

Students

Infectious Diseases

The Board of Education desires to protect students from risks posed by exposure to infectious diseases while providing an appropriate education for all students.

The Superintendent or designee shall determine whether to admit a student with an infectious disease, and shall exclude students only in accordance with law. In making this determination, he/she shall consult the student's parents/guardians, the student's physician and/or the county health department, in accordance with law and consistent with confidentiality provisions. Because bloodborne pathogens such as hepatitis B virus, hepatitis C virus and human immunodeficiency virus (HIV) are not casually transmitted, the sole presence of bloodborne 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 an infectious disease so that school staff may work cooperatively with the student's parents/guardians to minimize the child's exposure to other diseases in the school setting. The Superintendent or designee shall ensure that student confidentiality rights are strictly observed in accordance with law. No District employee shall release medical information, including knowledge of a bloodborne pathogen infection, without written consent from the parent/guardian or adult student. Such information shall be shared only with those persons specifically named in the written permission.

The Board requires students and staff to routinely observe universal precautions to prevent exposure to bloodborne pathogens and to prevent the spread of all infectious disease.

The Superintendent or designee shall ensure that the District's health education program provides information about the nature of bloodborne pathogens and their transmission.

(Legal Reference on next page)

EDUCATION CODE

- 48210-48216 Persons excluded
- 49073-49075 Privacy of pupil records
- 49076 Access to records by persons without written consent or under judicial order
- 49403 Cooperation in control of communicable disease and immunization of students
- 49405 Smallpox control
- 49406 Examination for tuberculosis (employees)
- 49408 Information of use in emergencies
- 49450 Rules to insure proper care and secrecy
- 49451 Parent's refusal to consent to medical exam
- 49602 Confidentiality of student information

CALIFORNIA CONSTITUTION

Article 1, Section 1 Right to Privacy

CIVIL CODE

- 56-56.37 Confidentiality of Medical Information Act
- 1798-1798.76 Information Practices Act

HEALTH AND SAFETY CODE

- 120230 Exclusion for communicable disease
- 120325-120380 Immunization against communicable diseases
- 120875-120895 AIDS information
- 120975-121020 Mandated blood testing and confidentiality to protect public health
- 120980 Unauthorized disclosures
- 121010 Disclosure to certain persons without written consent
- 121475-121520 Tuberculosis tests for pupils

CALIFORNIA CODE OF REGULATIONS, TITLE 8

- 5193 Bloodborne pathogen standards

UNITED STATES CODE, TITLE 20

- 1232g Family Educational and Privacy Rights Act
- 1400-1487 Individuals with Disabilities Education Act

UNITED STATES CODE, TITLE 29

- 794 Section 504 of the Rehabilitation Act of 1973

Adopted: (7-88 4-94 9-97) 6-07

ORANGE UNIFIED SCHOOL DISTRICT
Orange, California