

## **STUDENTS**

### **SUBJECT: Infectious Diseases**

The County Board of Education and County Superintendent of Schools desire to protect students from risks posed by exposure to infectious diseases while providing an appropriate education for all students. The County Board of Education and County Superintendent of Schools recognize that prevention and education are the most effective means of limiting the spread of infectious diseases.

#### **Infectious Disease Prevention**

The County 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.

(cf. 3516 - Emergencies and Disaster Preparedness Plan)  
(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)  
(cf. 5141.6 - Student Health and Social Services)

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

The County Superintendent or designee shall ensure that the County Office of Education'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)  
(cf. 6142.8 - Comprehensive Health Education)

#### **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.

(cf. 4119.42/4219.42/4319.42 - Exposure Control Plan for Bloodborne Pathogens)  
(cf. 4119.43/4219.43/4319.43 - Universal Precautions)

The County 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.

(cf. 5141 - Health Care and Emergencies)

### **Students with Infectious Diseases**

The County Superintendent or designee shall exclude students only in accordance with law, County Office of Education 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)

(cf. 6164.6 - Identification and Education Under Section 504)

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

(cf. 4119.23/4219.23/4319.23 - Unauthorized Release of Confidential/Privileged Information)

(cf. 5022 - Student and Family Privacy Rights)

(cf. 5125 - Student Records)

### **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  
**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**

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 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.cccoe.k12.ca.us/about/flu/resources\\_flu\\_action\\_kit](http://www.cccoe.k12.ca.us/about/flu/resources_flu_action_kit)

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