

CLASSIFICATION: Students

ADOPTED: 1/27/88

**Communicable, Contagious, or Infectious
Disease Control for Students in Schools**

REVISED: 10/11/95

SUBJECT: and Programs Operated by the County
Superintendent of Schools

PAGE: 1 of 5

It is the intent of the County Board of Education and the County Superintendent of Schools to cooperate with local health authorities, other governmental agencies, school and community college districts, students, parents/guardians, and community members to promulgate educational materials, inservice training, and recommended procedures for the prevention and control of severe communicable, contagious, or infectious diseases. See Exhibit 1 for definitions of communicable, contagious, or infectious diseases.

HIV-POSITIVE AND AIDS

If there is an identified case of Human Immunodeficiency Virus (HIV) Infection or Acquired Immune Deficiency Syndrome (AIDS) among students, the County Superintendent of Schools will be notified by the appropriate division administrator. Decisions regarding the admission, exclusion or alternative placement of students with Human Immunodeficiency Virus (HIV) Infection or Acquired Immune Deficiency Syndrome (AIDS) will be made on a case-by-case basis and specifically according to this administrative regulation. If further action is deemed necessary, the County Superintendent of Schools will institute the procedural review process outlined below. Each decision will be based in part on medical advice and the recommendation of a review panel.

OTHER SEVERE COMMUNICABLE, CONTAGIOUS, OR INFECTIOUS DISEASE

Decisions regarding the admission, exclusion, or alternative placement of students with other severe communicable, contagious or infectious diseases, including but not limited to hepatitis, cytomegalovirus (CMV), and herpes, shall be determined according to the Education Code and recommendations of the California Department of Education's advisories concerning communicable, contagious, or infectious diseases. When appropriate, the County Superintendent of Schools may elect to implement the procedural review process.

PROCEDURAL REVIEW

1. A review committee, appointed by the County Superintendent of Schools and chaired by the appropriate division administrator, will be comprised of the student's principal, teacher and/or counselor, a licensed physician and/or a medical consultant, a health professional from the County Department of Health Services, and other appropriate personnel.

CLASSIFICATION: Students

ADOPTED: 1/27/88

**Communicable, Contagious, or Infectious
Disease Control for Students in Schools**

REVISED: 10/11/95

SUBJECT: and Programs Operated by the County
Superintendent of Schools

PAGE: 2 of 5

2. The parent/guardian and/or the student who has an identified communicable, contagious, or infectious disease shall be notified and shall have the opportunity to provide input for consideration by the review committee. This input may be presented orally and/or in writing.
3. The review committee will assess the student's situation related to the safety of the student, other students, and staff, and to the control of the communicable, contagious, or infectious disease under consideration and make recommendations to the County Superintendent of Schools. The panel will consider:
 - A. The nature of the risk (how the disease is transmitted).
 - B. The duration of the risk (how long the carrier is contagious or infectious).
 - C. The severity of the risk (what is the potential for harm to other parties or to the infected person).
 - D. The probability the disease will be transmitted and will cause varying degrees of harm.
4. The review committee may develop recommendations regarding the placement status of a student with a communicable, contagious, or infectious disease with consideration for the safety of the student, other students, employees, and the control of the communicable, contagious, or infectious disease.
5. Within ten (10) working days of the review committee's final meeting, the review committee will prepare and will present to the County Superintendent of Schools written recommendations regarding the case.
5. The student's placement status will be monitored by the appropriate division assistant superintendent by communicating with the student's personal physician and other appropriate personnel.

CLASSIFICATION: Students

ADOPTED: 1/27/88

**Communicable, Contagious, or Infectious
Disease Control for Students in Schools**

REVISED: 10/11/95

SUBJECT: and Programs Operated by the County
Superintendent of Schools

PAGE: 3 of 5

COUNTY SUPERINTENDENT OF SCHOOLS' DETERMINATION

The County Superintendent of Schools will determine the appropriate course of action based in part on medical advice and the recommendations of the review committee. These actions may include a request to submit to an appropriate medical evaluation at the County Superintendent of Schools' expense, the possible exclusion of the student from school or class with alternative educational program options, or other appropriate accommodations. Action shall provide the student with educational opportunities while protecting the health and safety of other students, staff, and public. This action will also take into consideration the established procedures for placement of special education students and for exclusion and expulsion of students in schools and programs operated by the County Superintendent of Schools. The decision of the County Superintendent of Schools shall be communicated in writing to the student and parent/guardian, and shall include a copy of the review committee's recommendations when applicable.

RELEASE OF INFORMATION

1. A release of medical information form signed by the student's parent/guardian shall be obtained before requesting a physician's statement regarding the student's health condition.
2. Confidential medical records concerning the student's health condition shall be maintained in accordance with law and shall be released only to authorized personnel. These records shall not be released to others without the written approval of the student's parent/guardian or by judicial order.

PRIVACY RIGHTS

1. The number of employees informed of the student's condition shall be the minimum needed to ensure confidentiality and to detect situations in which the potential for transmission of the disease may increase.
2. It is the responsibility of all employees to respect the confidentiality of medical information provided to them and the individual's right to privacy. No employee who has access to confidential medical information shall provide the information to any unauthorized person.

CLASSIFICATION: Students

ADOPTED: 1/27/88

**Communicable, Contagious, or Infectious
Disease Control for Students in Schools**

REVISED: 10/11/95

SUBJECT: and Programs Operated by the County
Superintendent of Schools

PAGE: 4 of 5

3. In cases where it has been determined that a student with a communicable, contagious, or infectious disease poses a substantial and immediate risk to others in the classroom because of the student's personal habits or the nature of the disease, the employee(s) assigned to work with the student, the students assigned to the same classroom, and their parents/guardians will be notified of potential risks by the appropriate division assistant superintendent.

NEWS MEDIA CONTACT

The County Superintendent of Schools or his/her designee shall be the authorized spokesperson for matters relating to severe communicable, contagious, and infectious diseases of students in schools and programs operated by the County Superintendent of Schools. All medical issues related to severe communicable, contagious, or infectious diseases shall be referred to the Chief of the Epidemiology Unit, County Health Department.

INSTRUCTIONAL PROGRAMS

The County Superintendent of Schools shall provide information and resources on communicable, contagious, or infectious diseases.

Infectious disease prevention techniques as appropriate shall be taught to students in schools or programs operated by the County Superintendent of Schools regardless of whether a student or employee with a communicable contagious, or infectious disease has been identified within such schools or programs.

PREVENTIVE MEDICAL MEASURES

Due to the possibility that a communicable, contagious, or infectious disease carrier may go undetected, it is essential that information and training on communicable, contagious, or infectious disease prevention techniques be provided to students where appropriate. See Communicable and Infectious Disease Prevention, Exhibit 2, for specific guidelines to be implemented.

CLASSIFICATION: Students

ADOPTED: 1/27/88

SUBJECT: Communicable, Contagious, or Infectious
Disease Control for Students in Schools
and Programs Operated by the County
Superintendent of Schools

REVISED: 10/11/95

PAGE: 5 of 5

REVIEW OF COMMUNICABLE DISEASE POLICY AND REGULATIONS

Policies and administrative regulations related to communicable, contagious, or infectious disease shall be reviewed as appropriate to reflect the latest medical and/or legal considerations.

Board Policy No.: 5141.1

Derivation: Former Administrative Regulation No. 5100, Adopted 1/27/95. Amended and Renumbered 5141.1, 10/11/95.

Legal Reference: Education Code
48210 - 48214, 48221, 49061 et seq., 49408, 49451
Health and Safety Code
199.30 - 199.40, 3118, 3380 - 3390
Federal Legislation
Section 504 of the Rehabilitation Act of 1973 (P.L. 93-112),
19 U.S.C. 701 et seq.
Buckley Amendment of the Family Educational Rights and Privacy Act of 1974
(P.L. 90-147), U.S.C. 1232g
Education for All Handicapped Children Act of 1975
(P.L. 94-142), 20 U.S.C., Section 1401 et seq.

DEFINITION OF TERMS

AIDS - ACQUIRED IMMUNE DEFICIENCY SYNDROME: A disease that breaks down a part of the body's immune system, leaving its victim vulnerable to a variety of life-threatening illnesses.

COMMUNICABLE DISEASE: An illness due to a specific infectious agent or its toxic products which arises through transmissions of that agent or its products from an infected person or animal or a reservoir to a susceptible host--either directly, as from an infected person, or indirectly, through the agency of an intermediate host.

CONTAGIOUS: A lay term meaning "communicable".

CYTOMEGALOVIRUS (CMV): A virus which has been included in the herpes virus family. It rarely causes symptoms but may affect an unborn infant if the mother becomes infected during the first three months of pregnancy.

HEPATITIS B: A viral infection involving the liver, whose symptoms may include poor appetite, abdominal pain, nausea, vomiting, fever, jaundice, joint pain, and skin rash. Transmission of infection is usually by direct contact with infected blood on open wounds, but may occur from contact with infected saliva on open wounds.

HERPES SIMPLEX: An infectious disease caused by the Herpes simplex virus. Affected sites usually occur where the mucous membrane joins the skin.

HIV INFECTION - HUMAN IMMUNODEFICIENCY VIRUS: A condition in which a person has developed specific antibodies in response to being exposed to the AIDS virus. This person will be infected for the rest of his/her life and is capable of infecting others even though he/she may not have AIDS.

INFECTED PERSON: A person that harbors an infectious agent and who has either manifest disease or asymptomatic infection from whom the infectious agent can be acquired.

INFECTIOUS AGENT: An organism that is capable of producing infection or infectious disease.

INFECTIOUS DISEASE: A clinically apparent disease resulting from an infection.

