

Policy 5141.22: Infectious Diseases

Status: ADOPTED

Original Adopted Date: 03/01/1993 | **Last Revised Date:** 07/01/2020 | **Last Reviewed Date:** 07/01/2020

The Governing Board desires to protect students from risks posed by exposure to infectious diseases while providing a high-quality education for all students. The Superintendent or designee shall collaborate with local and state health officials to develop and regularly update a comprehensive plan for disease prevention that promotes preventative measures, mitigation, education, communication, and training of students and staff. All measures to limit the spread of infectious diseases shall be nondiscriminatory and ensure that equity is promoted.

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

The district's comprehensive health education program shall provide age-appropriate information about the nature and symptoms of communicable diseases, their transmission, and how to help prevent the spread of contagious diseases.

If the local health officer notifies the district of an outbreak of a communicable disease, or the imminent and proximate threat of a communicable disease outbreak or epidemic that threatens the public's health, the district shall take any action that the health officer deems necessary to control the spread of the disease. The district shall comply with all applicable state and federal privacy laws in regard to any such information received from the local health officer. (Health and Safety Code 120175.5)

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 from on-campus instruction 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 exposure to other diseases in the school setting. If necessary, the Superintendent or designee shall inform the local health official of any potential outbreak. The Superintendent or designee shall ensure that student confidentiality and privacy rights are strictly observed in accordance with law.

Policy Reference Disclaimer:

These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

State	Description
17 CCR 2500-2511	<u>Communicable disease reporting requirements</u>
8 CCR 5193	<u>Bloodborne pathogens</u>
CA Constitution Article 1, Section 1	<u>Right to Privacy</u>
Civ. Code 1798-1798.78	<u>Information Practices Act</u>
Civ. Code 56-56.37	<u>Confidentiality of medical information</u>
Ed. Code 48210-48216	<u>Persons excluded</u>
Ed. Code 49060-49069.7	<u>Student records</u>
Ed. Code 49073-49079	<u>Privacy of student records</u>
Ed. Code 49403	<u>Cooperation in control of communicable disease and immunizations</u>
Ed. Code 49405	<u>Smallpox control</u>
Ed. Code 49406	<u>TB risk assessment</u>
Ed. Code 49408	<u>Student emergency information</u>
Ed. Code 49602	<u>Counseling and confidentiality of student information</u>
Ed. Code 51202	<u>Instruction in personal and public health and safety</u>
H&S Code 120175.5	<u>Local health officers and communicable diseases</u>
H&S Code 120230	<u>Exclusion for communicable disease</u>
H&S Code 120325-120380	<u>Immunization against communicable diseases</u>
H&S Code 120875-120895	<u>AIDS information</u>
H&S Code 120975-121023	<u>Mandated blood testing and confidentiality to protect public health</u>
H&S Code 121475-121520	<u>Tuberculosis tests for students</u>
Federal	Description
20 USC 1232g	<u>Family Educational Rights and Privacy Act (FERPA) of 1974</u>
20 USC 1400-1482	<u>Individuals with Disabilities Education Act</u>
29 USC 794	<u>Rehabilitation Act of 1973; Section 504</u>

45 CFR 164.500-164.534

Privacy of individually identifiable health information

Management Resources

Description

California Department of Education
Publication

Science Safety Handbook for California Public Schools,
2014

Court Decision

Thomas v. Atascadero Unified School District (1986)
662 F.Supp. 376

U.S. Dept. of Health & Human
Services Publication

School District (K-12) Pandemic Influenza Planning
Checklist

Website

[CSBA District and County Office of Education Legal
Services](#)

Website

[California Department of Education](#)

Website

[California Department of Public Health](#)

Website

[Centers for Disease Control and Prevention](#)

Website

[CSBA](#)

Cross References

Code

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0400

[Comprehensive Plans](#)

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[Nondiscrimination In District Programs And Activities](#)

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[Equity](#)

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[Comprehensive Safety Plan](#)

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[Uniform Complaint Procedures](#)

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[Relations Between Other Governmental Agencies And
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[Hazardous Substances](#)

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[Emergencies And Disaster Preparedness Plan](#)

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4119.42	<u>Exposure Control Plan For Bloodborne Pathogens</u>
4119.42-E(1)	<u>Exposure Control Plan For Bloodborne Pathogens</u>
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4119.43	<u>Universal Precautions</u>
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4219.42-E(1)	<u>Exposure Control Plan For Bloodborne Pathogens</u>
4219.43	<u>Universal Precautions</u>
4219.43	<u>Universal Precautions</u>
4231	<u>Staff Development</u>
4257	<u>Employee Safety</u>
4257	<u>Employee Safety</u>
4319.23	<u>Unauthorized Release Of Confidential/Privileged Information</u>
4319.41	<u>Employees With Infectious Disease</u>
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