

Bethel School District #52

Administrative Rule

JHCCA. STUDENTS WITH HIV, HBV, HCV, and AIDS

Risk of Transmission

According to Oregon Health Division Guidelines, available evidence indicates that casual person-to-person contact that occurs among students poses no risk of transmission of Blood Borne Pathogens (BBP) such as HIV, HBV, HCV and AIDS.

Confidentiality

The Oregon Legislature, by a 1987 Act (ORS 433.008), has determined that the identity of persons tested for reportable diseases is confidential unless the Oregon Health Division has evidence that the disease is in a contagious state, the person is violating the Health Division rules for control of the disease, and there is clear and convincing evidence that disclosure is required to avoid clear and immediate danger to others.

A violation of this law is a misdemeanor, punishable by imprisonment of up to one year. The law specifically prohibits disclosures by any person or government agency of the identity of a person upon whom BBP related tests are performed, or the results of the test, except as required by state law, rule, or is authorized by the tested individual.

GENERAL RULE

As a general rule, a student infected with a BBP shall be allowed to attend school in a regular classroom and shall be considered eligible for all programs, services, and privileges provided by state and federal law and Board policy. This shall be subject to any order of the Health Division or the Lane County Health Department.

PRESERVATION OF RIGHTS OF CONFIDENTIALITY

The Legislature has declared that knowledge of the existence of a student or the location of a student with a BBP will interfere with the student's rights of confidentiality when it has been determined by the Oregon Health Division or the local health agency that the presence of the student in school presents no risk of transmission of the disease.

SCREENING TESTS NOT REQUIRED

Blood tests to screen for BBP will not be required for school entry.

DISTRICT PROCEDURES

All district employees will participate in a mandatory training regarding BBP. District staff will follow steps and procedures outlined in its BBP manual in case of exposure.

A health management plan will be developed for any student with a blood borne illness that came to the district's attention that affected the ability to attend school.

WHEN A RISK OF TRANSMISSION EXISTS

If the team determines that a risk of transmission exists, the district will follow its established procedures for the provision of special services.

If a district tutor is assigned to work with the student with a BBP the district tutor will receive an orientation to the disease and training about precautions necessary to reduce the risk of transmission of the disease.

PERIODIC REVIEWS

Each removal of a student with a BBP, from normal school attendance shall be reviewed periodically by medically trained professionals selected by the district and the student's personal physician to determine whether the condition has changed. If the condition has changed, the team will review the data and determine if the student should return to normal school attendance.

UNIVERSAL PRECAUTIONS RELATED TO BODY FLUIDS CONTAINING BLOOD BORNE PATHOGENS

The district shall adhere to standards as identified in the Exposure Control plan developed by the district nursing staff.