

Wilson County Board of Education

Policy Description: Acquired Immune Deficiency Syndrome Page 1 of 3	Policy Number: 6.404	Amended Date: 06/04/07
	Rescinds: 400-IC-3	Issued: 08/96

1 **LIABILITY AND NON-DISCRIMINATION**

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3 Students infected with HIV shall not be denied enrollment in school. The Board shall not prevent an HIV
4 infected student from participating in the continuation of his/her education on the basis of HIV infection.

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6 **ATHLETICS**

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8 A student who is HIV positive may not be denied the opportunity to participate in school athletic programs based
9 solely on his/her HIV status. All reasonable accommodations shall be made to allow students with HIV to
10 participate in school sponsored physical activities.¹

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12 Mandatory screening for communicable diseases not spread by casual everyday contact, such as HIV infection,
13 shall not be a condition for school entry or attendance.

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15 **ADMINISTRATIVE RESPONSIBILITIES**

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17 If a student's parents/guardians choose to disclose the child's HIV status, all matters pertaining to that student
18 will be under the direct supervision of the director of schools or his/her designee.

19

20 The director of schools or his/her designee shall convene an evaluation team composed of the student's
21 parents/guardian, the student's physician if she/he elects to attend, a physician or nurse from the Public Health
22 Department as designated by the regional health officer and a representative of the local education agency as
23 designated by the director of schools or his/her designee. The evaluation team shall evaluate and review the
24 student's health status relative to attending school.

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26 The director of schools or his/her designee shall be responsible for requesting medical records from the
27 parent/guardian and a statement from the student's physician regarding health status of the student reported to
28 have HIV/AIDS. In addition, the director of schools will gather information regarding the student's cumulative
29 school record. These records will be reviewed by the evaluation team.

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¹ TRR/MS 0502-1-3-.08(2)(g)

1 The evaluation team shall assume responsibility for determining when a student's medical condition warrants the
2 student's removal from the classroom. For any child determined as warranting removal from the classroom due
3 to medical reasons, the school shall be responsible for determining the appropriate educational program for the
4 child. The parent/guardian shall be included as part of the local decision making process.

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6 Because HIV/AIDS infection is a progressive disease, semi-annual medical and educational monitoring will be
7 conducted by the evaluation team using the latest public health information.¹

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9 **CONFIDENTIALITY**

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11 No information concerning an HIV infected student shall be divulged, directly or indirectly, to any other individual
12 or group without the written consent of the parent/guardian. All medical information and written documentation
13 of discussions, telephone conversations, proceedings and meetings shall be kept by the director of schools in a
14 locked file. If the HIV infected student is under the age of eighteen (18), access to this file will be granted only to
15 those persons who have the written consent of the infected student's parents/guardians. Individuals will be
16 informed of a student's HIV infection on a "NEED TO KNOW" basis, as decided by the evaluation team, with the
17 written consent of the parents/guardians.²

18
19 **Under no circumstances shall information identifying a student with HIV/AIDS be released to the public.³**

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21 **APPROPRIATE ALTERNATIVE EDUCATION PROGRAMS**

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23 If a change in an HIV infected student's educational program becomes necessary (due to a secondary infection
24 that constitutes a medically recognized risk of HIV transmission in the school setting or deteriorating health of the
25 student) the director of school or his/her designee, parents/guardians and the treating physician will develop an
26 appropriate educational program in the least restrictive environment which is legally and educationally sound. If
27 the HIV infected student is receiving special education services, these services will be in agreement with
28 established policies.

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30 Reassessment of educational placement will be conducted semi-annually.

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¹ TRR/MS 0502-1-3-.08(2)(g)

² TCA 68-10-113

³ 20 USC 1232(g); 34 CFR § 300.571-2

CURRICULUM

The director of schools or his/her designee shall be responsible for developing instructional objectives to address each terminal objective in the state AIDS curriculum framework and provide each teacher responsible for teaching AIDS education with these objectives.¹

The state AIDS curriculum and related instructional objectives will be used in grades K-12.

Parents and guardians shall have convenient opportunities to preview all HIV prevention curricula and materials in accordance with the provisions of the Family Education Law of 1989.

Students shall have access to voluntary and confidential counseling about matters related to HIV. Administrators shall maintain a list of counseling and testing resources for student use.

INFECTION CONTROL

The director of schools or his/her designee shall develop an Occupational Safety and Health Administration (OSHA) based infection control plan in which each school will provide for: 1) well maintained and easily accessible materials necessary to follow universal precautions, and 2) designate first responders responsible for implementing infection control guidelines, including investigating, correcting and reporting on instances of exposure. All schools shall further follow the most current Centers for Disease Control and Prevention (CDC) Universal Precautions for Prevention of Transmission of Human Immunodeficiency Virus, Hepatitis B Virus, and Other Blood Borne Pathogens in Health Care Settings and the OSHA blood borne pathogens standard.²

¹ TRR/MS 0520-1-3-.05(1)(c)

² TRR/MS 0520-1-3-.05(1)(c)