needles, sharps and other objects.

The admission of a student with a contagious disease within the school setting shall be determined by the Superintendent or designee in accordance with standard medical practice. The district shall exclude students only in accordance with law.

**Students with Blood borne Pathogen Infections**

The Board recognizes that human immunodeficiency virus (HIV) and hepatitis B virus (HBV) are blood borne pathogens and are not casually transmitted. Children with blood borne pathogen infections are entitled to attend school and receive an appropriate public education. The sole presence of blood borne pathogens is not sufficient reason to exclude students from attending school.

Parents/guardians are encouraged to inform the Superintendent or designee if their child has HIV/AIDS so that school staff may keep the student’s parents/guardians informed of any outbreak of disease at school. The district will work cooperatively with the student’s parent/guardian and physician to minimize the child’s exposure to other diseases in the school setting. The Board and schools can play an important role in educating the school community about the nature of blood borne pathogens and help alleviate fears about their transmission.

**Tuberculosis Testing**

The Governing Board recognizes that tuberculosis poses a public health threat and that treatment of active cases of this disease is the most effective means of controlling its spread. All district staff shall receive information on how tuberculosis is spread and how it can be prevented and treated.
The Superintendent or designee may require a tuberculosis skin test when qualified medical personnel reasonably suspect that a student has active tuberculosis. If there is an outbreak of tuberculosis at any school, the Superintendent or designee may require all students at the school to undergo tuberculosis skin tests.

Students known to have had a positive tuberculosis skin test shall be excluded from school until they provide evidence of a follow-up x-ray and appropriate medical care or are no longer suspected of having active tuberculosis.

**Legal Reference:**

**EDUCATION CODE**
- 48211 Habits and Disease
- 49450 Rules to insure proper care and secrecy
- 49451 Parent’s refusal to consent

**HEALTH AND SAFETY CODE**
- 120875 Providing information to school districts on AIDS, AIDS-related conditions and Hepatitis B
- 120880 Information to employees of school district
- 120230 Exclusion of persons from school
- 121475-121520 Tuberculosis tests for pupils

**CALIFORNIA CONSTITUTION**
- Article I, section 1 – Right to Privacy

**CIVIL CODE**
- 56-56.37 Confidentiality of Medical Information Act
- 1798-1798.76 Information Practices Act

**EDUCATION CODE**
- 48210-48214 Persons excluded
- 49073-49075 Privacy of pupil records
- 49076 Access to records by persons without written consent under judicial order
- 49403 Cooperation in control of communicable disease and immunization of students
INFECTIONIOUS DISEASES (Continued)

EDUCATION CODE
49450 Rules to insure proper care and secrecy
49602 Confidentiality of student information
51202 Instruction in personal and public health and safety

CODE OF REGULATIONS, Title 8
5193 California Blood borne Pathogens Standard

CODE OF REGULATIONS, Title 17
2500-2508 Communicable disease reporting requirements

HEALTH AND SAFETY CODE
120980 Unauthorized disclosures
121010 Disclosure to certain persons without written consent
120230 Re: exclusion for communicable disease

UNITED STATES CODE, TITLE 20
1232G Family Educational and Privacy Rights Act
1400 et seq. Education for All Handicapped Children

UNITED STATES CODE, TITLE 29
794 Section 504 of the Rehabilitation Act of 1973
662 F. Supp. 376

TUSD Adopted: 6/9/98