Students

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

(cf. 5141.21 – Administering Medication and Monitoring Health Conditions)
(cf. 5141.26 – Tuberculosis Testing)
(cf. 5141.3 – Health Examinations)
(cf. 5141.31 – Immunizations)
(cf. 5141.32 – Health Screening for School Entry)

The Superintendent/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/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.

(cf. 6142.1 – Sexual Health and HIV/AIDS Prevention Instruction)

Universal Precautions

Students who are independent and self care for medical procedures and all staff shall observe universal precautions in order to prevent exposure to bloodborne pathogens and to prevent the spread of infectious diseases.

(cf. 4019.43 – Universal Precautions)
Students

INFECTIONOUS DISEASES (continued)

The Superintendent/designee shall inform staff and those students who are independent and self care for medical procedures of the precautions to be used in cases of exposure to blood or other body fluids through injury, accident, or classroom instruction.

(cf. 5141 – Health Care and Emergencies)

Students with Infectious Diseases

The Superintendent/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.

(cf. 5112.2 – Exclusions from Attendance)

Parents/guardians are encouraged to inform the Superintendent/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/designee shall ensure that student confidentiality rights are strictly observed in accordance with law.

(cf. 4119.23 – Unauthorized Release of Confidential/Privileged Information)
(cf. 5125 – Student Records; Confidentiality)

Legal Reference:

EDUCATION CODE
48210-48214 Persons excluded
49073-49079 Privacy of pupil records
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
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
Students

INFECTIONOUS DISEASES (continued)

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
CALIFORNIA CODE OF REGULATIONS, TITLE 8
5193 California Bloodborne pathogen standard
CODE OF REGULATIONS, TITLE 17
2500-2511 Communicable disease reporting requirements
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
CODE OF FEDERAL REGULATIONS, Title 45
164.500-164.534 Health Insurance Portability and Accountability Act (HIPAA)
COURT DECISIONS

Management Resources:
CSBA PUBLICATIONS
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 Health Services: http://www.dhs.ca.gov
Centers for Disease Control and Prevention: http://www.cdc.gov
Contra Costa County Office of Education, Pandemic Flu Resources:
http://www.cccc.k12.ca.us/about/flu/resources_flu_action_kit

Policy
Adopted: 11/13/90
Revised: 10/16/01
Revised: 10/17/06
CHULA VISTA ELEMENTARY SCHOOL DISTRICT
Revised: 02/14/12
Chula Vista, California