

## **BRITTAN SCHOOL DISTRICT**

### **INFECTIOUS DISEASES**

BP 5141.22

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.

*Legal Reference:*

EDUCATION CODE

48210-48216 Persons excluded  
 49060-49069.7 Student records  
 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 Student emergency information  
 49602 Counseling and confidentiality of student information  
 51202 Instruction in personal and public health and safety CIVIL CODE  
 56-56.37 Confidentiality of Medical Information  
 Act 1798-1798.78 Information Practices Act  
HEALTH AND SAFETY CODE  
 120175.5 Local health officers and communicable diseases  
 120230 Exclusion for communicable disease  
 120325-120380 Immunization against communicable diseases  
 120875-120895 AIDS information  
 120975-121023 Mandated blood testing and confidentiality to protect public health  
 121475-121520 Tuberculosis tests for students  
CALIFORNIA CONSTITUTION  
 Article 1, Section 1 Right to Privacy  
CODE OF REGULATIONS, TITLE 8  
 5193 Bloodborne pathogens  
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 Privacy of individually identifiable health information  
COURT DECISIONS  
Thomas v. Atascadero Unified School District, (1986) 662 F.Supp. 376