

INFECTIOUS DISEASES

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 disease.

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.

INFECTIOUS DISEASES (Continued)

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

INFECTIOUS 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
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CODE OF REGULATIONS, Title 17

2500-2508	Communicable disease reporting requirements
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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 Doe v. Belleville Public School District, (1987) 672 F. Supp. 342 Thomas v. Atascadero Unified School District, (1987) 662 F. Supp. 376 Phipps v. Saddleback Valley Unified School District, (1988), 204 Cal. App. 3d 1110
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