

EXCLUSIONS FROM ATTENDANCE

The Superintendent or designee may exclude any student who does not present evidence of immunization from certain infectious diseases as required by law unless the parent/guardian requests, in a written statement, exemption from the requirement on the basis of the physical condition of the student or conflict with the religious beliefs of the parent/guardian.

A child reasonably suspected of having active tuberculosis may be excluded from school pursuant to Health and Safety Codes 3402, 3404 and 3406.

Any student who resides where any contagious, infectious or communicable disease subject to quarantine exists, or has recently existed, shall not be permitted to attend school without written permission of the health officer.

The Superintendent or designee may exclude children of filthy or vicious habits, or children suffering from contagious or infectious diseases. Before excluding a student for such reasons, the Superintendent or designee shall send a notice to the parent/guardian of the student. The notice shall contain the following statements:

1. A statement of the facts leading to a decision to propose exclusion.
2. A statement that the parent/guardian has a right to meet with the Board to discuss the proposed exclusion.
3. A statement that at any such meeting the parent/guardian shall have an opportunity to:
 - a. Inspect all documents on which the District is basing its decision to propose exclusion.
 - b. Challenge any evidence and confront and question any witness presented by the Board.
 - c. Present oral and documentary evidence on the student's behalf, including witnesses.
 - d. Have one or more representatives present at the meeting.
4. A statement that the decision to exclude the student is subject to periodic review and the procedures for such periodic review.

The Superintendent or designee is not required to send prior notice of exclusion to the parent/guardian if the student is excluded because:

1. He/she resides in an area subject to quarantine.
2. He/she is exempt from a medical examination but suffers from a contagious or infectious disease.
3. It is determined that the student would constitute a clear and present danger to the life, safety or health of students or school personnel.

However, the Superintendent or designee shall send a notice as soon as reasonably possible after the exclusion.

The Board shall, at least annually, review its decision to exclude students pursuant to Education Code 48211. The Superintendent or designee shall report to the Board at least annually on the status of each such excluded student.