

INFECTIOUS DISEASES

The Governing Board desires to protect students from risks posed by exposure to infectious diseases while providing an appropriate education for all students. The Board recognizes that prevention and education are the most effective means of limiting the spread of infectious diseases.

INFECTIOUS DISEASE PREVENTION

The Superintendent or designee shall collaborate with parents/guardians and local health agencies and organizations to develop a comprehensive approach to disease prevention that promotes preventative measures and education of students and staff.

The Superintendent or designee shall regularly review resources available from health experts to ensure that district programs are based on the most up-to-date information.

The Superintendent or designee shall ensure that the district's comprehensive health education program provides information about the prevention of infectious diseases, including the nature of bloodborne pathogens and their transmission, as well as information to help prevent the spread of contagious diseases, such as a pandemic influenza. He/she shall also ensure that each school has sufficient infection prevention supplies that are easily accessible to staff.

UNIVERSAL PRECAUTIONS

Students and staff shall, observe universal precautions in order to prevent exposure to bloodborne pathogens and to prevent the spread of infectious diseases.

The Superintendent or designee shall inform students of the precautions to be used in cases of exposure to blood or other body fluids through injury, accident, or classroom instruction.

STUDENTS WITH INFECTIOUS DISEASES

The Superintendent or designee shall exclude students only in accordance with law, Board policy, and administrative regulation. Because bloodborne pathogens such as hepatitis B virus, hepatitis C virus, and human immunodeficiency virus (HIV) are not casually transmitted, the presence of infectious conditions of this type is not, by itself, 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.

LEGAL REFERENCE

EDUCATION CODE

48210-48216	Persons excluded
49073-49079	Privacy of pupil records

49403	Cooperation in control of communicable disease and immunization of pupils
49405	Smallpox control
49406	Examination for tuberculosis (employees)
49408	Information of use in emergencies
49602	Confidentiality of student information
51202	Instruction in personal and public health and safety

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
120975-121022	Mandated blood testing and confidentiality to protect public health
121475-121520	Tuberculosis tests for pupils

CODE OF REGULATIONS, TITLE 8

5193	California bloodborne pathogens standard
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CODE OF REGULATIONS, TITLE 17

2500-2511	Communicable disease reporting requirements
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UNITED STATES CODE, TITLE 20

1232g	Family Educational and Privacy Rights Act
1400-1482	Individuals with Disabilities Education Act

UNITED STATES CODE, TITLE 29

794	Section 504 of the Rehabilitation Act of 1973
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CODE OF FEDERAL REGULATIONS, TITLE 45

164.500-164.534	Health Insurance Portability and Accountability Act (HIPAA)
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COURT DECISIONS

Thomas v. Atascadero Unified School District, (1987) 662 F. Supp. 376

MANAGEMENT RESOURCES:**CSBA PUBLICATIONS**

Saving Lives: AIDS Issues for California Schools 1994, rev. 2006

Avian Influenza, Governance and Policy Services Fact Sheet, April 2006

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov>

California Department of Public Health: <http://www.cdph.ca.gov>

Centers for Disease Control and Prevention: <http://www.cdc.gov>

Contra Costa County Office of Education, Pandemic Flu Resources:

http://www.cccoe.k12.ca.us/about/flu/resources_flu_action_kit

U.S. Government Pandemic Flu Information: <http://www.pandemicflu.gov>