

## **Student Infectious Diseases Regulations**

The following procedures shall be followed in the case of a student with an infectious disease:

1. Any district employee who learns that a student may have an infectious disease shall immediately report that information to the building principal and to the superintendent. This information must be kept confidential.
2. If the district receives information from a district employee or from some other source that gives rise to a reasonable inference that a student has an infectious disease, the building principal or other person designated by the superintendent shall consult with the student's parents/guardians to determine if their child has an infectious disease.
  - a. If the parents have no knowledge of their child's condition or deny that their child has an infectious disease, a physician's statement may be required by the district as a condition of the student remaining in his/her current educational placement. The statement must contain a specific finding that the student has been clinically determined either to have or not to have an infectious disease. The cost of the medical examination shall be the responsibility of the district.
  - b. If the district determines that the student does not have an infectious disease, the record of the inquiry shall be sealed along with a notation that it has been determined that there was no infectious disease. This inquiry and notation shall become a part of the student's regular educational record. The student shall remain in his or her current placement.
  - c. The common communicable diseases, acute or short term, include, but are not limited to, the following:
    - chicken pox
    - impetigo
    - strep throat
    - scarlet fever

The chronic communicable, contagious and/or infectious diseases include, but are not limited to, the following:

- herpes simplex virus
- hepatitis B
- acquired immune deficiency syndrome (AIDS)

- aids related complex(ARC)
- human immune deficiency virus(HIV)

d. Any child having a disease as described in i.--v. above, has a handicapping condition and is subject to Section 504 of the Rehabilitation Act of 1973. This requires the Special Education Department to develop an appropriate placement for such child.

3. Neither this policy nor the placement of a student in any particular program shall preclude the administration from taking any temporary actions including removal of the student from the classroom as is necessary to protect the health, safety and welfare of the other students and staff. In accordance to this policy, any student who vomits at school will be sent home immediately.

In the event a student must be considered under Section 504, then the following additional procedures shall be followed:

4. At a minimum, without in any way limiting the discretion of the district or requirements under state or federal law, the staffing team will determine the following:
- a. The present levels of functioning in the following areas:
    - education (academic/perceptual)
    - health
    - communication
    - psychological/behavioral
    - social
  - b. Current information relative to the transmission and prognosis of the infectious disease that the student has.
  - c. Hygienic practices of the student.
  - d. Expected types of interaction with others in the district.
  - e. Risks and benefits to both the infected student and to others in the district, including other students and employees.
5. Based on the placement meeting, the placement panel shall determine either that the student is handicapped or is not handicapped as defined in state law and the Education for All Handicapped Children Act, 20 U.S.C., sec. 1401, et

seq., and shall make a placement for the student. If the student is not handicapped, the placement panel shall make a placement based on the factors listed in paragraph 4 of this procedure.

Subsequent review or appeal of the placement decision shall be governed by the review and appeal procedures applicable to a handicapped student. Review of placement may be at any time if the student's condition, behavior or new medical information warrants such review.

6. Nothing in this policy or its accompanying regulations shall be construed to mean that a student with an infectious disease is presumed to be handicapped as defined in state or federal law. The determination of handicapped shall be made on a case-by-case basis and pursuant to state and federal law.

Adopted: June 6, 1988  
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